CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 282
Vol. 2

JUNE 1987

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1987

Hayt, Hayt & Landau
Scott D. Landau

551.

FORD MOTOR CREDIT COMPANY
401 Broad Hollow Road, Melville N.Y.
vs. 11747

ARTHUR F. BILTZ, JR.
314 S. Brown Street
Titusville, Pa. 16354

Filed June 26, 1987

Tax & entry Paid	$40.50
Sheriffs Costs	22.30
Sheriff's Costs	55.30
Pro Co Pd 5/9/88	9.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

July 15, 1987, Sheriffs Return filed. Not Found, as to the within named defendant, ARthur F. Biltz. July 15, 1987. Moved, no forwarding address.
So answers, Howard N. Stewart, Sheriff

Feb. 11, 1988, Complaint Reinstated.

Apr 13, 1988 Sheriff's Return filed: Before me. the undersigned authority, personally appeared Edward T. Zakutney, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 26th day of February, 1988, at 1415 Hrs. he served Notice to Defend and Complaint in Civil Action Law, filed at AD 1987-551, Crawford County, Pennsylvania, upon defendant Arthur F. Biltz, Jr., at his place of residence, R.D.#3, Box 88, Titusville, Pa. by making known the contents thereof to Arthur F. Biltz, Jr., in person and handing to and leaving with him the certified copy of the said documents received from Howard N. Stewart, Sheriff of Crawford County.

Edward T. Zakutney, Deputy Sheriff
Gene Price, Sheriff

SERVED on the within named defendant, Arthur F. Biltz, Jr., by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served Februry 26, 1988.
So answers, Howard N. Stewart, Sheriff

And Now, May 9, 1988, at 11:13 a.m., upon praecipe of plaintiff attorney, with copy of notice of default judgment and affidavit of non military service attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, damages assessed in the amojnt of Five Thousand Four Hundred Thirty and 97/100 Dollars. (debt includes int. from 12/23/85 of $354.55; atty. fees of $905.16).
Judgment entered - 5/9/88
B - 11

Debt - $5,430.97
JUDGMENT
James F. Simmons,
Prothonotary

May 10, 1988, Notice of entry of judgment mailed to defendant.

EX1988-49

552.

Bruce A. Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

LOIS A. KETCHUM

Filed June 26, 1987

PETITION FOR INVOLUNTARY TREATMENT

Mental Health Procedures Act of 1976
(Sections 304 and 305)

July 1, 1987, Report of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 1 day of July 1987, upon consideration of the petition filed at the above no. 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 Lois A. Ketchum be committed to Warren State Hosp. for treatment not to exceed 90 days.

BY THE COURT,

Robert L. Walker, J.

July 1, 1987, copies to Attys. B. Barrett WSH, and Mr. Dickey.

Nov. 4, 1987, Petition for Involuntary Treatment filed.

Nov. 4, 1987, Report of Mental Health Review Officer, REcommendation, and Order filed. ORDER: AND NOW, this Oct. 30, 1987, upon consideration ofthe petition filed at the above no. 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 Lois Ketchum be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT,
P. Richard Thomas, J.

Nov. 9, 1987, copies of order to Atty Bruce Barrett, Mr. Dickey and WSH.

Nov. 24, 1987, Transfer of Involuntarily Committed Person from Inpatient to OUtpatient Status - Mental Health Procedures Act of 1976, (Section 306), filed.

1987

Watts, Pepicelli, Youngs and Youngs PC
Christopher J.Youngs

553.

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

MEADVILLE TRIBUNE, INC., A CORPORATION

vs.

STANFORD REGAL, MARILYN REGAL AND BRETT REGAL, EACH OF THEM INDIVIDUALLY AND TRADING AND DOING BUSINESS AS PARK SHOE STORE

Filed June 26, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 12/19/88 $15.00 ✓
Pro Co pd 3/6/89 6.00 ✓

COMPLAINT IN CIVIL ACTION

3 copies (atty)

July 7, 1987 Certificate of Service filed. Christopher J. Youngs, hereby certifies that he is the Attorney for the Plaintiff Meadville Tribune, Inc., in the within Action and that a copy of the Complaint in Civil Action was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Brett Regal, at 662 Glade Circle, Apartment 220, Allamonte Springs, FL 32714.,on June 26, 1987 and was received by the Defendant on June 29, 1987. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Watts, Pepicelli, Youngs and Youngs PC
By: Christopher J. Youngs, atty.for Plaintiff

July 14, 1987 Appearance of Shafer, Swick, Bailey, Irwin & Stack by Robert S. Bailey for Defendants filed.

Aug. 28, 1987 Defendant Brett Regal Answer And New Matter To Plaintiff's Complaint filed.

Sept. 28, 1987 Plaintiff's Reply to New Matter of Defendant Brett Regal filed

Jan 25, 1988 Complaint Reinstated.

Feb. 10, 1988 Plaintiff's First Request For Production Of Documents Directed To Defendant Stanford Regal, Marilyn Regal and Brett Regal filed.

Feb 11, 1988 Affidavit of Service filed: Before the undersigned, a Notary Public for the State of Ohio, personally appeared Gary Howard, of Court Reporters, Inc., 40 East Buchtel Ave., Akron, Oh 44308, who, having been duly sworn according to law, deposes and says that he personally served a certified copy of the Complaint in the within action upon the defendant Stanford Regal on the 27 day of January, 1988, at 9:10 P.M., at the following address: 920 Hampton Ridge, Akron, Ohio and making known to him the contents of the Complaint

Howard B. Gary

Feb 11, 1988 Affidavit of Service filed: Before me, the undersigned, a Notary Public for the State of Ohio, personally appeared Howard Gary, of Court Reporters, Inc., 40 East Buchtel Avenue, Akron, OH 44308, who, having been duly sworn according to law, deposes and says that he personally served a certified copy of the complaint in the within action upon the defendant Marilyn Regal thru Husband Stanford Regal on the 27th day of January, 1988 at 9:10 P.M., at the following address 920 Hampton Ridge, Akron, and making known to her the contents of the Complaint.

Howard B. Gary

Feb. 25, 1988, Defendants Stanford Regal and Marilyn Regal Answer and New MaTTER TO Plaintiff's Complaint, filed.

Mar. 9, 1988, Defendants Response to Plaintiff's First Request for Production of Documents Directed to Defendant Stanford Regal, Marilyn Regal and Brett Regal, filed.

Dec. 16, 1988, Upon praecipe of plaintiff attorneys, for reference to the arbitrators, the following arbitrators are appointed: Russell Schetroma, Chairman
Harry F. White
Gary A. Fabian

Dec. 16, 1988, Plaintiff's Answer to Defendants' First Set of Interrogatories Directed to the plaintiff filed.

Dec. 16, 1988, Plaintiff's Reply to New Matter of Defendants Stanford Regal and Marilyn Regal filed.

Dec. 29, 1988, Plaintiff's Verification to Plaintiff's REply to New Matter of Defendants Stanford Regal and Marilyn Regal filed.

Jan. 4, 1989, Arbitrators Take the Qualifying Oath.

Mar. 3, 1989 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1987

Spadafore, Vardaro, Walker & Johnson

Emil M. Spadafore, Jr

554.

Gordon R. Miller
Walter Fredrychowski and Linda M. Fredrychowski

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
for dfts. Woodcock Twp. and Donald Miller

CLIFTON L. ERB

vs.

WOODCOCK TOWNSHIP, DONALD D. MILLER, WALTER FREDRYCHOWSKI, AND LINDA M. FREDRYCHOWSKI HUSBAND AND WIFE

vs.

Karen Whitacre a-k-a Karen Hopkins

Filed June 26, 1987

Tax & entry Paid	$40.50
Sheriff's Costs	43.02
Sheriff's Costs	19.00
Pro Co Pd 3/10/88	6.00
Certificate Pro.Co.Pd 4/25/88	1.00

COMPLAINT - CIVIL ACTION

4 copies (sheriff)

(Jury Trial Demanded)

July 10, 1987 Sheriff's Return filed. SERVED Woodcock Township within named defendant on June 30, 1987 at 11:52 a.m. by hadning a true copy of the within Complaint to Ralph Johnson, Twp. Supervisor at their place of business, Township Building, N. Main Street Extension, Saegertown, Crawford County, Pennsylvania.
SERVED AND MADE KNOWN TO Donald D. Miller personally the within named defendant on June 30, 1987 at 12:01 p.m. at his place of employment, R.D.#2, Box 37, Saegertown, in the County of Crawford, State of Pennsylvania.
SERVED AND MADE KNOWN TO Walter Fredrychowski personally the within named defendant on July 1, 1987a t 1:57 p.m. by handing a true copy of the within Complaint to him, at his place of residence, R.D.#2, Saegertown, in the County of Crawford, state of Pennsylvania.
SERVED Linda m. Fredrychowski within named defendan ton July 1, 1987 at 1:58 p.m. by handing a true copy of the within Complaint to Walter Fredrychowski, adult member of the family with who she resides, namely her husband at their place of residence, R.D.#2, Saegertown, in the county of Crawford, State of Pennsylvania.
So answers,

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

July 17, 1987 Appearance of Gordon R. Miller for Walter and LInda M. Fredrychowski filed.

July 21, 1987, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendants Woodcock Township and Donald D. Miller, filed.

July 21, 1987 Answer and New Matter of Woodcock Township and Donald D. Miller filed.

Aug. 5, 1987 Answer and New Matter of the Fredrychowski's filed.

Aug 28, 1987 Petition of Woodcock Township and Donald D. Miller for Extension of Time to Join Additional Defendants and Order filed: AND NOW, this 28th day of August, 1987, upon presentation of the within Petition, it is hereby ordered that the time within which Woodcock Township and Donald D. Miller may join additional defendants is extended for sixty days from this date, without prejudice to the right of the proposed additional defendants or any other party to challenge the validity of the joinder.

By the Court,
Robert L. Walker, J.

Sept. 2, 1987 Copies of order to all counsel of record.

Sept. 22, 1987 Reply To The New Matter Of Walter Redrychowski and LIndsa M. Fredrychowski filed.

Sept. 30, 1987, Notice of Service of Interrogatories to Defendants, Walter Fredrychowski and Linda M. Fredrychowski, (First Set) filed.

Sept. 30, 1987, Reply to the New Matter of Woodcock Township and Donald D. Miller filed.

Oct. 28, 1987 Upon praecipe of E. Max Weiss to join Karen Whitacre, a-k-a Karen Hopkins as Additioanl Defendant. (Issued)

Oct. 28, 1987 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Clifton Erb and Karen Whitacre, a-k-a Karen Hopkins filed.

Oct. 28, 1987 Certificate of Service filed.

Nov. 4, 1987, Answers to Interrogatories to Defendants, Walter Fredrychowski and Linda M. Fredrychowski, (First Set) filed.

Nov. 12, 1987 Notice Of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Clifton Erb and Karen Whitacre, a-k-a Karen Hopkins filed.

Dec. 2, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Karen Whitacre personally the within named Additional Defendant by handing a true copy of the Writ to Join Additional Defendant to her on Nov. 4, 1987 at 12:42 PM at her place of residence, R.D.#2, Saegertown, Crawford Co., Pa.
So answers,

Edgar D. Householder, Dep/ Sheriff
Howard N. Stewart, Sheriff

Feb. 8, 1988 Depositions of Karen Hopkins and Clifton L. Erb filed.

Mar. 9, 1988, Upon praecipe of plaintiff attorney, theis above captioned case is settled and discontinued of record.

1987

Feb. 26, 1988 Petition For approval of Settlement and Order filed. And Now, to-wit, this 26 day of February, 1988, 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 Pl aintiff to compromise and settle the within litigation as follows:

1. To the Plaintiff:
   a.) The cash sum of $35,000.00
   b.) Lump sum deferred payments as follows:

Age/Year	Amount
March 1, 1995	$ 7,500.00
March 1, 2003	$15,000.00
March 1, 2013	$155000.00
Total of Cash and Payments:	$212500.00

   c.) All said sums to be payable to Clifotn L. Erb and in the event of his death, to be payable to his estate or, if married, tohis wife; and in the event of his death, and sums are to be payable totheir children, if nay, per stirpes.
2. To the Plaintiff's Attorney:
   a.) Plaintiff's attorney is authorized to be paid the sum of $15,000 as and for attorney's fees and costs icurred to be payable from the above stated cash sum and payable upon exchange of all necessary closing documents.
   b.) Record costs in the amount of $ whatever is due.

It is further ordered, adjudged and decreed that the Settlement Agreement and Release, a copyof 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, 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

Feb. 29, 1988 Copies of order to Emil Spadafore, Gordon Miller and E. Max Weiss

4
A

1987

1987

Mason and Mason
Joan D. Mason

555.

RALPH E. BECKDOL

vs.

ELLA J. BECKDOL

Filed June 26, 1987

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
Pro co pd 12/11/87 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

July 23, 1987 Affidavit of Service filed:
I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on July 9, 1987 mail to the above Defendant, Ella J. Beckdol, by certified mail #401 446 531, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Ella J. Backdol on July 10, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason, Attorney for Plaintiff

Nov. 6, 1987 Affidavit of Consent of Plaintiff filed.

Dec. 11, 1987 Affidavit of Consent of Defendant filed.

Dec. 11, 1987 Upon praecipe of Plaintiff Attorney For Review Under §201 (c) of the Divorce Code, this case moved to court.

Dec. 23, 1987 D E C R E E F I L E D .

!. 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 dte of the filing of the complaint, and an Affidavit h as been filed by each of the parties, evidencing that each of the parties consents tothe divorce pursuant to Section 201(c) ofthe Pennsylvania Divorce Code.

2. PERSONAL PROPERTY: The Plaintiff, ralph E. Beckdol shall retain all items of personal property presently located inthe previous marital residence located at 1014 Forest Green estates, except for the following items, which shall belong to the defendant Ella J. Beckdol; a black and white television; an alarm cleck; two radios; two afghans with matching pillows; various tools; various linens and kitchen items; a footstool and card table with four chairs; a lawn chair and lounge chair; a camera; and various other smaller household necessities; a small footstool; a VCR; two dressers (he is keeping the small third dresser); a twelve speed bicycle; pots and pans (worth approximately $300.00 and is the set to which she already has some items); three tapes and the tape case; two lamps; ironing board; two flashlights; dishes (older set); ice chest; glass piggy bank (empty); electric mixer; stainless steel bowls; three legged footstool; charcoal burner; glass baking dishes; crock pot; picnic basket; T.V. tray; VCR stand; life jacket; fishing pole; microwave oven; shears; hammer; battery clock and stand; blender;iron; three piece Rubbermaid set; heating pad (this is a replacement); bed linens (except for one set for the double bed) one half of the cooking utensils; coffee pot; two small waste baskets; three piece set of stainless steel baking dishes; two microwave dishes; two pair of drapes; four 40 watt light bulbs; childs record player; rugs; duct tape; hamper; tin bread pan; dark pot plate; roasting pan; pot holders; Pledge; Murphy's Oil Soap; one half of the dry foods that were not spoiled (wormy); bread box; cake holder; hand sweeper; and old easy chair (not the new one, which Mr. Beckdol will be retaining.

3. If income and expense statements, or inventories and appraisements have not been filed by either or both parties hereto, the requirement of the filing of said documents is hereby waived by the other party hereto, and same need not be filed. Each is aware of the assets and debts of the other.

4. each party hereby releases the other form any and all claims arising out of the marital relationship or otherwise, and also waives the right to inherit in any way from the other, or to serve in any capacity in the estate of the other party.

5. Ralph E. Beckdol, by himself and by his attorney, Joan D. Mason, Esquire, and Ella J. Beckdol, by herself, and by her attorney, James R. Steadman, Esquire, do hereby consent to the terms and consitions of this Divorce Decree.

Ralph E. Beckdol Oct. 20, 1987 — Ella J. Beckdol 9-21-87
Joan D. Mason Oct. 20, 1987 — James R. Steadman 9-21-87
Attorney for Ralph E. Beckdol — Attorney for Ella J. Beckdol

This Order shall be effective as of this 23 day of dec., 1987.

BY THE COURT,
P. Richard Thomas, J

1987

David W. Pickens

556.

Culbertson, Weiss
Schetroma & Schug
Mary A. Kirkpatrick

ROBERT B. McMASTER

vs.

BARBARA H. McMASTER

Filed June 29, 1987

Tax & entry Paid $40.50 ✓
Pro C. Pd 8-18-87- 45.00 ✓
Pro C Pd 6-22-88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

July 8, 1987 Affidavit of Service filed: I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, and on June 29, 1987, I sent a copy of the complaint in divorce filed at the above number, properly endorsed, to Barbara H. McMaster, at R.D.#8, Box 482, Meadville, PA. 16335, her last known address, by certified mail No. P-042-073-100; and that on July 7, 1987, I received a return receipt for said certified mail signed by Barbara H. McMaster and dated June 30, 1987, 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.

Date: July 8, 1987 David W. Pickens

Aug. 18, 1987 Petition for Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses, Alimony and Equitable Distribution filed.

August 17, 1987 Petition for Special Relief Under the Divorce Code Pursuant to Pa. R.C.P. 1920.43 and Order filed:
ORDER: AND NOW, August 17, 1987, after presentation of the Petition for Special Relief, a rule is issued upon the Plaintiff to show cause, if any he has, why management of all of the parties' assets and income should not be place in Defendant's hands pending the entry of Decree in Divorce with provision for equitable distribution.

Hearing is scheduled for the 29th day of Sept. 1987,,at 2:30 o'clock p.m. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Aug. 24, 1987 copies of order to attys. David W. Pickens and Mary Ann Kirkpatrick.

Aug. 20, 1987, Motion to Set Hearing on Alimony Pendente Lite, Reasonable Counsel fees, Costs and Expenses and ORDER filed. And Now, Aug. 20, 1987, a hearing on the Motion for Alimony Pendent Lite, Reasonable counsel fees, costs and expenses is set for Sept. 29, 1987 at 2:30 o'clock p.m., in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, PA.

By the Court,
Robert L. Walker, J.

Aug. 25, 1987 Copy of Order to David Pickens and Mary A. Kirkpatrick.

Oct. 2, 1987 ORDER filed. AND NOW, Sept. 29, 1987, at the time this matter is before the Court, the parties and counsel advise the Court the matter has been amicably resolved as follows:

On or before Oct. 10, 1987, and for six consecutive months thereafter, the Plaintiff will pay to the Defendant the sum of $1,744.00 per month as alimony pendente lite.

The Plaintiff will continue to keep in force and pay the necessary premiums on a health insurance plan covering both of the parties for a period of six months commencing with the month of october.

Non-covered medical expenses, counsel fees, costs, and any other matters raised in the petition have been amicably resolved by the parties and, therefore, are not covered by this Order.

By Order Of The Court,
P. Richard Thomas,P.J.

Oct. 5, 1987 Copy of Order to David Pickens and Mary Kirkpatrick.

May 20, 1988 Affidavit of Consent of Plaintiff filed.

May 25, 1988 Memorandum of Agreement as to Divorce, Alimony Pendente LIte, Counsel Fees, Costs and expenses, Alimony and Equitable Distsribution filed.

June 1, 1988 Motion for Order and Order filed. And Now, June 1, 1988, upon presentation ofthe parties' Memorandum of Agreement, it is hereby ordered;

1. All proceeds from the sale of Adsit-Parise of Meadville and LInesville, its assets, accounts, real estate, goodwill, trade, renewals, business name and noncompetition agreement to Gelvin, Jackson & Starr, Inc. and Michael W. Drexler, the ame being marital property, shall be divided euqlly between the Plaintiff and Defendant.
2. Plaintiff shall forthwith give notice to Gelvin, Jackson & Starr, Inc. and Michael w. Drexler that one-half of all payments due to Plaintiff under all contracts and agreements shall be paid directly to Defendant.

By The Court:
P. Richard Thomas,J

June 2, 1988 Copies of order to David Pickens and Mary Ann Kirkpatrick

June 20, 1988 Affidavit Of Consent of Defendant filed.

June 22, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

June 29, 1988
DIVORCE DECREE FILED.

AND NOW, June 29, 1988, it is hereby ordered adjudged and decreed that the marriage heretofore existing between

ROBERT B. McMASTER

AND

BARBARA H. McMASTER

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

Continued in margin

1987

David W. Pickens

557.

WAYNE P. BAIR AND DOREEN A. BAIR, HIS WIFE

vs.

RIVERVIEW HOMES, INC.

Filed June 29, 1987 and issued

Tax & entry Paid $40.50 ✓
Pro Co.pd. 9/8/87 5.00 ✓

Sheriff's Costs 81.50

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Sept. 8, 1987 Upon Praecipe of Plaintiff Attorney the above captioned case is discontinued.

Sept. 9, 1987 Writ Returned: Before me, the undersigned authority, personally appeared Kevin J. Gibbons, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 27th day of July, 1987, at 3:01 P.M., he served Writ of Summons, filed at AD 1987-557, Crawford County, Pennsylvania, upon defendant Riverview Homes, Inc., at Riverview Homes, Inc., R.D.#1, Box 670, Vandergrift, Armstrong County, Pennsylvania by making known the contents thereof to John Matarrese, Manager, and handing to and leaving with him the certified copy of the Writ of Summons received from Prothonotary.
Kevin J. Gibbons, Deputy Sheriff
John R. Kochican, Sheriff

SERVED on the within named defendant, Riverview Homes, Inc., by deputizing the Sheriff of Armstrong County, Pennsylvania, as per his affidavit of service hereto attached. Served July 27, 1987.
So answers, Howard N. Stewart, Sheriff

1987

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

558.

Howard W. Bishoff
for Raymond Fedela

JOHN M. PUTMAN

vs.

D & L INVESTMENT CORPORATION
A CLOSE CORPORATION, AND
RAYMOND J. FEDELA

Filed June 29, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 72.60
Pro Co Pd 8-13-87 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County ~~Agreement~~ Book 127, page 347.

Aug. 11, 1987 Sheriff's Return filed. Before me the undersigned authority, personally appeared Ronald L. Clark, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 6th day of July, 1;987, at 6:15 p.m., he served Complaint in Foreclosure filed at No. 558 A.D. Term, 1987, Crawford County Pennsylvania, upon defendant D & L Investment Corporation, a Close Corporation at 176 Donation Road, Greenville, Pennsylvania. By making known the contents thereof to Larry Unangst, President and handing to and leaving with him the certified copy of the Complaint received from Sheriff of Crawford County.

Before me, the undersigned authority, personally appeared Robert Cherep who being duly sworn according to law, deposes and says that on the 24 day of July 1987, at 1:00 p.m. he did not serve complaint in mort. fore. filed at No. 558 Term, 1987, crawford county Pennsylvania, upon defendant Raymond Fedela at 1160 State Route 885, Clairton, PA By making known the contents thereof to NEI attempts made no response to door and h anding to and leaving with the certified copy of the received from

So answers, Ronald L. Clark, Deputy Sheriff
Donalrd A. Marenchin, Sheriff

So answers, Robert Cherep, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED on the within named defendant, D & L Investment Corporation, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served July 6, 1987.
NOT FOUND, as to the within named defendant, Raymond Fedela, as per the attached affidavit from Allegheny County dated July 24, 1987.
So answers, Howard N. STewart, sheriff

AND NOW, August 12, 1987 @ 1:35 P.M., Upon Praecipe of Plaintiff's Attorney with Notice attached, judgment is hereby entered in favor of the Plaintiff and against the defendant, **D. & L Investment Corporation, only** as follows: 1. Principal Balance: $29,000.00
Costs
Interest from March, 1987
(at the rate of $290.00 per month)
Attorney collection fees 200.00
2. Foreclosue of the Article of Agreement and possession of the premises.
D-186 Debt.....$29,000.00 + Costs, Int. & Atty. fees

JUDGMENT
James F. Simmons
Prothonotary

Judgment entered 8-12-87

August 21, 1987 Complaint Reinstated.

December 10, 1987, Acceptance of Service filed. I, Howard W. Bishoff, Esq., do hereby verify that I am the atty. of record for Raymond J. Fedela and that as such I am authorized to accept service of the complaint filed at the above term and number, that I did, on the 7th day of Dec. 1987, received a certified copy of the said Complaint. Howard W. Bishoff, Esq.
Dated: Dec. 7, 1987

Dec. 10, 1987, Appearance of Howard W. Bishoff, attorney for defendant Raymond J. Fedela, filed.

June 30, 1992 This Judgment Satisfied (See paper filed)

1987

Ferguson, Spataro
& S'Shea
Douglas W. Ferguson

559.

TERRI LYNN KIGHTLINGER

vs.

NORMAN W. KIGHTLINGER

Filed June 29, 1987

Tax & entry Paid $40.50
Pro Co Pd 11-10-87-9 ao

COMPLAINT IN DIVORCE

1 copy (atty)

July 27, 1987 Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defednant by certified mail, addressee only, return receipt requested, dated June 30, 1987. The Defendant acknowledged service on July 1, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.
Douglas W. Ferguson

Oct. 23, 1987 Affidavit Of Consent of Defendant filed.

Oct. 23, 1987 affidavit Of Consent of Plaintiff filed.

Nov. 5, 1987 Upon Praecipe of Plaintiff's Attorney, for Review Under Section 201(c) of the Divorce Code, this case is moved to Court.

Dec. 2, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 30, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

TERRI LYNN KIGHTLINGER and NORMAN W. 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, J

As of Sept. 12, 2000, any filings involving this case may be found on the Computer.

1987

Bozic and Thomas
John H. Bozic, Jr.

560.

MARQUETTE SAVINGS ASSOCIATION

vs.

KEVIN E. WELLMON AND SUSAN Y. WELLMON, HIS WIFE

Filed June 29, 1987

Tax & entry Paid $40.50

Sheriff's Costs 27.10

Pro Co Pd 8-17-87 9.00

COMPLAINT

2 copies (sheriff)

July 16, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Susan Y. Wellman personally, the within named defendant by handing a true copy of the within Complaint to her, on July 1, 1987 at 1"45 P.M. at her place of residence, R.D.#1, Saegertown, in the County of Crawford, State of Pennsylvania.

SERVED Kevin E. Wellmon within named defendant on July 10, 1987 at 11:31 A.M. by handing a true copy of the within Complaint to Robert Wellmon, adult member of the family, namely his father, at their residence, R.D.#8, Box 16, Meadville, in the County of Crawford, State of Pennsylvania.

So Answers,

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

AND NOW, August 17, 1987 ,Upon praecipe of Plaintiff's attorney with notice of judgment attached, judgment is hereby entered in favor of the plaintinn and agains the defendants for failure to filed an answer and damages are hereby assessed as follows: Principal, Nineteen Thousand SixHundred Three Dollars and Ninety-four cents; Interest to May 31, 1987 Six Hundred Six Dollars and Fifty Cents; Attorney's Commission, One Thousand Dollars; Preservation expense, Thirty Dollars; **REAL DEBT,** Twenty-one Thousand Two Hundred Forty Dollars and Forty-four Cents plus interest from June 1, 1987 at 12.25%.

W-101, 151

Debt.....$21,240.44 + interest

JUDGMENT

Judgment entered 8-17-87

James F. Simmons
Prothonotary

Aug 25, 1987 Notice of Judgment mailed defendants.

EX 1987-72

1987

Mary Mansfield Craft

561.

IN THE MATTER OF THE MARRIAGE OF

EUGENE CLIFFORD STERN

vs.

VIRGINIA LOUISE STERN

Filed June 30, 1987

Tax & entry Paid $10.50 ✓
Pro Co Pd 6/30/87 75.00 ✓

DECREE OF DIVORCE CERTIFIED FROM THE 311TH DISTRICT COURT OF HARRIS COUNTY, TEXAS-1983

No 70195

DECREE OF DIVORCE:

DECREE OF DIVORCE

On the 14th day of May, 1984, came on to be heard the above-entitled and numbered cause.

Petitioner, EUGENE CLIFFORD STERN, appeared in person and by attorney MARY MANSFIELD CRAFT.

Respondent, VIRGINIA LOUISE STERN, was duly served with process by personal service upon her court-appointed Guardian, Margaret Girvin Logan, who failed to answer and is in default.

The Court, having considered the evidence and arguments of counsel, finds that this Court has jurisdiction of this suit. All questions of fact and law were submitted to the Court.

DIVORCE

The Court finds that the marriage of Petitioner and Respondent has become insupportable because of discord or conflict of personalities that destroys the legitimate ends of the marriage relationship and prevents any reasonable expectation of reconciliation.

IT IS THEREFORE DECREED that EUGENE CLIFFORD STERN, Petitioner, and VIRGINIA LOUISE STERN, Respondent, be, and they are hereby divorced.

CHILDREN

The Court finds that no child or children were born or adopted during the marriage of Petitioner and Respondent and none are expected.

DIVISION OF PROPERTY

The Court finds that the following division of the estate of the parties is just and right, having due regard for the rights of each party.

IT IS THEREFORE DECREED that EUGENE CLIFFORD STERN, Petitioner, be, and is hereby awarded as Petitioner's sole and separate property, and VIRGINIA LOUISE STERN be, and is hereby divested of all right, title, and interest in and to all personal property whatever, including choses in action, and whether tangible or intangible, accrued or unaccrued, matured or unmatured, vested, contingent, or otherwise, which is held in the name of Petitioner as shown by muniment, contract, deposit of funds or other evidence of ownership, or in the possession of Petitioner and not subject to such evidence of ownership, SUBJECT TO any indebtedness on such property.

AND IT IS FURTHER DECREED that Petitioner shall pay the following community debts: any and all debts incurred by him from and after August 22, 1981.

IT IS FURTHER DECREED that VIRGINIA LOUISE STERN, Respondent, be, and is hereby awarded as Respondent's sole and separate property, and EUGENE CLIFFORD STERN be and is hereby divested of all right, title and interest in and to all personal property whatever, including choses in action, and whether tangible or intangible, accrued or unaccrued, matured or unmatured, vested, contingent, or otherwise, which is held in the name of Respondent as shown by muniment, contract, deposit of funds or other evidence of ownership, or in the possession of Respondent and not subject to such evidence of ownership, SUBJECT TO any indebtedness on such property;

AND IT IS FURTHER DECREED that Respondent shall pay the following community debts: any and all debts incurred by her from and after August 22, 1981.

IT IS DECREED that all costs be, and are hereby taxed against the party incurring same, and same having been paid, let no execution issue.

IT IS DECREED that all relief requested in this cause and not expressly granted herein be, and is hereby denied.

SIGNED this 15th day of May, 1984.

JUDGE

June 30, 1987, Notice of Election to Retake Maiden Name filed.
To Be Known As: VIRGINIA LOUISE LOGAN

1987

Bette J. Peterson-Muth

562.

BRIAN W. PETERSON

vs.

MICHELLE L. PETERSON

Filed July 1, 1987

Tax & entry Paid $40.50 ✓
Pro Co. pd 11-17-87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 17, 1987 Affidavit of Service of Complaint by Mail filed. Bettie J. Peterson-Muth, being duly sworn according to law deposes that she is an attorney at law duly authorized to practice law in the Co. of Crawford, Commonwealth of PA., and that on July 2,1987 she sent a copy of the complaint in Divorce, properly endorsed, to defendant, by certified mail, postage prepaid, return receipt requested, to RD #2, Box 104D, Cochranton, PA 16314, the defendant's address.

The original green card receipt bearing defendant's signature is attached hereto and marked as Exhibit "A", the original receipt for certified mail is attached hereto and marked as Exhibit "B".

Bettie J. Peterson-Muth,
Attorney

Nov. 17, 1987 Affidavit of Consent of Plaintiff filed.

Nov. 17, 1987 Affidavit of Consent of Defendant filed.

Nov. 17, 1987 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 7, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 7, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BRIAN W. PETERSON and **MICHELLE L. PETERSON**

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

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

1987

Gilardi, Cooper & Gismondi
Michaelle H. Lally
P Saras

563.

Bozic & Thomas
R. Charles Thomas

MARCELLINE SARAS AND ROBERT SARAS, HER HUSBAND

vs.

OAKLAND BEACH GOLF CLUB

Filed July 1, 1987

Tax & entry Paid $40.50 ✓

Sheriff's Costs 21.12
Pro Co Pd 11-10-87 15.00 ✓
Pro Co Pd 10/19/89 6.00

COMPLAINT

1 copy (sheriff)

July 22, 1987 Sheriff's Return filed: SERVED Oakland Beach Golf Club, the within named defendant Company. on July 20, 1987 at 10:50 A.M. by handing a true and attested copy of the within Complaint No. AD 1987-563 at Route 18, Box Z, in the County of Crawford, State of Pennsylvania, the office or usual place of business of said defendant company, to Betty Templin, the agent or the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 5, 1987 Appearance of Bozic & Thomas by R. Charles Thomas for Defendant filed.

Sept. 23, 1987, Amended Complaint filed.

Nov 4, 1987 Answer to Plaintiffs' Complaint filed.

Nov 10, 1987 Attorney for Plaintiff files Praecipe for Arbitrators, whereupon the following Arbitrators are appointed:

BRUCE L. SMITH, Chairman

SYLVIA L. DRATLER

ALAN R. SHADDINGER

Jan 28, 1988 Notice of Service of Interrogatories Directed to Defendant filed

Jan 28, 1988 Plaintiffs' Request for Production of Documents filed.

Mar. 7, 1988 Notice Of Deposition of Manager on 6/07/86 at Oakland Beach Golf Club filed.

May 13, 1988 Deposition of Philip R. Templin filed.

Dec. 6, 1988 Oral Deposition of Marcelline Saras filed.

Dec. 2, 1988 Oral Deposition of Robert P. Saras filed.

Sept 11, 1989 Certificate of Readiness filed.

ON OCTOBER 1989-TRIAL LIST

Oct. 18, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

564.

NANCY L. LEWIS
P.O. Box 314
Hydetown, Pa.

vs.

HARRY K. LEWIS
R. D. #4
Centerville, Pa.

Filed July 1, 1987

PETITION FOR EMERGENCY RELIEF FROM ABUSE FROM
JUSTICE OF THE PEACE ROBERT J. LEONHART -30-3-03
No. 01-87

July 7, 1987 Original Petition For Emergency Relief From Abuse filed.

1987

Orton, Dunlavey &
Jeffery, P.C.
Michael E. Dunlavey

565.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

John B. Brautigam

CRAIG A. LONG

vs.

JON F. BOWES AND RICHARD L. WOOD d/b/a
WOOD GRAVEL COMPANY

Filed July 1, 1987

Tax & entry Paid	$35.50 ✓
Pro Co 7/6/87	**5.00** ✓
Sheriff's Costs	33.89
Arb. paid 6/21/89	15.00 ✓
Pro Co pd 4/27/90	9.00 ✓

COMPLAINT

2 copy (sheriff)

(trial by jury demanded)

July 13, 1987 Sheriff's Return filed. SERVED Richard L. Wood July 7, 1987 at 11:34 a.m. by handing a true copy of the within Complaint to Francis Wood, adult member of the family with whom he resides, namely his wife, at their residence, R.D. #3, Box 3970, Conneaut Lake, in the County of Crawford, State of Pennsylvania.
NOT FOUND as to the within named defendant, John F. Bowes.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

July 17, 1987 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendants filed.

Aug. 21, 1987 Appearance of John B. Brautigam for Jon F. Bowes and Richard L. Wood, Defendants filed.

Sept. 8, 1987, Answer and New Matter of john F. Bowes and Richard L. Wood, d/b/a Wood Gravel Company to Plaintiff's Complaint filed.

June 19, 1989, Upon precipe of defendant attorneys, for reference to the arbitrators, the following arbitrators are appointed: Theodore Watts, Ch.
Terry Toomey
~~Joan D. Mason~~ David Pickens

July 19, 1989 Arbitrators Take Qualifying Oath.

July 26, 1989 Notice of Hearing Before Board of Arbitrators filed. (To be held Thursday, August 17, 1989 at 1:30 o'clock P.M.)

Aug. 9,, 1989 Notice Of Postponement of Hearing filed.

Apr. 26, 1990 Upon praecipe of Plaintiff Attorney the above number is marked satisifed and discontinued of record.

1987

Altomare, Barnhart & Rockwell Joseph C. Barnhart		COMPLAINT 1 copy (sheriff)
566.	KIRK EMICK, A MINOR, BY JOHN P. EMICK AND MEDORA S. EMICK, HUSBAND AND WIFE, PARENTS AND NATURAL GUARDIANS AND JOHN P. EMICK AND MEDORA S. EMICK, HUSBAND AND WIFE vs. PERNELL MITCHEL GRAY	July 16, 1987 Sheriff's REturn filed. Not Found as to the within named defendant, Pernell Mitchel Gay, He joined the service, no known address. So answers, Howard N. Stewart, sheriff Sept 9, 1987, Complaint Reinstated. Oct. 17, 1988, Sheriff's Return filed. Complaint returned to Prothonotary Oct. 17, 1988. No instructions, no check. So answers, Howard N. Stewart, Sheriff
	Filed July 1, 1987 Tax & entry Paid $40.50 ✓ Sheriff's Costs 19.84	

1987

Culbertson, Weiss,
Schetroma and Schug
Mary Ann Kirkpatrick

567.

Bozic & Thomas
R. Charles Thomas

RALPH A. ACKER

vs.

YVONNE D. ACKER

Filed July 1, 1987

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
Thomas O'Shea - master
Ono Pd 8/9/91 $5.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

JUly 29, 1987, Affidavit of Service filed. And Now, July 29, 1987, comes Mary Ann Kirkpatrick, Esq. being duly sworn according to law, deposes and sets for th as follows:

1. That she is the Atty. for Ralph Acker, plff. in the above captioned matter.

2. That on information furnished to her by the plaintiff, she caused a cert. copy ofthe Complaint in Divorce to be forwarded by cert. mail No. P 042 057 084 postmarked July 1, 1987, to the last known address of the dft. Yvonne Acker, R. D. #4, Box 826 Harger Road, Meadville, Pa. 16335.

3. That the dft. Yvonne Acker on July 2, 1987, personally signed the ret. rec. card which was affixed to the Complaint in th above matter and which is attached hereto as Exhibit A.

Service of the complaint agains the dft. is therefore effected in accordance with Pa. Rules of Civil Procedure.

Mary Ann Kirkpatrick, ESq.

Aug. 3, 1987 Appearance of Bozic & Thomas by R. Charles Thomas For Defendant filed.

Oct. 9, 1987, Affidavit of Consent of defendant filed.

Oct. 19, 1987 Affidavit Of Consent of Plaintiff filed.

Dec. 17, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Jan. 12, 1988 Inventory and Appraisement Of Ralph A. Acker, Plaintiff filed.

Jan. 22, 1988, Motion for Appointment of a Master and Order Appointing Master filed. ORDER: AND NOW, Jan. 26, 1988, Thomas O'Shea, Esquire is appointed Master, in respect to the following claims: DIVORCE AND EQUITABLE DIVISION

Deposit required: By plaintiff $300.00 By defendant $300.00 -

PER CURIAM,
P. Richard Thomas, Judge

Jan. 27, 1988, copies of order to attys. M. Kirkpatrick, R. Charles Thomas, and T. O'Shea.

Feb 22, 1988 Proof of Notice of Master's Hearing filed.

Mar. 11, 1988 Income and Expense Statement of defendant, Yvonne D. Acker filed.

Mar. 11, 1988 Inventory and Appraisement of Yvonne D. Acker filed.

Mar 21, 1988 Plaintiff's Amended Inventory and Appraisement filed.

Mar. 28, 1988 Amended Inventory and Appraisement of Ralph A. Acker Plaintiff filed.

June 3, 1988, Master's Hearing Transcript filed.

June 22, 1988 Application For Special Relief and Order filed. AND NOW this 22nd day of June, 1988, upon presentation and consideration of the within Petition, the Plaintiff is directed to return the tractor-mower to the Petitioner in this case iwthin seventy-two (72) hours of the entry of this Order and in default thereof the P laintiff shall be obligated to pay the cost of having the grass mowed onthe marital property by a third party.

BY THE COURT,
Robert L. Walker, J

June 22, 1988 Copies of order to Mary Ann Kirkpatrick, R. Charles Thomas and Thomas O'Shea

July 1, 1988, Notice of Filing Master's Report filed.

July 1, 1988, Master's Report filed.

July 1, 1988 Petition for payment of Master's fees and Stenographer fees filed

July 1, 1988 Order filed. AND NOW, July 1, 1988, the Prothonotary is hereby directed to pay Rains Service the amount of $473.50 from the funds deposited by the parties in this case. The Court sets Master fees in the amount of $1,000.00 Each party is required to deposit with the Prothonotary of Crawford County an additional amount of $436.75 for payment of Master fees. The Prothonotary is directed to pay all sums deposited toward Master Fees (Except said amount for Stenographer fees) to Thomas D. O'Shea, Esquire.

BY ORDER OF THE COURT,
Robert Walker, J.

July 5, 1988, Copies of Order Sent to Mary Ann Kirkpatrick and R. Charles Thomas

July 7, 1988 Exceptions to Master's Report of Plaintiff filed.

July 11, 1988 Exceptions To Master's Report filed.

Aug 10, 1988 Upon Praecipe of Plaintiff's Attorney, this case is place on the Argument List.

On September 1988 Argument list

Sept. 12, 1988 Order Setting ARgument Date filed. And now, September 12, 1988, bacause of the number of cases on the September 26, 1988 ARgument List and the amount of court time available, argument in the above-captioned matter is hereby scheduled in Courtroom No. 1, before the Honorable P. Richard Thomas, on October 3, 1988 at 11:00 a.m.

FOR THE COURT,
Imogene Yetman, C.A.

Sept. 13, 1988 Copies to counsel of record.

2/3/88 Recd # 300.00 from Plaintiff
2/17/88 Recd. # 300.00 from Defendant

7/1/88 Paid #473.50 To Rains Reporting Service Chk #4613

7/1/88 Paid #126.50 To Thomas D. O'Shea Master Chk #4618

7/15/88 Recd #436.75 from plff.

7/15/88 Paid #436.75 to Thomas D. O'Shea, Master Chk. # 4637

8/11/88 Recd #436.75 from dft.

8/12/88 Paid #436.75 to Thomas D O'Shea Master Chk. # 4660

Continued on page 570

1987

Knox Graham McLaughlin
Gornall and Sennett, Inc.
John O. Dodick

568.

DIANE AUTH

VS.

LARRY BOWLES
JEANETTE GIBSON

Filed July 2, 1987

Tax and entry paid	40.50 ✓
Pro Co Pd 9/30/87-	9.00 ✓
Pro Co Pd 9/30/87	9.00 ✓
Sheriffs costs	91.20
Cert. Pd. 9/8/88	2.00 ✓
Cert. Pd 11/22/91	2.00

COMPLAINT

2 COPIES (Sheriff)

And Now, Sept. 30, 1987 at 11:14 A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment, certificate of mailing, Affidavit of Appraiser, attached, Judgment is hereby entered in favor of the plaintiff and against the defendant Larry Bowles, for failure to answer, damages assessed in the amount of Six Thousand Three Hundred and 50/100 Dollars plus int. and costs of suit.
Judgment entered - 9/30/87 Debt - $6,300.50
B - 101
JUDGMENT
James F. Simmons,
Prothonotary

And Now, Sept. 30, 1987, at 11:14 A.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file default judgment, certificate of mailing, Affidavit of Appraiser, attached, Judgment is hereby entered in favor ofthe plaintiff and against the defendant Jeanette Gibson, for failure to answer, damages assessed in the amount of Six Thousand Three Hundred and 50/100 Dollars plus int. and costs of suit.
Judgment entered - 9/30/87 Debt - - $6,300.50
G - 93
JUDGMENT
James F. Simmons,
Prothonotary

Oct. 1, 1987, Notices of Entry of Judgment mailed to each defendant.

Oct. 12, 1987, Sheriffs Return filed. Before me the undersigned authority, appeared Mark D. London, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 13th day of July 1987, at 0940 hrs. he served Notice to defendant and complaint in civil action filed at AD 1987 - 568, upon defendant Larry Bowles at residence of 123 East State St, Pleasantville, Pa. 16341, by making known the contents thereof to him personally and leaving with him the cert. copy of the complaint and notice rec'd from Mark D. London, Dep. Sheriff.
Mark D. London, Dep. Sheriff
Gene Price, Sheriff, Venango County
Before me the undersigned authority personally appeared Douglas Irvine Dep. Sheriff to D. E. Allen, Jr. Sheriff of the County of Warren, Com. of Pa. who being duly sworn according to law, deposes and says that on the 15th day of July 1987 AD at 3:45 p.m. he served the captioned complaint upon Jeanette Gibson at her place of residence R. D. #2, Rt. 27, Titusville, Warren County, Pa. by handing to and leaving with the said Jeanette Gibson a cert. copy of the above and by making known the contents therein.
Douglas A. Irvine, Dep. Sheriff
D. E. Allen, Sheriff, Warren County

SERVED Larry Bowles within named defendant by deputizing the Sheriff of Venango County, Pa., as per his affidavit of service hereto attached. Served: July 13, 1987.
SERVED Jeannette Gibson within named defendant by deputizing the Sheriff of Warren County, Pa. as per his affidavit of service hereto attached. Served: July 15, 1987.
So answers,
Howard N. Stewart, Sheriff

Feb 22, 1988 Upon Praecipe of Attorney for Diane Auth for Assessment of Damages, damages are hereby assessed against the defendants, Larry Bowles and Jeannette Gibson, in the amount of Six Thousand Three Hundred and 50/100 ($6,300.50) Dollars pursuant to Pa. R.C.P. 1037 and the local Rules of Court.
Judgment entered 2-22-88 Debt.....$6,300.50
JUDGMENT
James F. Simmons
Prothonotary

Sept. 7, 1988, UPon praecipe for certification of judgment, cert. mailed to atty.

Nov. 22, 1991, Upon praecipe for recertification of judgment, certificate mailed to Atty. JOhn O.Dodick.

July 17, 2003 See Computer for further entries.

1987

Joseph W. Selep

Meyer, Darragh, Buckler, Bebenek & Eck

Daniel C. Lawson

569.

KAY A. BONAVITA

VS.

RICHARD H. CRAGO

Filed July 2, 1987

Tax and entry paid $40.50 ✓

Sheriff's Costs 20.10

Pro Co Pd 8/17/87 9.00 ✓

Pro Co Pd 10/18/88 2.00 ✓

Pro Co pd 4-4-97 6.00 ✓

COMPLAINT

1 copy (sheriff)

July 16, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Richard H. Crago personally, the within named defendant on July 8, 1987 at 9:41 AM at his place of employment, Wentworth Auto Sales, R.D.#2, Guys Mills, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

July 29, 1987, Notice of Intention to Take Default Judgment filed.

And Now, Aug. 10, 1987 at 10:58 a.m. judgment entered against the defendant, Richard H. Crago, in default of an apperance or pleadings sec. reg.. 1047 pa. R.C.P.
C-144 Judgment
judgment entered 8/10/87 James F. Simmons
Prothonotary

And Now, Oct. 18, 1988 at 11:22 a.m., Upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of One Thousand Two Hundred Ninety Four and 11/100 Dollars .
Judgment entered - 10/18/88
C - 144 Debt --- $1,294.11

JUDGMENT
James F. Simmons,
Prothonotary

Apr 3, 1997 Upon praecipe of plaintiff attorney the above captioned matter is marked satisfied of record.

Watts, Pepicelli, Youngs and Youngs PC Alan L. Pepicelli 570. Bozic and Thomas R. Charles Thomas	AUORA B. CURL AND LEONARD D. CURL, HER HUSBAND, AND NORLEN M. CURL,A MINOR, BY LEONARD D. CURL AND AURORA B. CURL,HER GUARDIANS VS. BERNARD A. BELL Filed July 2, 1987 Tax and entry paid $40.50 ✓	SUMMONS IN CIVIL ACTION 1 copy issued atty. July 7, 1987 Acceptance Of Service Of Writ of Summons in Civil action And Entry Of Appearance filed.

Mason and Mason

M. Dan Mason

571.

James R. Irwin
County Solicitor

IN RE:

PRIVATE SALE OF TAX CLAIM LAND ASSESSED OWNER - LOWELL EDMINSTER
BIDDER-JAMES H. ANDERS

Filed July 2, 1987

Tax and entry Paid 8-20-87 · $40.50 ✓

OBJECTIONS TO PROPOSED PRIVATE SALE
OF TAX CLAIM LAND

July 2, 1987 Order filed: AND NOW, this 2 day of July 1987, upon presentation and consideration of the foregoing Objections, a rule is granted upon the Treasurer of Crawford County to show cause, if any he has, why he should not accept the petitioners bid of $552.25 and disapprove of the proposed sale to James H. Anders; or in the alternative, to show cause why the property should not be exposed at a sale between the petitioners and James H. Anders, with the highest bidder prevailing.

Said Rule to be returnable for hearing on the 12 day of Aug. 1987 at 9:00 o'clock a.m. A true and correct copy of this petition shall be personally served upon the Treasurer of Crawford County forthwith, and upon James H. Anders by certified mail and regular mail to the last known address.

Per Curiam,

P. Richard Thomas, J.

Aug. 12, 1987 affidavit of Service filed. M. Dan Mason, attorney for Larry R. Lintz and Margery Ellen Lintz, the petitioners in the above stated matter, being duly sworn according to law, deposes and says that on July 7, 1987, the petition in regard to the private sale of tax claim land was served upon the persons and in the manner indicated below.

James H. Anders - Service by first class mail and certified mail.

Lowell Edminster- Service by first class mail and certified mail

Treasurer, Crawford County Courthouse Service by first class mail

West Mead Township Authority Service by first class mail

M. Dan Mason

Aug. 13, 1987, ORDER filed. AND NOW, August 12, 1987, at time fixed for hearing on the objections filed by Larry R. Lintz and Marjorie Ellen Lintz to the Proposed private sale of private property for sale formerly owned by Lowell Edminister and sold to Crawford County Tax Claim Bureau on Sept. 9, 1985, the objectors and the proposed purchaser, JaMES H. Anders having appeared in open court and the objectors expressed a willingness to pay the original upset sale price of $552.35, and the proposed purchaser at private sale having indicated to the Court that he is not willing to pay that price, the proposed sale to James H. Anders is disapproved and the Crawford County Tax Claim Bureau is DIRECTED to convey the property to Larry R. Lintz and Marjorie Ellen Lintz for the sum of $552.35, to be paid within ten (10) days from this date and upon delivery of a deed from the Crawford County Tax Claim Bureau.

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

Aug. 14, 1987, copies of order to M. Dan Mason, and James R. Irwin, Esqs.

572

M. Dan MaSON

PETITION FOR INVOLUNTARY TREATMENT

OF

FRANCES B. WALTON

Filed July 6, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
Sections 304 and 305

July 13, 1987, Report of Mental Helath Review Officer, (John D. Petruso), Recommendation, and Order filed. ORDER: AND NOW, this 13 day of July 1987, upon consideration of the petition filed at the above no. 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 Frances B. Walton be committed to Warren State Hospital for treatment for a period of not to exceed 90 days.

This order shall take effect when arrangements can be made for transfer of the patient.

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

July 14, 1987, copies of order to Atty Dan Mason, Warren St. Hosp. and Mr. Dickey MHMR.

July 22, 1987 Petition For Counsel Fees and Order filed. AND NOW, this 21 day of July, 1987, M. Dan Mason, Esquire, having been appointed by the Court to represent Frances B. walton in a metnal commitment hearing, having well and faithfully performed the services to which he was assigned, and having filed his petition for allowance of compensation, the Court hereby allows the sum of $175 to M. Dan Mason, as compensation for services rendered in representing Frances B. walton and the Court allows the sum of $5 to M. Dan Mason, for reimbursement of costs.

WHEREFORE, it is ordered and Decreed that the sum of $180 be paid to M. Dan Mason, and that the sum shall be charged upon Crawford County in accordance with the law. Charge acct # 016001045.

By The Court,
P. Richard Thomas, J

July 22, 1987 copies of order to M. Dan Mason and Commissioners

Nov. 30, 1987, Petition for INvoluntary Treatment filed.

Nov. 30,1987, Report of Mental Health Review Officer, Thomas Africa, Esq., Recommendation and order filed. ORDER: AND NOW, this 24 day of Nov. 1987, upon consideration of the petition filed at the above no. 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 Frances B. Walton be committed to the Warren state Hosp. for treatment for a period not to exceed 180 days from Oct. 16, 1987.

BY The COURT,
P. Richard thomas, P.J.

Dec. 3, 1987, copies to WSH, Thomas Africa and Peter Dickey, M.H.

Apr 21, 1988 Petition for Involuntary Treatment filed.

April 21, 1988 Report of Mental Health Review Officer, Findings of Fact, Recommendation and Order filed: AND NOW, this 20 day of April, 1988, 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 Frances Walton be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from February 16, 1988.

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

Apr 26, 1988 Copies of order to D. Mason, Warren St. Hosp., MHMR.

573.

PETITION FOR INVOLUNTARY TREATMENT

OF

AGNES M. FRANZ

Filed July 6, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
Sections 304 and 305

July 7, 1987 Report of Mental Health Review Officer Recommendation and Order filed: AND NOW, this 7th day of July, 1987, 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 Agnes M. Franz be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect when arrangements can be made for transfer of the patient.

BY THE COURT
P. Richard Thomas, J.

July 8, 1987 Copies of order to Doris Miller (WSH) Mr Dickey, and Bruce Barrett, Esqs

Nov. 30, 1987, Petition for Involuntary Treatment filed.

Nov. 30, 1987 Report of Mental Health Review Officer, Thomas E. Africa, Esq. Recommendation and Order of court filed. ORDER: AND NOW, this 24 day of Nov. 1987 upon consideration ofthe petitin filed at the above no. and other relevant matter, and after a review of the report of the Mental Health Review Officer, ti is hereby ORDERED AND DIRECTED that the said Agnes M. Franz be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from Nov. 6, 1987.

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

Dec. 3, 1987, copies to WSH, Mental Health and Thomas E. Africa. Esq.

R.Charles Thomas

574.

Joan D. Mason

RONALD A. TRIOLA

vs.

THRESA A. TRIOLA

Filed July 6, 1987

Tax and entry pd. $40.50 ✓

John Fuller, Mediator
Mediation costs 120.00 ✓
Rec'd Rd 9/24/87- 9.00 ✓

CPMPLAINT IN CUSTODY
1 COPY(Mediatpr)
3 copies (atty.)

July 6, 1987 Order filed: You, Thesa A. Triola, have been sued in court to obtain custody, partial custody, or visitation with the children, Michael A. Triola; Stephen A. Triola; and Daniel A. Triola.

And Now, thjs 6 day of July, 1987, John Fuller, is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.

You are further ordered to bring with you, if in your physical custody, the above named children.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. If you do not have a lawyer or cannot afford one, go to or telephone the Office set forth below to find out where you can get legal help. 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.

9/24/87 Recd. $60.00 From Plaintiff

Recid $60.00
Oct 1, 1987
Vivian Stoltz

10/20/87 Recd. $30.00 From Defendant

11/16/87 Recd $30.00 From Defendant

Recid 11-17-87
$30.00
Vivian Stoltz

Recid 11-17-87
$30.00
Vivian Stoltz

July 23, 1987 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on July 8, 1987 mail to the above Defendant, Thresa A. Triola by certified mail #401 446 530, return receipt requested, deliver to addressee only a complaint in the above custody action.

Said notice was received by Thresa A. Triola on July 10, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

Aug. 10, 1987 Order filed. AND NOW, August 10, 1987, at the Mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, it is hereby ordered and decreed as follows:

(I) Legal custody of Michael A. Triola, Stephen A. triola and Daniel A. Triola, shall be shared between their mother and father, and that each shall be entitled full access to medical records, school records and other important records, and each shall be entitled to take part in decisions affecting the children's medical treatment, education, religious instruction and other important decisions.

(II) Physical custody of Michael A. Triola, Stephen A. Triola, and Daniel A. Triola shall be with the mother, Theresa a. Triola, subject to the following conditions:

(a) The father shall be entitled to visit and take the children into his custody from August 9, 1987 1:00 p.m. until August 30, 1987, except that the mother is to have the children in her custody from 5:00 p.m.on August 14, 1987 until 9:00 p.m. on August 16, 1987.

(b) The father shall be entitled to visit and take the children into his custody the first full three weekends of every month from September 1, until June 1, of each year. The father shall be responsible for providing transportation for the children from and to the home of the mother on such weekends.

(c) Beginning with the Summer of 1988 and each Summer thereafter the children shall be in the custody of the father from July 15, until September 1 each year. during this approximate six (6) week period the mother shall be entitled to have the chidlren in her custody three weekends from 5:00 p.m.on Friday until Sunday at 9:00 p.m. which three weekends, unless otherwise agreed upon between the parties shall be every other weekend commencing the week after the children to go visit the father. The children shall be in the home ofthe mother from June 1, to July 15 each Summer and during this period the father shall be entitled to have the children three weekends which weekends unless otherwise agreed upon shall be every other weekend commencing the week after June 1.

(d) With respect to holidays the children shall be in the home of the mother every Christmas Day and in theh ome of the father the day preceding Christmas from 9:00 a.m. until 10:00 p.m. In addition the father shall be entitled to have the children in his custody for three (3) full days over the Christmas vacation and shallgive the mtoehr two weeks notice of the day in which he intends to have the chidlren in his custody.

(e) The holiday schedule with respect to Easter, Memorial Day, Fourth of July, Labor Day and Thanksgiving shall continue to be alternated and observed as provided in the Order of the Court dated January 25, 1980.

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

Costs related to the mediation conference shall be equally divided between the parties.

This Order shall be a temporary Order but shall become a permanent Order unless exceptions thereto are filed by either party within thirty (30) days of the date heretof.

BY THE COURT,
Robert L. Walker, J

Aug. 11, 1987 Copies of order to R. Charles Thomas, Joan Mason and John Fuller

1987

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

575.

G. WAYNE McKISSICK

vs.

CYNTHIA L. McKISSICK

filed July 6, 1987
Tax and entry paid $40.50 ✓
1 Count paid 15.00 ✓
Pro Co pd 10/29/87 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c) and
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
1 copy (atty)

July 9, 1987 Verification filed. I, JAMES R. IRWIN, ESQIRE, DO HEREBY VERIFY THAT I am the attorney of record for G.Wayne McKissick and that as such, I am authorized to execute this Verification; that I did, on the 6th day of July, 1987 send by Certified Mail, Return Receipt Requested, Addressee Only, to Cynthia L. McKissick a true and correct copy of the divorce complaint filed at the above term and number at her last known address of Apt. B-2, Six Penn Avenue, Greenville, Pa. -16125, as evidenced by the attached sender's receipt No. P401-436-178 and that on the 8th day of July, 1987 I did receive the duly executed return receipt dated the July 7, 1987.

James R. Irwin, Esquire

Oct. 26, 1987 Affidavit Of Consent of Plaintiff filed.

Oct. 26, 1987 affidavit Of Consent of Defendant filed.

Oct. 26, 1987 Upon praecipe to Transmit Record, this case moved to court,

Nov. 12, 1987 **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 accordance with a Separation and Property settlement Agreement dated July 10th, 1987, 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 P laintiff shall be the sole and exclusive owner of a 1987 3/4 ton Chevrolet C20 truck and Defendant shall be the sole and exclusive owner of a 1983 Cutlass Cierra.

Further, the division of marital owned personal property shall bemade in accordance with Sections 11, 12 and 13 of the Separation and Property Settlement Agreement dated July 10, 1987, as aforesaid.

3. A copy of the Separation and Property Settlement Agreement of the parties, dates July 10, 1987, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree inthe Prothonotary's Office at the above number and term.

6. This Order shall be effective as of this 12 day of Nov., 1987.

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

1987

Watts, Pepicelli, Youngs and Youngs
Christopher J. Youngs

576.

BARBARA A. HIGGINS

vs.

JOHN ROBERT HIGGINS

Filed July 6, 1987
Tax and entry paid $40.50 ✓
1 Count paid 15.00 ✓
Pro Co Pd. 10/22/87 - 9.00 ✓

COMPLAINT IN DIVORCE AND CHILD CUSTODY
1 copy (atty)

July 15, 1987 Affidavit of Service filed: Christopher J. Youngs, hereby certifies that he is the Attorney for the Plaintiff, Barbara A. Higgins, 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, John Robert Higgins, at 1716 West Ewing, South Bend, IN 46613 on July 7, 1987 and was received by the Defendant on July 11, 1987. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Christopher J. Youngs

Aug 24, 1987 Consent Order for Child Support filed: Aug. 24, 1987 So ordered.

BY THE COURT,
Robert L. Walker, J

Aug 26, 1987 Copies of order to Christopher Youngs, Esq.

Aug 24, 1987 Consent Custody Order filed: Aug 24, 1987 So ordered.

BY THE COURT,
Robert L. Walker, J

Aug 26, 1987 Copies of order to Christopher Youngs, Esq.

Oct. 15, 1987 Affidavit Of Consent of Plaintiff filed.

Oct. 19, 1987 affidavit of Consent of defendant filed.

Oct. 22, 1987, Upon praecipe of plaintiff attorney, for Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 30, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 29, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

B A R B A R A A . H I G G I N S and J O H N R O B E R T H I G G I N S

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

1987

Elderkin, Martin,Kelly,
Messina & Zamboldi
Elizabeth K. Kelly

577.

INSILCO CORPORATION

vs.

RANDY J. WALKER AND
DEBRA A. WALKER, his wife

Filed July 7, 1987

Tax and entry paid $40.50 ✓
Pro Co pd 1/12/88 9.00 ✓

COMPLAINT IN ACTION TO QUIET TITLE
3 copies (attorney)

Aug. 31, 1987, Motion for Service by Publication and affidavit of attempted service filed. 2 copies (atty)

Sept. 3, 1987, ORDER filed. AND NOW, to-wit, this 3rd day of September 1987, pursuant to the Plaintiff's Motion for Service of Publication, it is hereby ORDERED, ADJUDGED AND DECREED that the Plaintiff, Insilco Corporation, serve the defendants, Randy J. Walker and Debra A. Walker, by publishing the Complaint to Quiet Title against Randy J. Walker and Debra A. Walker one time each in a newspaper of general publication in Crawford County and also in the County in South Dakota where Spearfish is located, and in the Crawford County Legal Journal.
2 copies (atty) Robert J. Walker, J.

Oct. 26, 1987 Affidavit Of Service filed. Before me, a Notary Public, in aforesaid State and County, personally appeared Elizabeth K. Kelly, Esquire who being first duly sworn according to law, deposes and says that she is the Attorney for Insilco Corporation in the foregoing a ction and that on September 23, 1987 and September 30, 1987, she sherved the Defendant, Randy J. Walker and debra A. Walker, his wife, withthe Complaint pursuant to the Order of Court dated September 3, 1987 and signed by Judgment Robert L. Walker. Attached hereto as Exhibit "A" is Proof of Publication inthe Crawford County Legal Journal. Attached hereto as Exhibit "B" is Proof of Publication inthe Meadville Tribune. Attached hereto as Exhibit "C" is Proof of Publication in the Lawrence County Centennial.
Elizabeth K. Kelly

Oct. 26, 1987 Notice Of Default filed.

Dec. 9, 1987 Motion For Entry of Judgment filed.

Dec. 9, 1987 ORDER filed. AND NOW, to-wit, this 9th day of Dec., 1987, upon due consideration of the Plaintiffs' Motion for Entry of Judgment, it is hereby ORDERED and DECREED that with regard to:

All that certain piece or parcel of land situate in the Township of Summit, Crawford Co., PA., bounded and described as follows, to-wit: BEGINNING at a point on a Township Road known as Route 426 and of parties of the first part hereto, being the northwest corner of land hereby conveyed; thence easterly along the land of parties of the first part hereto a distance fo 1220 feet to a stake and land of Emerson Thompson; thence southerly along the land of Emerson Thompson a distance fo 385 feet to a stake and land now or formerly of Roy Thompson; thence westerly along the land now or formerly of Roy Thompson a distance fo 1200 feet to a stake and Township Road better known as Route 426; thence northerly along said Township Road 426 a distance of 370 feet to a stake and the place of beginning.

the Defendants herein are forever barred from asserting any right, lien, title or interest inconsistent with the interest and claims of the Plaintiffs as set forth in their Amended Complaint, unless the Defendants take such action as this Order directs within thirty (30) days from the date of this Order.
Robert L. Walker,J.

Dec. 10, 1987 Copy of Order to Elizabeth K. Kelly.
Dec. 10, 1987 Two copies of Motion For Entry of Judgment to Atty. Kelly.

And Now, Jan. 12, 1988 at 11:00 a.m. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defnedants, pursuant to the foregoing Order of Court.
W-141-41
FINAL JUDGMENT
James F. Simmons
Prothonotary

1987

Dale, Woodward, Montgomery & White 578.	CARL J. MCLAIN AND MARY K. MCLAIN vs. CLAIR T. MCLAIN Filed July 7, 1987 Tax and entry Paid 7/10/87. $40.50 ✓ Sheriff's Costs 20.51 Pro Co Pd 9-14-87 6.00 ✓	COMPLAINT - CIVIL ACTION -LAW 1 copy (sheriff) July 17, 1987 Sheriff's REturn filed. SERVED Clair T. McClain within named defendant on July 15, 1987 at 2:10 P.M. by handing a true copy of the within Complaint to Freda McClain, adult member of the family with whom he resides, namely his Mother, at their place of residence, R.D.#3, Union City, Crawford County, Pennsylvania. So answers, Edgar D. HOuseholder, Deputy Sheriff Howard N. Stewart, Sheriff Sept 14, 1987 Upon Praecipe of Plaintiff's Attorney this case is marked Settled, Compromised and Discontinued of record.

1987

Joseph F. Kulwicki

579.

BARBARA GRACE MAILLIARD

vs.

FRED PAUL MAILLIARD

Filed July 7, 1987

Tax and entry paid $40.50 ✓
Pro Co pd 10/19/87 9.00 ✓

COMPLAINT UNDER §201 (c)
OF THE DIVORCE CODE

1 copy (attorney)

July 20, 1987, Affidavit of Service filed. Veronica Phillips, being duly sworn according to law, deposes and says that she is employed by Jos. F. Kulwicki, Esq. asd as such, on or about July 7, 1987, she placed a cert. copy of the divorce complaint in the above matter, in the U.S. mail, cert. No. P 042 058 990, deliver to addressee only, addressed as follows: Fred P. Mailliard, 1679 Persimmon St, Corona, Ca. 91719.
The signature card for cert. mail was received bearing the signature of dft. as having received same, said card attached.
Veronica Phillips.

Oct. 8, 1987, Affidavit of Consent of plaintiff filed.

Oct. 15, 1987 Affidavit Of Consent of Defendant filed.

Oct. 15, 1987 Upon praecipe of Plaintiff Attorney Under §201(c) of the Divorce Code, this case moved to court.

Oct. 30, 1987 **DIVORCE DECREE FILED.**

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

BARBARA GRACE MAILLIARD and FRED PAUL MAILLIARD

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

Bruce L. Smith

580.

DAWNA L. SCHIAVO

vs.

TOBY C. SCHIAVO

Filed July 8, 1987

Tax and entry paid $40.50 ✓
Pro Co Pd 10/28/87- 9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE
1 copy (atty)

July 27, 1987 Affidavit Of Service filed. BRUCE L. SMITH, being duly sworn according to law, deposes and says that on the 15th day of July, 1987, he served the Complaint and Notice to Defend and Claim Rights in the above captioned matter on the above named Defendant by mailing a true and correct copy of said Complaint and NOtice to defend and Claim Rights to the Defendant at his residence at P.O. Box 267, Pleasantville, PA 16341, and that the Complaint and accompanying Notice to defend and Claim Rights were received by the Defendant on July 16, 1987, as evidenced by return receipt No. P-620 643 234 attached hereto, all pursuant to Pennsylvania Rule of Civil Procedure No. 412. Bruce L. Smith

Oct. 26, 1987, Affidavit of Consent of plaintiff filed.

Oct. 26, 1987, Affidavit of Consent of defendant filed.

Oct. 26, 1987, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Nov. 16, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 12, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

D A W N A L . S H C I A V O and T O B Y C . S C H I A V O

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

1987

Ely & Smith
Theodore B. Ely

581 .

McClure, Miller
& White
Thomas V. Myers

HAMOT MEDICAL CENTER OF THE
CITY OF ERIE, PENNSYLVANIA

vs.

SHIRLEY J. FINK
JAMES A. FINK and

Filed July 8, 1987

Tax and entry paid $40.50

Sheriff's Costs	33.87
Pro Co Pd. 9/24/87	5.00
Cert. pd 12/2/87	1.00

COMPLAINT
2 copies (Sheriff)

July 17, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Shirley J. Fink personally, the within named defendant by handing a true copy of the within Complaint to her, on July 15, 1987 at 1:42 P.M. at her place of residence, R.D.#1, Centerville, in the County of Crawford, State of Pennsylvania.

SERVED AND MADE KNOWN TO James A. Fink personally the within named defendant by handing a true copy of the within Complaint to him on July 15, 1987, at 1:30 P.M. at his place of residence, R.D.#1, Centerville, in the County of Crawford, State of Pennsylvania.

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

Aug. 6, 1987 PReliminary Objection filed.

Sept. 24, 1987, Upon praecipe of plaintiff attorneys, the above captioned action is marked settled and discontinued of record.

1987

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

582.

GEORGE E. SCHMIDT
r

vs.

KARLA J. SCHMIDT

Filed July 8, 1987

Tax and entry paid $40.50 ✓
Pro Co pd 12/22/87 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

July 22, 1987, 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 July 9, 1987. The Defendant acknowledged service on July 10, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.
Thomas D. O'Shea, Esq.

Oct. 16, 1987 Affidavit of Consent of Plaintiff filed.

Dec. 21., 1987 Affidavit Of Consent of Defendant filed.

Dec. 21, 1987 Upon praecipe of Plaintiff Attorney To Transmit REcord - Section 201(d) of the Divorce Code, this case moved to court.

Dec. 30, 1987 D I V O R C E D E C R E E F I L E D .

AND NOW, December 24, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

G E O R G E E . S C H M I D T and K A R L A J . S C H M I D 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 terminated.

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

1987

Ferguson, Spataro &
O'Shea
Thomas D. O'Shea
John F. Spataro

583.

PAULA C. NOTARIANNI

vs.

ALBERT V. NOTARIANNI

Filed July 8, 1987

Tax and entry paid	$40.50
one count paid	15.00
Pro Co Pd 11-5-87	9.00
Pro Co Pd 11/19/90	15.00
State Paid 11/19/90	5.00

COMPLAINT IN DIVORCE-EQUITABLE DISTRIBUTION

1 copy (atty)

July 22, 1987 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 Co., PA., on the above named Defendant by certified mail, addressee only, return receipt requested, dated July 9, 1987. The Defendant acknowledge service on Jul 14, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.

Thomas D. O'Shea, Esq.

Oct. 16, 1987 Affdiavit Of Consent of Plaintiff filed.

Oct 30, 1987 Affidavit of Consent of Defendant filed.

Oct 30, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to court.

Dec. 1, 1987 Order filed. this Matter is before the court on praecipe for the grant of a 201(c) Divorce. The Court notes that in the Plaintiff's original complaint an equitable distribution of marital property was requested. Unless this Count is withdrawn or a request for bifurcation is granted reserving the equitable distribution issue, this Court is not in a position to grant the requested divorce.

Accordingly, this matter is returned to the Prothonotary's Office until the problem noted above is resolved, at which time the matter may be repraeciped to the court.

Dated: November 30, 1987

BY ORDER OF THE COURT,
P. Richard Thomas,

Dec. 3, 1987 Copies of order to Thomas O'Shea

Dec. 8, 1987 Memorandum Of Agreement As To Divorce, Equitable Distributiom Alimony and Counsel fees filed.

Dec. 8, 1987 Upon praecipe of P laintiff Attorney To Retransmit REcord Section 201(c) of the Divorce Code, this case moved to court.

Dec. 16, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 14, 1987, it is hereby ordered, adjudged and decreed that the marrriage heretofore existing between

P A U L A C. and A L B E R T V. N O T A R I A N N I

is hereby dissolved and the claims of either of the parties to the other in pursuance of said marriage are hereby terminated

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

Oct. 17, 1990, Motion for Entry of Agreement, Agreement and Order filed. ORDER: AND NOW, this 17 day of Oct. 1990, upon presentation of the foregoing agreeemnt, said agreement is approved and made an order of this court. BY THE COURT,
P. Richard Thomas, S. J.

Nov. 1, 1990, copy of order to Atty. Spataro.

1987

Mason and Mason
Joan D. Mason

584.

PAMELA J. CURTIS

vs.

KIM R. CURTIS

Filed July 8, 1987

Tax and entry paid $40.50 ✓

COMPLAINT IN DIVORCE
2 copies (atty)

Aug. 12, 1987 Complaint Reinstated.

Aug. 25, 1987 Affidavit of Service filed. I, Joan D. Mason, Esq., Atty. for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Aug. 20, 1987 mail to the above defendant, Kim R. Curtis by certified mail #401-446 542, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Kim R. Curtis on Aug. 21, 1987 as indic ated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan Mason,atty. for Plaintiff

Nov. 6, 1987 Affidavit of Consent of Defendant filed.

July 7, 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 11-6-87 . 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,
Anthony J. Vardaro, J

Date: July 3, 1997

July 7, 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)

1987

Shafer, Swick, Bailey, Irwin & Stack Paul D. Shafer, Jr 585. Jorden and White Harry White-for dfts.	SUMMERS ENTERPRISES, INC. vs. GEORGE C. LaPRADD AND RITA A. LaPRADD t/d/b/a R & B OIL FIELD SERVICE Filed July 8, 1987 Tax and entry paid $40.50 ✓ Sheriff's Costs 27.12	COMPLAINT Aug. 7, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO George C. :aPradd personally the within named defendant by handing a true copy of the within Complaint AD 1987 - 585 to him at his place of residence, at Box 312 Dunn Raod, Cochranton, in the County of Crawford, State of PA. SERVED Rita A. LaPradd the within named defendant by handing a true copy of the within Complaint No. AD 1987 - 585, to George C. LaPradd, an adult member of the family with whom she resides, namely her husband, on August 5, 1987, at 10:09 A.M. at their residence Box 312 Dunn road, Cochranton, in the County of Crawford, State of Pennsylvania. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff

Sept. 24, 1987 Answer, New Matter and Counterclaim to Plaintiff's Complaint filed.

Oct. 9, 1987, Preliminary Objections to Answer, New Matter and Counterclaim filed.

Dec. 16, 1987, UPon praecipe of Defendant attorneys, preliminary objections placed on next argument list.

On Argt. List for January 1988

Jan. 26, 1988, ORDER filed. AND NOW, January 1988, the Plaintiff's Preliminary Objections in the nature of a motion to strike defendant's New Matter and Counterclaim are sustained. The New Matter and counterclaimed filed by the defendants are stricken for failure to comply with the Rules of Civil Procedure and the defendants are givenuntil Feb. 29, 1988 in which to file amended New Matter and Counterclaim.

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

Jan. 26, 1988, copies to Attys. Paul Shafer, and Harry F. White,

Feb. 29, 1988 Amended Answer, New Matter and Counterclaim to Plaintiff's Complaint filed.

Mar. 24, 1988, Important Notice of Default filed.

Mar. 28, 1988 Reply To New Matter and Counterclaim filed.

Sept 22, 1988 Notice of Service of Request for Productions filed.

May 3, 1989 Motion To Compel Production of Documents and For Sanctions and Order filed. AND NOW, this 3 day of May, 1989, the Plaintiff is hereby directed to produce the requested documents pursuant to the Request for Production of Documents filed in this Court on September 21, 1988, by the 19th day of May, 1989, or to suffer the following sanctions: To Be Fixed After Hearing.

BY THE COURT,
Robert L. Walker, J

May 5, 1989 Copies of order put in Paul Shafer and Harry Whites' box.

1987

586.

DOROTHY J. SNODGRASS

vs.

ARDEN D. ROBERTS
JANICE L. ROBERTS

Filed July 9, 1987 @ 10:32 am

Pro Simmons Paid $9.00 ✓
Plff on orig 6.50

AGREEMENT TO REVIVE

of

DSB 1982 - 509

The undersigned hereby agrees that the judgment entered on July 9, 1982 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 July 8, 1987
Debt.....$20,000
R - 14, 218 ....Judgment

James F.Simmons,
Prothonotary

July 9, 1992
Revival To:
AD 1992-621

1987

MacDonald, Illig, Jones & Britton Norman H. Stark 587. Bozic Thomas & Johnson R. Charles Thomas	LAKE ERIE SUPPLY CORPORATION vs. DONALD F. OBERT, JR. Filed July 9, 1987 Tax and entry paid $40.50	COMPLAINT 1 copy (atty) July 20, 1987, Acceptance of Service filed. I hereby accept service of process upon Donald F. Obert, Jr. as though the complaint were served on him personally by theSheriff. R. Charles Thomas, Esq. Aug. 28, 1987 Preliminary Objections filed. Oct. 19, 1987 Plaintiff's Answer To defendant's Preliminary Objections filed.

1987

Brian Lindsay

588.

KARLA J. MORRIS

vs.

CLARK D. MORRIS

Filed July 9, 1987

Tax and entry paid $40.50
Pro for Co. paid 9.00

COOOMPLAINT IN DIVORCE

July 9, 1987 Plaintiff's Affidavit Under Section 201 (d) of the Divorce Code filed.

Aug. 14, 1987 Affidavit of Service filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Karla J. Morris, and that as such I am authorized to execute this Affidavit; that I did on the 10th day of July, 1987, send by Certified Mail Addressee ONly, rEturn receipt Requested to Clark D. Morris a true and correct copy of the Complaint in Divorce and Plaintiff's AFfidavit under Section 201(d) of the Divorce Code at his last known address of R.D.1, Cambridge Springs, Pennsylvania 16403 as evidenced by the attached sender's No. P 276 200 144 and that on the 20th day of July, 1987 I did receive the duly executed return receipt dated the 18th day of July, 1987.

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.

Brian Lindsay

Aug. 17, 1987 Upon praecipe of Plaintiff Attorney, To Transmit REcord, this case moved to court.

Sept. 4, 1987 **DIVORCE DECREE FILED.**

AND NOW, September 3, 1987, it is hereby ordered, adjudged, and decreed that the marriage heretofore existing between

KARLA J. MORRIS and CLARK D. MORRIS

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

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

1987

Gordon R. Miller
Thomas, Truax, Spadafore, Vadaro & Walker
By: Emil M. Spadafore
589.

Terry K. Wheeler

WILLIAM I. BUCKHOLZ

vs.

RANDY A. BLOSS

Filed July 9, 1987
Tax and entry paid $40.25
Pro for Co pd 10/25/90 5.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF WAYNE E. HANSON, DISTRICT JUSTICE

July 10, 1987 Complaint filed.

July 14, 1987 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

July 31, 1987, Answer, New Matter and Counterclaim filed.

Aug. 27, 1987 Reply filed.

Jan.8, 1990 Appearance of Thomas, Truax, Spadafore, Vardaro & Walker, By Emil M. Spadafore, Jr. atty. for Plaintiff filed.

Mar. 15, 1990 Notice Of Service Of Interrogatories To Defendant filed.

Oct. 25, 1990 Upon Praecipe of Plaintiff's attorney , the above-captioned casee is maked settled and discontinued of record.

Mason and Mason
Joan D. Mason

590.

NAOMI RUTH SANDELL

vs.

MICHAEL THOMAS SANDELL

Filed July 9, 1987

Tax and entry paid $40.50

COMPLAINT IN DIVORCE
2 copies (attorney)

July 22, 1987 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on July 10,1987 mail to the above Defendant, Michael Thomas Sandell by certified mail #401 446 532, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Michael Thomas Sandell on July 13, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney

July 7, 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 7-22-87 . 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,
Anthony J. Vardaro, J

Date: July 3, 1997

July 7, 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)

1987

Bettie J. Peterson-Muth

591.

CAROL A. MEALY

vs.

DAVID R. SHERMAN

Filed July 9, 1987

Tax and entry paid $40.50 ✓
Bruce Smith Mediator

COMPLAINT FOR CUSTODY

1 copy (atty); 1 copy (Mediator)

July 9, 1987 Order filed: Order AND NOW, this 10th day of July, 1987, in consideration of the within Petition BRUCE SMITH, esq. is hereby appointed the Child Custody Mediator for this case. The said Child Custody Mediator shall conduct a conference attended by the parties and their counsel at such time and place as he directs.

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
Service to the Public Committee
360 Chestnut St.
Meadville, Pa. 16335
Telephone No.: (814) 724-7719

BY THE COURT,
Robert L. Walker, J.

July 15, 1987, Sheriffs Return filed. Copy of Complaint returned to Prothonotary, July 15, 1987 unserved, per request of plaintiff's Attorney, Bettie J. Peterson-Muth.
So answers, (no costs) Howard N. Stewart, Sheriff

1987

Bettie J. Peterson-Muth

592.

BERNICE M. SINGLETARY

vs.

TRACY S. SINGLETARY

Filed July 9, 1987

Tax and entry paid $40.50 ✓
Bruce Smith, Mediator

COMPLAINT FOR CUSTODY

1 copy (atty) ; 1 copy (Mediator)

July 9, 1987 Order filed. Order - AND NOW, this 10th day of July, 1987, in consideration of the within Petition BRUCE SMITH, Esq., is hereby appointed the Child Custody Mediator for this case. The said Child Custody Mediator shall conduct a conference attented by the parties and their counsel at such time and place as he directs.

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
Service to the Public Committee
360 Chestnut Street
Meadville, Pa. 16335
Telephone No.: (814)724-7719

BY THE COURT,
Robert L. Walker, J.

1987

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

593.

Karen S. Johnson
Spadafore, Vardaro, Walker & Johnson
Emil M. Spadafore, Jr.

DONALD E. STONEMAN

vs.

NORA L. STONEMAN

Filed July 9, 1987

Tax and entry paid	$40.50 ✓
One count paid	15.00 ✓
2 counts Rd 3/11/88	30.00 ✓
ProCo pd 8-10-89	9.00 ✓
State pd 8-10-89	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
1 copy (atty)

July 16, 1987 Verification filed, I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 10th day of July, 1987 send by Certified Mail, Return Receipt Requested, Addressee ONly, to Nora L. Stoneman a true and correct copy of the divorce complaint filed at the above term and number at her last known address of R.D. #3, Linesville, Pennsylvania, as evidenced by the attached sneder's receipt No. P401-436-179 and that on the 15th day of July, 1987 I did receive the duly executed return receipt dated the 11th day of July, 1987.
James R. Irwin

July 28, 1987 Appearance of Karen S. Johnson, Esq. for Defendant filed:

Jan. 27, 1988, Petition for Related Claims Under the Divorce Code and Rule to Show CAuse filed. RULE TO SHOW CAUSE: AND NOW, this 27 day of Jan. 1988, upon consideration of the foregoing Petition and on Motion of Karen S. Johnson, Esq. atty. for the dft., a Rule is entered upon the plaintiff to show cause, if any he has, why he should not pay the defendant Alimony Pendente Lite, Alimony, Counsel Fees, Costs and Expenses.

This Rule is returnable on the 25th day of Feb. 1988, at 10:00 a.n. in Courtroom No. 1 or 2 Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Jan. 27, 1988, copies of order to Attys. James Irwin and Karen Johnson,

Mar. 1, 1988 Order filed: AND NOW, February 25, 1988 the matter is before the Court on a request for alimony pendente lite and counsel fees. After a review of the income of the parties, the Court ascertains the net income of the husband to be approximately $350.00 per week after allowing the expenses involved in his log skidding business and for the wife, approximately $67.00 per week for her part-time employment. The Court is aware that an Order for $67.00 per week for support of one child was entered in the State of Ohio and is paid through the Domestic Relations Section of Crawford County. It appears the only substantial asset of the parties is the family residence and farm land estimated tp have a value somewhere in the neighborhood of $100,000.00.

The Court awards the Defendant/Wife, Nora L. Stoneman, alimony in the amount of $40.00 per week commencing with the week of January 31, 1988, to continue unless extended by further Court Order only until August 1, 1988. In addition to the $40.00 per week, the Defendant will pay an additional $10.00 per week until the arrearages arising by virtue of theCourt backdating this alimony pendente lite Order to January 31, 1988, are paid in full.

It shall be a condition of the grant of this alimony that the Defendamt/Wife file an affidavit of consent within thirty (30) days of this date.

In regard to counsel fees, the Court awards the Defendant/Wife counsel fees in the amount of $400.00 with $200.00 to be paid on or before March 15, 1988, and the balance of $200.00 to be paid on or before May 1, 1988. This award of counsel fees is made without prejudice to the right of the wife to petition for additional counsel fees upon good cause and without prejudice to the right of the Master or ultimately the Court to divide c ounsel fees of both parties equitably as the situation requires.

This Order will be paid through the Domestic Relations Section of Crawford County.

The Plaintiff will pay $30.00 in costs due at the Prothonotary's Office on or before March 15, 1988.

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

Mar. 3, 1988 copies of order to James Irwin, Karen S. Johnson and Dom. Rel. Office

June 15, 1988 Affidavit of Consent of Defendant filed.

Aug 8, 1988 Affidavit of Consent of Plaintiff filed.

Nov. 14, 1988 Petition for Extension of Alimony Pendente Lite and Counsel Fees and Order filed.Order: AND NOW, this 14th day of Nov. 1988, upon consideration of the foregoing Petition and on Motion of Emil M.Spadafore, Jr., Attorney for Defendant, a Rule is entered upon the Plaintiff to show cause, if any he has, why an Order should not be made upon him to pay Defendant alimony pendente lite, counsel fees, costs and expenses.

This Rule is returnable on the 8th day of Dec., 1988 , at 9:15 o'clock a.m. in courtroom No. 1, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Robert L. Walker, J

Nov. 15, 1988 copies of order to James Irwin, Emil M. Spadafore, Jr. Dom.Rel.Office.

Dec. 9, 1988 Order filed. AND NOW, December 8, 1 988, at the time set for hearing on an Extension of Alimony Pendente Lite and Counsel Fees, it appearing that the original Order was entered by the HonorableP.Richard Thomas after hearing and it is the position of the plaintiff that because of facts brought out at the original hearing any modification or extension of the original Order should be only after a hearing by the Judge who made the Order and the moment we are unable to schedule a hearing before Judge Thomas, this case is continued, to be rescheduled by Judge P. Richard Thomas sua sponte for a date upon which he will be available.

Pending such further hearing, the Order of alimony pendente lite in the amount of $40.00 per week is reinstated effective today and to continue until such further hearing, which it is anticipated will be held within a relatively short time.The plaintiff is directed to file on or before Dec. 16, 1988 a motion for the appointment of a Master so that it will be available to be acted upon by Judge Thomas at the time of said further hearing.

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

Dec. 12, 1988 copies of order to James R. Irwin, Emil M. Spadafore, Jr. and Dom. Rel. Office

Continued on Pg. 577

1987

James P. Lay,III

594.

QUINN, GENT, BUSECK & LEEMHUIS, INC.
John M. Quinn, Sr.

SAMUEL R. GABEL AND
FAY GABEL

vs.

JOHN B. ZINNAMOSCA
SPENCER HOSPITAL now by merger
MEADVILLE MEDICAL CENTER

Filed July 9, 1987
Tax and entry paid $40.50 ✓
Sheriff's Costs 29.00
Pro Co Pd 8/9/88 6.00 ✓

SUMMONS IN CIVIL ACTION
Issued (attorney)

July 22, 1987 Sheriff's Return filed: SERVED
SERVED Spencer Hospital now by Merger Meadville Medical Center, the within named defendant Company on July 15, 1987 at 2:15 P.M. by handing a true and attested copy of the within Summons AD 1987-594 at 751 Liberty Street, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business of said defendant Company, to Louise Randolph, the agent or the person for the time being in charge thereof.

SERVED John Zinnamosca, the within named defendant, on July 20, 1987 at 9:54 A.M. by handing a true and attested copy of the within Summons, AD 1987-594, at 1015 Grove Street, Meadville, in the County of Crawford, State of Pennsylvania, the usual place of business of said defendant, to Chris Steiger, the person for the time being in charge thereof.

So answers, E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

Aug. 26, 1987 Appearance of Quinn, Gent, Buseck & Leemhuis, Inc. by John M. Quinn, Sr., Esq. for Defendants filed.

Aug. 26, 1987 Rule upon Plaintiffs to File Complaint Issued.

Sept. 25, 1987 Complaint filed.

July 11, 1988 Answer filed.

Aug. 8, 1988, Upon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record.

1987

595.

MELLON BANK (NORTH) N.A.
FORMERLY UNION BANK & TRUST

vs

ANTHONY D. MOTTILLO
JEANNE E. MOTTILLO

Filed July 10, 1987

Pro Simmons paid $9.00 ✓

Atty. original pd 6.50
Sat. 2/23/88 pd. 5.00 ✓

AGREEMENT TO REVIVE
OF
DSB Sept. 77 rev. AD 1982 - 809

The undersigned hereby agrees that the judgment entered on September 28, 1977 be revived andthe lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of Eight Hundred Seven Dollars and 76/100 Centsplus costs.

Dated July 5, 1987

Debt $807.76
M-15-95...Judgment

James F. Simmons,
Prothonotary

Feb. 23, 1988, THIS JUDGMENT SATISFIED. (see paper filed)

1987

Blystone & Blystone
Peter E. Blystone

596.

Jorden & White
Harry Faber White II

PENNBANK

vs.

RICHARD H. WATKINS AND
MARIAN M. WATKINS

Filed July 13, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 27.12
Prothy Pd 6/15/88 9.00 ✓
Appeal Pd 7/8/88 - 30.00 ✓
Sat Pd 12-23-93 5.00 ✓

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Aug. 17, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Richard H. Watkins personally the within named defendant by handing a true copy of the within Complaint No. A.D. 1987 - 596 to him on August 10, 1987, at 10:02 A.M. at his place of residence, at 753 Euclid Avenue, Saegertown, in the County of Crawford, State of Pennsylvania. SERVED Marian M. Watkins the within named defendant by handing a copy of the within Complaint No. AD 1987 - 596 to Richard H. Watkins, an adult member of the family with whom she resides, namely her husband, on August 10, 1987, at 10:01 A.M. at their residence, 753 Euclid AVenue, Saegertown, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, deputy Sher.
Howard N. Stewart, sheriff

Sept. 18, 1987 Answer, New Matter and Counterclaim To defendant's Complaint filed.

Oct. 9, 1987, Plaintiff's Reply to Defendant's New Matter and Counterclaim, filed.

Oct. 28, 1987 Notice Of Depositions of Richard H. Watkins and Marion M. Watkins and Request For Production filed.

Dec 1, 1987, Deposition fo Marian & Richard Watkins, filed.

Jan. 21, 1988, Motion for summary Judgment filed.

Jan. 21, 1988, Affidavit of Robert B. Gooden in Support of Plaintiff's Motion for summary Judgment filed.

Jan. 21, 1988, Affidavit of Mary Consiglio in Support of plaintiff's Motion for Summary Judgment filed.

Jan. 21, 1988, Affidavit of James DeRoss in Support of plaintiff's Motion for Summary Judgment filed.

Jan. 21, 1988, Affidavit of Benny J. Petruso in Support of Plaintiff's Motion for Summary Judgment filed.

Jan. 21, 1988, Affidavit of Daniel B. Petruso in Support of Plaintiff's Motion for Summary Judgment filed.

Apr 25, 1988 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument list.

On May 1988 Argument List

June 2, 1988 Re: Motion for Summary Judgment, Order filed: And now, this 31st day of May, 1988, at the time set for argument on the Motion for Summary Judgment filed by counsel on behalf of Plaintiff Pennbank, the record indicates that there is no genuine issue as to any material facts and that Pennbank is entitled to a judgment as a matter of law. Accordingly, we grant Plaintiff Pennbank's Motion for Summary Judgment.

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

June 6, 1988 Copies of order to Attys. Blystone and White.

June 10, 1988, Motion for Amended Order In Re Motion for Summary Judgment, and Order filed. AMENDED ORDER: AND NOW, this 10th day of June 1988, motion having been made by plaintiff for Summary judgment in its favor, and after hearing thereon, and on consideration of the pleadings, depositions, affidavits, and arguments of counsel, it is

ORDERED that the motion is granted and that judgment is entered in favor ofthe plaintiff Pennbank for the sum of $14,740.80 with interest on the principal debt of $13,367.80 from Dec. 30, 1986 at the rate of 15% per annum. Defendants' counterclaim against Plaintiff is dismissed.

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

June 14, 1988, copies of order to attys. P. Blystone and Harry White.
Judgment entered - 6/10/88
W - 145, 115

JUDGMENT
James F. Simmons,
Prothonotary

July 8, 1988, Notice of Appeal of defendants from order dated June 10, 1988, to the Superior Court of Pennsylvania, filed. (Order for Transcript and Proof of Service attached)

July 14, 1988 Superior Court of Pennsylvania Official Docket Docketing number 01009PGH88 filed.

Sept. 14, 1988, MEMORANDUM OPINION AND ORDER RE: Plaintiff's Motion for Summary Judgment filed. ORDER: AND NOW, September 14, 1988, we reaffirm our prior granting summary judgment.

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

Sept. 14, 1988, copies to Attys. P. Blystone and H. White.

May 12, 1989 RE: Appeal from the Judgment, Memorandum and Order filed. AND NOW, this 4th day of April, 1989, it is ordered as follows: Order affirmed.
Juen 5, 1989, copy of Certificate to Superior Court.

BY THE COURT
Eleanor R. Valecko
Deputy Prothonotary

Ex 1989-57
Dec. 22, 1993 This lien satisfied (see paper filed)

1987

Mason and Mason
Joan D. Mason

597.

DONALD E. BRAWLEY

vs.

DELORES I. BRAWLEY

Filed July 16, 1987

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
Pro Co. Pd 2/7/89 5.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF PROPERTY & DEBTS

2 copies (atty)

May 12, 1988 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 July 21, 1987 mail to the above Defendant, Delores I. Brawley by certified mail #401 446 533, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Delores I. Brawley on July 22, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason

Feb. 7, 1989 Upon Praecipe of Plaintiff attorney, the above captioned divorce action is discontinued.

1987

Ferguson, Spataro, & O'Shea
Douglas Ferguson

598.
Kenneth J. Nolan
Keith R. Mason

PEARL RAY AND CLYDE RAY, HER HUSBAND

vs.

GEORGE D. ZAMIAS, DAMIAN G. ZAMIAS, STEPHEN G. ZAMIAS, t/d/b/a/MEADVILLE MALL, AND DAMIAS G. ZAMIAS, SAMUEL C. ZAMIAS, AND STEPHEN G. ZAMIAS, t/d/b/a STAD ASSOCIATES

Filed July 16, 1987

Tax & entry Paid $40.50
Sheriff's Costs 36.00
Pro Co pd 12-9-87 6.00 ✓

COMPLAINT

4 copies (sheriff)

July 22, 1987 Sheriff's Return filed. SERVED George D. Zamias T/D/B/A Meadville Maill, the within named defendant Company, on July 20, 1987 at 10:09 A.M. by handing a true and attested copy of the within Complaint AD 1987-598 at Route 322, Meadville, in the County of Crawford, State of Pennsylvania, the offic eor usual place of business, of said defendant Compnay, to Dana Bathurst the agent or person for the time being in charge thereof.
SERVED Damian G. Zamias D/B/A Meadville Maill, the within named defendnat Company, on July 20, 1987 at 10:10 A.M. by handing a true and attested copy of the within Complaint AD 1987-598 at Route 322, Meadville, in the County of Crawford, STate of Pennsylvania, the office or usual place of business, of said defendant Company, to Dana Bathurst the agent or the person for the time being in charge thereof.
SERVED SAmuel C. Zamias D/B/A Meadville Maill, the within named defnednat company, on July 20, 1987 at 10:08 A.M. by handing a true and attested copy of the within Complaint AD 1987-598 at route 322, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business of said defendant Company, to Dana Bathurst the agent or person for the time being in charge thereof.
SERVED Stephen G. Zamias D/B/A Meadville Maill, the within named defendant Company, on July 20, 1987 at 10:11 A.M. by handing a true and attested copy of the within Complaint AD 1987-598 at Route 322, Meadville, inthe County of Crawford, STate of Pennsylvania, the office or usual place of business, of said defendant Company, to Dana Bathurst, the agent or the person for the time being in charge thereof.
So answers,

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

July 31, 1987 Appearance of Kenneth J. Nolan, Esq. and Keith R. Mason, Esq. for Defendants filed. (Jury Trial Demanded)

Aug. 28, 1987, Notice of Deposition of Pearl Ray filed.

Aug. 28, 1987, Notice of Deposition of Pearl Lubin filed.

Sept. 18, 1987, Answer and New Matter to the Complaitn filed.

Sept. 18, 1987, Defendants' Answers to Plaintiffs' Interrogatories Directed to Defendants filed.

Sept. 18, 1987 Defendants First Request for Production of Documents, filed.

Sept. 18, 1987, Notice of Service of Interrogatories filed.

Oct. 14, 1987 Defendants' First Request For Production Of Documents and Answer filed.

Oct. 14, 1987 Defendant's First Set Of Interrogatories Directed To Plaintiffs and Answers thereto filed.

Oct. 14, 1987 Plaintiffs Reply To Defendant's New Matter filed.

Dec. 9, 1987 Upon praecipe of Plaintiff's attorney the above captioned case is marked settled and discontinued of record.

May 23, 1988 Deposition of Pearl Ray filed.

May 23, 1988 Deposition of Pearl Luben filed.

1987

Thomas G. Michalek

599.

Watts, Pepicelli, Youngs & Youngs
Alan L. Pepicelli

LILIAN B. BOYLE

vs.

MICHAEL HALLIDAY, AN INDIVIDUAL, AND MICHAEL HALLIDAY t/d/b/a RIVERSIDE INN, AND CAMBRIDGE SPRINGS CORPORATION A PENNSYLVANIA CORPORATION, AND CAMBRIDGE SPRINGS CORPORATION t/d/b/a RIVERSIDE INN

Filed July 17, 1987

Tax & entry Paid $40.50
Sheriff's Costs 48.75
Pro. C. Pd 11/4/91 9.00

Jury Trial

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

(Jury Trial Demanded)

July 31, 1987 Sheriff's REturn filed. Before me, the undersigned authority, personally appeared Ronald L. Clark, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 24th day of July, 1987, at 9:55 a.m., he served Complaint in Civil Action, filed at No. 599 AD Term, 1987, Crawford County, Pennsylvania, upon defendant MICHAEL HALLIDAY, an individual and MICHAEL HALLIDAY t/d/b/a RIVERSIDE INN at 273 Main Street, Greenville, Pennsylvania By making known the contents thereof to Michael Halliday personally and handing to an dleaving with him the certified copy of the complaint received from Sheriff of Crawford County,
So answers, Ronald L. Clark, Deputy sheriff
Donald A. Marenchin, sheriff

SERVED on the within named defendnat, Michael Halliday, and individual and Michael Halliday t/d/b/a Riverside Inn, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served July 24, 1987.
SERVED Cambridge Springs Corporation, a Pennsylvania corporation, and Cambridge Springs Corporation t/d/b/a Riverside Inn, the within named defendant Company, on July 27, 1987 at 2:21 p.m. by handing a true and attested copy of the within Complaint AD 1987 - 599 at No.1 Fountain Street, Cambridge Springs, in the County of Crawford, sTate of Pennsylvania, the office or usual place of business, of said defendant Company, to Marie Halliday, the agent or the person for the time being in charge thereof.
So answers, Howard N. Stewart, Sheriff
Edgar D. Householder, deputy

Aug. 12, 1987, 1987 Notice Of Deposition of Lilian B. Boyle filed.

Aug. 12, 1987 Appearance of Watts, Pepicelli, Youngs and Youngs, PC by Alan Pepicelli for Defendants filed.

Sept. 21, 1987 Amended Complaint In Civil Action filed.

Sept. 21, 1987 Deposition of Michael Halliday filed.

Sept. 21, 1987 Lilian B. Boyle - Deposition filed.

Sept. 21, 1987 Lois Foss - Deposition filed.

Sept. 21, 1987 Deposition of Norman Foss filed.

Oct. 21, 1987 Answer And New Matter To Amended Complaint filed.

Oct. 21, 1987 Notice Of Service Of Interrogatories filed.

Oct. 21, 1987 Request For Production Of Documents filed.

July 20, 1990 Reply To Defendant's New Matter filed.

July 20, 1990 Notice Of Service Of Plaintiff's Answers To Defendants' Interrogatories filed.

Aug. 13, 1990 Vertification To P laintiff's Reply To Defendants' New Matter filed.

Dec. 14, 1990 Notice Of Service of defendants' Second and Supplemental Interrogatories Directed to Plaintiff filed.

Dec. 28, 1990 Motion For Summary Judgment On Behalf Of Defendants filed.

Dec. 28, 1990 Affidavit In Support Of Motion For Summary Judgment filed.

Dec. 28, 1990 Upon praecipe of defendant's attorney the above Motion is placed on the next available argument list.

1991 JANUARY ARGUMENT LIST

(argument set for 2/13/91 at 9:00 a.m. by Ct. Adm.)

Feb. 11, 1991, Plaintiff's Response in Opposition to defendants' Motion for Summary Judgment filed.

Feb. 21, 1991, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Feb. 14, 1991, defendants' motion for summary judgment is denied.
BY THE COURT,
P. Richard Thomas, S. J.

Feb. 21, 1991 Copy put in box for Atty. Pepicelli and copy mailed to Atty. Michalek.

Feb. 21, 1991 Exhibits filed.

Apr. 1, 1991 Certificate of Readiness filed.

On October 1991 Trial List

RECORD CONTINUED ON PAGE 618

1987

Hayt., Hayt & Landau
Scott D. Landau

600.

Kuhn and Kuhn
Daniel J. Kuhn

FORD MOTOR CREDIT COMPANY
One American Road
Dearborn, Michigan 48122

vs.

THOMAS ST. JOHN
R. D. #3, Box 142
Union City, Pa. 16438

Filed July 17, 1987

Tax & entry Paid $40.50
Sheriff's Costs 35.00
Arb paid 9/16/87 15.00
Pro Co pd 7/14/88 9.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Aug. 14, 1987 Sheriff's Return filed. SERVED Thomas St. John the within named defendant by handing a true copy of the within Compalint No. A.D. 1987 -600 to Louise st. John, an adult member of the fmaily with whom he resides, namely his wife on August 13, 1987 at 8:31 A.M. at their residence, R.D.#3, Box 142, Union City in the County of Crawford State of Pennsylvania. So answers, Edgar D. HOuseholder, Derputy Sheriff
Howard N. Stewart, Sheriff

Sept 8, 1987, Answer of Defendant filed.

Sept. 16, 1987, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Douglas W. Ferguson, Chairman
F. C. Kiebort, Jr.
David W. Pickens

Sept. 30, 1987, Arbitrators take the qualifying oath.

Oct. 20, 1987 Notice Of Arbitrator's Hearing filed.

Apr. 21, 1988 Notice Of Arbitrator's Hearing filed.

June 9, 1988, Decision of the Arbitrators filed in which they find in favor of plaintiff and against the defendant in total sum of $4,511.10 plus costs of suit, Breakdown is as follows:

1. Principal - $3,640.92
2. Prejudgment interest at 6% to 6/9/88 - $655.36
3. Atty. fees of 5% - $214.82

TOTAL OF $4,511.10

S - 165
Decision entered - 6/9/88

DECISION OF ARBITRATORS
James F. Simmons, Prothonotary

June 9, 1988, copies of decision given to both attorneys.

July 14, 1988 Withdrawal of appearance of Scott Landau and entry of appearance of Arthur Lashin filed.

And now, July 14, 1988 at 10:37 a.m. upon praecipe of plaintiff attorney judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered thereon.

S-165
Notice of entry of judgment mailed 7/15/88

Debt $4,511.10
Judgment
James F. Simmons
Prothonotary

EX 1988-38

~~Prather, Prather & Pineo (withdrawn)~~
~~William Pineo~~

Emil M. Spadafore, Jr.

601.

Knox Graham McLaughlin
Gornall & Sennett Inc
Timothy M. Sennett
~~for M. Warren ind. & d/b/a Warren Brothers~~
Gary Warren, EX. of Est. etc
John G. Eidemuller, Jr.
Atty for Commonwealth

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
Cussewago Township

JOHN D. BORATYN AND NELDA BORATYN, HIS WIFE, INDIVIDUALLY AND AS PARENTS AND NATURAL GUARDIANS OF THEODORE BORATYN AND JEREMIAH BORATYN, MINOR CHILDREN, AND EARL RICE

vs.

GARY WARREN, EXECUTOR OF THE ESTATE OF MERRICK D. WARREN, ~~INDIVIDUALLY AND d/b/a WARREN BROTHERS~~, CUSSEWAGO TOWNSHIP, A POLITICAL SUBDIVISION OF THE COMMONWEALTH OF PENNSYLVANIA, AND THE COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

Filed July 17, 1987, issued.

Tax & entry paid $40.50 ✓

Sheriff's Costs 82.71

Pro Co Pd 11-22-88 9.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Aug., 4, 1987, Appeara nce of Knox Graham McLaughlin Gornall & Sennett Inc. by Timothy M. Sennett, Esq. attorneys for dft. Merrick D. Warren, individually and d/b/a Warren Brothers, filed.

Aug. 4, 1987, Upon praecipe of defendant Merrick E. Warren d/b/a Warren Brothers, Rule entered upon plaintiffs to file complaint within 20 days, or suffer judgment of non pros, issued. (issued-Atty. Sennett)

Aug. 7, 1987 Certification Of SErvice of Interrogatories upon defendants filed.

Aug. 11, 1987, Appearance of John G. Eidemueller, Jr. Office of Attorney General, attorney for defendants, Com. of Pa., Dept. of Transportation, filed.

Aug. 11, 1987, Upon praecipe of defendant Com. of Pa. Dept. of Transportation, Rule Entered Upon the Plaintiff to File Complaint, Issued. (atty)

Aug 11, 1987 Writ Returned: AND NOW, July 23, 1987, at 8:45 A.M., served the within summons upon Commonwealth of Penna., Attorney General, by personally handing to Gail Gastrock, Sec'y and person in charge at time of service, a true and attested copy of the original summons and making known to her the contents thereof at 16th Floor, Strawberry Sq., Harrisburg, Dauphin County, Penna.

William H. Livingston, Sheriff
Michael Rinehart, Sheriff

SERVED Pennsylvania Department of Transportation, the within named defendant Company, on July 21, 1987, at 9:15 A.M. by handing a true and attested copy of the within Summons at Conneaut Lake Road, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business of said defendant company to John T. Keliher, Jr., the agent or the person for the time being in charge thereof.

SERVED AND MADE KNOWN TO Marrick D. Warren, personally, the within named defendant, by handing a true copy of the within Summons, AD 1987-601 to him on July 24, 1987 at 1:40 P.M. at his place of residence at R.D.#2, Linesville, in the County of Crawford, State of Pa.

SERVED Cussewago Township, the within named defendant Company on August 10, 1987 at 10:20 A.M. by handing a true and attested copy of the within summons at Supervisors Township Building, R.D.#3, Mosiertown Road, Saegertown, in the County of Crawford, State of Pennsylvania, the offfice or usual place of business of said defendant company to Gerald Fuller, the Agent or the person for the time being in charge thereof.

SERVED on the within named defendant, Commonwealth of Pennsylvania, Attorney General, by deputizing the Sheriff of Dauphin County, Pennsylvania, as per his affidavit of service hereto attached. Served July 23, 1987.

So answers,

E. Ralph Copeland, Chief Deputy
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 13, 1987, Service if the foregoing Rule is hereby accepted by William Pineo, attorney for plaintiffs.

Aug. 18, 1987 Service of the foregoing Rule is hereby accepted by Wm. Pineo, Atty.for Plaintiff.

Sept 11, 1987 Motion for Sanctions Against Defendant Commonwealth of Pennsylvania, Dept. of Transportation for failure to Answer Interrogatories and Order filed: AND NOW, this 11 day of Sept, 1987, upon consideration of the within Motion, a hearing is hereby set on same for the 28 day of Sept., 1987 at 4:00 p.m. in Courtroom 1 or 2.

By the Court,
P. Richard Thomas, J.

Sept. 11, 1987 Copies of order to William Pineo and Timothy Sennett, Esqs.

Sept. 14, 1987 Certification of Service filed. William Pineo, esquire hereby certified that on september 11, 1987 he served the MOtion for Sanctions Against defendant Commonwealth of Pennsylvania, department of Transportation for Failure to Answer Interrogatories, together with Order thereon setting a hearing on same for September 28, 1987, at 4:00 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, PA on John G. Eidemueller, Jr., Deputy attorney General of Pennsyvlania, attorney for the Commonwealth of Pennsylvania, Deparmtent of Transportation at his regular business office, Tort Itigation Unit, 4th Floor, Manor Complex, 464 Forbes Avenue, Pittsburgh, PA 15219, and upon Timothy M. sennet, Esquire, attorney for Merrick D. Warren individually and d/b/a Warren Brothers at his address of 120 West Tenth Street, Erie, PA 16501-1461 andupon Cussewago Township, Mosiertown Road, Saegertown, PA 16433 by regular mail, postage prepaid. William Pineo

Sept. 28, 1987 Answers to Plaintiffs' Interrogatories filed.

Sept 28, 1987 Appearance of Emil M. Spadafore, Jr., Esq. for Plaintiff filed.

Continued on Page 599

1987

Culbertson, Weiss, Schetroma and Schug
David L. Hotchkiss

602.

LOUISE SMITH AND PHILLIP SMITH, HER HUSBAND

vs.

PAUL DUNCAN AND MURIEL DUNCAN, HIS WIFE

Filed July 17, 1987

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	36.20
Pro Co Pd 4/4/88	6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

July 28, 1987 Writ Return filed. SERVED Paul Duncan, the within named defendant by handing a true copy of the within Summons to Ruth Crawford, an adult person in charge of said defendants residence on July 27, 1987, at 10:35 A.M. at R.D. #1, Springboro, in the County of Crawford, State of Pennsylvania, the residence of said defendants.
SERVED Muriel Duncan, the within named defendant by handing a true copy of the within Summons, an adult person in charge of said defendant's residence on July 27, 1987, at 10:35 a.m. at R.D. #1, Springboro, in the County of Crawford, State of Pennsylvania, the residence of said defendant.
So answers E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

Mar. 30, 1988, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

Darrell L. Kadunce

603.

Solomon & Olszewski
Gilbert S. Soloman
for Luis L. Gomez MD

Quinn, Gent Buseck & Leemhuis, Inc. John M. Quinn Sr
for Spencer Hosp., Meadville Hosp. & Spencer Host. Mat. Clinic & Natalie Dwyer Haller

MAUREEN R. MATTHEWS

vs.

LUIS L. GOMEZ, M.D.;
SPENCER HOSPITAL;
MEADVILLE HOSPITAL;
and SPENCER HOSPITAL
MATERNAL CLINIC

Filed July 20, 1987

Tax & entry Paid $40.50
Sheriff's Costs 50.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

July 30, 1987 Writ REturn filed. SERVED Luis L. Gomez the within named defendant on July 21, 1987, at 9:50 a.m. by handing a true and attested copy of the within Summons, AD 1987-603 at 505 Poplar Street, Meadville, in the County of Crawford, State of Pennsylvania, the usual place of business of said defendant, to Debbie Keeno, the person for the time being in charge thereof.
SERVED Meadville Hospital, the within named defendant Company, on July 21, 1987 at 10:06 A.M. by handing a true and attested copy of the within Summons AD 1987 - 603 at 1034 Grove Street, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business, of said defendant Company, to Molly Keenan the agent or the person for the time being in charge thereof.
SERVED Spencer HOspital, the within named defendant Company, on July 21, 1987, at 10:05 a.m. by handing a true and attested copy of the within Summons AD 1987 - 603 at 1304 Grove Street, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business, of said defnedant Company, to Molly Keenan the agent or the person for the time being in charge thereof.
SERVED Spencer Hospital, Maternal Clinic, the within named defendant Company, on July 21, 1987 at 10:04 a.m. by handing a true and attested copy of the within Summons AD 1987 - 603 at 1034 Grove street, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business of said defendant Company, to Molly Keenan, the agent or the person for the time being in charge thereof.
So answers,

E. Ralph Copeland, Chief Deputy
Howard N. STewart, Sheriff

Aug. 12, 1987 Appearance of Solomon & Olszewski by Gilbert S. Solomon, Esq. ffor Defendant, Luis L. Gomez, M.D. filed.

Aug. 20, 1987, Upon praecipe of defendant Luis L. Gomez counsel, Rule entered upon plaintiff to File Complaint, Issued.
Aug. 20, 1987, rule mailed to Atty. Soloman, for service upon plaintiff.

Sept. 2, 1987, Proof of Service of Rule Upon Plaintiff filed.

Nov. 9, 1987 Complaint in Civil Action filed.

Nov. 20, 1987, Plaintiff's First Request for Production of Documents upon dft. Gomez, filed.

Nov. 20, 1987, Plaintiff's First Request for Production of Documents upon dfts. Spencer Hospital, Mead. Hosp. and Spencer Hospital Maternal Clinic, filed.

Dec. 11, 1987 Preliminary Objections filed.

Dec. 11, 1987 Upon praecipe of Attorney for Defendant Gomez the above captioned matter is placed on the next argument list.

Dec. 21, 1987, Appearance of Quinn, Gent, Buseck & Leemhuis, Inc. by JOhn M. Qujnn, Sr. attorneys for dfts. Spencer Hospital, Meadville Hospital and Spencer Hospital Maternal Clinic, filed.

On Jan 1988 Argt. List

Jan. 29, 1988 ORDER filed. AND NOW, Jan. 25, 1988, after argument the Preliminary Objections in the nature of a motion to strike paragraph 46, are denied as the Court believes the elements of appropriate damage to submit for the jury's consideration are evidentiary matters under the control of the Court, and that the fear of the defendant that "surprise elements" are unlikely to be raised at trial, and if so raised, would be subject to control by evidentiary rulings of the trial judge. Preliminary Objections dismissed.

By Order Of The Court,
P. Richard Thomas, P.J.

Jan. 29, 1988 Copies of Order to Attys. Darrell Kadunce, Howard Schulberg, John Quinn, Sr.

Feb. 12, 1988, Answer of Defendatns, Spencer Hospital, Meadville Hospital and Spencer Hospital Maternal Clinic, field.

Feb. 16, 1988, Answer and New Matter filed on behalf of Luis L. Gomez, M.D., filed.

Mar 17, 1988 Notice of Service of Interrogatories filed.

Mar. 22, 1988, Reply to New Matter filed.

June 2, 1988 Plaintiff's Answers to Interrogatories filed.

Nov. 18, 1988 Notice of Service of Interrogatories Directed to Plaintiff filed.

Continued on page 580

1987

Feeman & Feather
John E. Feather, Jr.

604.

TITUSVILLE AGWAY COOPERATIVE INC., A NEW YORK CORPORATION

vs.

ROBERT E. MORRIS AND KENNETH MORRIS

Filed July 20, 1987

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	35.12
Pro Co Pd 9/4/87	9.00 ✓
Pro Co Pd 2/3/88 Sat. Pd 3-3-88-	5.00 ✓

COMPLAINT

2 copies (sheriff)

July 30, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Robert E. Morris personally the within named defendant by handing a true copyof the within Complaint No. AD 1987 - 604 to himon July 29, 1987 at 2:25 p.m., at his place of residence, R.D.#2, Spartansburg, inthe County of Crawford, State of PA.
SERVED Kenneth Morris the within named defendant by handing a true copy of the within Complaint No. A.D. 1987 - 604 to Robert E. MOrris, an adult member ofthe family with whom he resides, namely his father on July 29, 1987 at 2:25 p.m. at their residence, R.D.#2, Spartansburg, in the county of Crawford, sTate of PA.
So answers, E. ralph Copeland, chief deputy
Howard N. Stewart, sHeriff

And Now, Sept. 4, 1987, at 1:00 P.M., with affidavit and default notice attached, upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer, damages assessed in the amount of One thojsand Three Hundred Fifty Two and 02/100 Dollars, plus costs and interest.
Judgment entered 8/4/87
M - 252, 104

Debt - $1,352.02
JUDGMENT
James F. Simmons,
Prothonotary

Sept 9, 1987, Notices of entry of judgment mailed to defendants.

EX 1988-5
Mar. 3, 1988 This Judgment Satisfied. (see paper filed)

1987

Jorden & White
William T. Jorden

605.

William C. Kuhn

CYNTHIA L. MALONEY, EXECUTRIX OF THE ESTATE OF HAROLD E. JOHNSON

vs.

PENNSYLVANIA POWER COMPANY

Filed July 20, 1987

Tax & entry Paid $40.50 ✓

Sheriff's Costs 85.50
Pro Co pd 2/7/90 6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Aug. 18, 1987 Appearance of William C. Kuhn for Defendant filed.

Aug. 24, 1987 Writ Returned: SERVED Pennsylvania Power Company, within named defendant, by deputizing the Sheriff of Lawrence County, Pa as per his affidavit of service hereto attached. Served: August 13, 1987.
So answers, Howard N. Stewart, Sheriff
Before me the undersigned authority, personally appeared Carl B. Nord, Deputy Sheriff of Lawrence County, Penna. who being duly sworn according to law, deposes and says that on the 13th day of August, 1987, at 11:30 A.M., he served 3 copies of Plaintiff's First Set of Interrogatories Directed to Defendant, Pennsylvania Power Company/ Requests for Production of Documents filed by Plaintiff Pursuant to rule 4009 of the Pennsylvania Rules of Civil Procedure, upon defendant Pennsylvania Power Company, at 1 E. Washington Street, New Castle, Penna. by making known the content thereof to Angie Comparone, Assistant Corp., Secretary, person found in charge at time being and handing to and leaving with her the certified copy of the 3 Interrogatories/3 request received from Crawford County.
Carl B. Nord, Deputy Sheriff
George Sigler, Sheriff

Sept. 1, 1987, Answers To, Requests for Production of Documents filed by Plaintiff Pursuant to Rule 4009 of the Pa. Rules of Civil Procedure, filed.

Sept. 4, 1987, Plaintiff's First Set of Interrogatories Directed to Defendant, Pennsylvania Power Company, filed. (Answers Thereto)

Sept. 8, 1987, Certification of Service of REquest for Production filed.

Sept. 8, 1987, Certification of Service of Interrogatories filed.

Sept. 9, 1987, Notice of Service of Interrogatories and Requests for Production, filed.

Sept. 16, 1987, Upon praecipe of defendant attorney, Rule Entered Upon Plaintiff to File Complaint issued.

Sept. 16, 1987 Complaint filed.

Sept. 21, 1987, Preliminary Objections filed.

Sept. 28, 1987 Service of Rule Accepted by William Jorden, Esq., Attorney for Plaintiff

Oct. 19, 1987 Upon praecipe of Defendant Attorney the above entitled action is placed on the next argument list.

On November 1987 Argument List

Nov. 23, 1987 Certification Of Service Of Interrogatories filed.

Dec. 2, 1987, Amended Complaint filed.

Dec. 15, 1987 Answer To Amended Complaint New Matter filed.

Jan 14, 1988 Answers to Request for Production to Plaintiff filed.

Jan 14, 1988 Plaintiff's Answers to Interrogatories filed.

Mar. 7, 1988, Answers to Interrogatories to Plaintiff (Second Set) filed.

May 5, 1988 Notice of Taking Deposition of Barbara E. Davis filed.

May 10, 1988 Notice Of Taking Deposition of Patricia Engstrom filed.

May 19, 1988 Answer To New Matter filed.

June 6, 1988, Affidavit of Charles E. Ja ckson filed.

June 6, 1988, Affidavit of Robert W. Houston filed.

June 6, 1988, Affidavit of Timothy D. Kilmore filed.

June 6, 1988, Motion for Summary Judgment filed.

June 10, 1988, Amended Answer to Amended Complaint - New Matter - filed.

June 21, 1988 Depotision of Barbara E. Davis filed.

Continued on page 588

Gerald Sullivan
Legal Services

606.

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

JACK W. THOMAS, JR.

vs.

VICKY LYNN THOMAS

Filed July 20, 1987

Indigent filing
Bruce Smith, Mediator 158.35
Sheriff's Costs 28.30
Mediation Costs 85.70

COMPLAINT FOR VISITATION

4 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, Vicky Lynn Thomas, Defendant, have been sued in court to obtain custody of the minor child, Joab William Thomas.

You are ordered to appear in person at the time and place selected by BRUCE SMITH, 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.

The Crawford County Sheriff's Department is directed to serve a cert. copy of this complaint and order upon the defendant. In the alternative, this Petition and Order may be served by any competent adult or by certified mail.

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

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

Crawford County Bar Assoc., Ser. to the Pub. Comm., 360 Chestnut St., Meadville, Pa. 16335 Tele: 814 - 724-7719.

BY THE COURT,

P. Richard Thomas, J.

July 20, 1987, Affidavit to Proceed In Forma Pauperis, Praecipe to Proceed In Forma Pauperis, filed.

July 30, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Vicky Lynn Thomas, personally the within named defendant by handing a true copy of the within Complaint for Visitation and Order of Court, No. A.D. 1987 - 606 to her, on July 29, 1987, at 12:55 p.m. at her place of residence, at 855½ West Spring Street, Titusville, in the County Of Crawford, State of PA.

So anwers,

E. ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

Aug. 6, 1987 Appearance of Fuller, Kinnunen, Petruso & Gamble by Ann Hansen Gamble for Defendant filed.

Oct 2, 1987 Temporary Order of Court filed: AND NOW, this lst day of October 1987, after Mediation, and upon the recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. Because of a history of prior domestic violence on the part of the plaintiff father, unsupervised temporary custody of the minor child is deemed unadvisable at this time and is, therefore, denied to the father.

2. Supervised custody will be allowed to the father Monday mornings at the Titusville Y.W.C.A. under the supervised of Barbara Mulligan on the Second Floor of the said Y.W.C.A. between the hours of 11:00 a.m. and 12:15 p.m. on October 12, 19, 26, November 2, 9, and 16. In the event that the father is over fifteen minutes late for a visit, it will be cancelled. In the event that he misses more than one visit without notice to Barbara Mulligan, the balance of the visitations will be cancelled.

3. During the supervised visitations, the father will be permitted to interact with the child under the supervision of Barbara Mulligan, but will not be permitted to move the child from the area designated at the Titusville Y.W.C.A. by Barbara Mulligan for the visit. The said Barbara Mulligan is granted discretion as to whether or not she is physically present for all of the visits or for just a part of them.

4. After the visitation outlined in the preceding paragraph have been completed, on motion of either the parties directed to the Child Custody Mediator he shall agains scheduled further mediation and make further recommendations and suggest another Temporary Order for consideration by the Court.

5. The fee for custody mediation to this time shall be paid 50% by the County of Crawford on behalf of the plaintiff father and 50% by the defendant mother.

6. 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, J.

Oct 5, 1987 Copies of order to Bruce Smith, Gerald Sullivan, Ann Gamble and parties.

Dec. 22, 1987 Temporary Order Of Court filed. AND NOW, this 22nd day of December, 1987, after further mediation, and upon the recommendation of the Child Custody Mediator, it is here by ordered and decreed that:

1. The parties to this action, the natural parents of Joab William Thomas, age four, shall share legal custody of the minor child. Said joint legal custody being shared shall entitle both of the parties to equal access to any records relating to the Child held by a th ird party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to educational and religious upbringing of the child as well as elective surgery.

2. The primary physical custody of the child shallremain with the defendant mother. Christmas Eve of 1987 will be celebrated with the father between the hours of 12:00 p.m. and 5:00 p.m., during which time he will be permitted to take the child into his temporary custody and control. Christmas Day of 1987 will be celebrated with the mother, Thereafter, beginning with the month of January, 1988, the father will be entitled to temporary physical custody of the child every Wednesday between the hours of 10:00 a.m. and 6:30 p.m., prevailing time, during which time he shall not remove the child from Crawford County

Thereafter, beginning with the month of February, 1988, the father, in addition to the Wednesday visits, will be permitted to take the child into his custody and control on the second and fourth Fridays of that month, beginning at 4:00 p.m., prevailing time, and shall deliver the child back to the mother's home by Saturday, 11:00 a.m., privailing time. Thereafter, beginning with the month of March, 1988, the father shall be entitled to pick up the child on the second and fourth Fridays of each month at 4:00 p.m., prevailing time, and return the child to the mother's residence no later than 3:00 p.m., prevailing time, on Sunday. after the month of January, 1988, the father shall be permitted to take the child to his residence, which may be outside of Crawford County. In March and thereafter, through the end of May, 1988, those weeks which the father in not enjoying weekend visitation, he shall have Wednesday visitation as outlined above during thehours indicated for the month of January, 1988. It is agreed by the parties and counsel that beginning June, 1988, visitation will be negotiated; in the event that counsel and the parties cannot negotiate a satisfactory visitation scheduled, additional mediation shall be scheduled upon the joint or single request of counsel.

3. Holiday visitation willtake priority over other scheduled visitation. The only holidays of any interest or special importance to the parents are the holidays of Easter, the 4th of July, Thanksgiving, and Christmas. Beginning with the year of 1988, the child shall spend Easter and Thanksgiving with the mother and the 4th of July, and Christmas day with the father. In the following years, this scheme shall be reversed. The hours of holiday visitation shall be from 9:00 a.m. through 8:00 p.m., prevailing time.

4. The parent having custody of the child at anytime shall notify the other parent as soon as possible in the event of injury or illness requiring medical treatment.

5. Neither party shall take the child into any environment which would be commonly thought of as detrimental to his development, which would be commonly thought of as detrimental to the development of his character, or which would be commonly thought of as dangerous to his physical person. Neither parent shall use alcohol or other chemicals while the child is in his or her custody and control, nor shall either parent allow the child to do so. This prohibition shall not be interrupted so as to prohibit the mother from an occasional cocktail or highballinthe company of other adult friends.

6. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to an alternative arrangement to accommodate themselves or the child's schedule, they may adjust the physical custody arrangement accordingly and are encouraged to do so by mutual consent and agreement, taking into account whenever possible the needs and wishes of the child.

7. Each of the parents will tach the child to give that love and respect to a parent normally thought of as due from a child to the parents. Neither parent will do anything to blacken the other parent's character in the eyes of the child. This prohibition shall extend to the grandparents of the child.

8. This order shall not prejudice the right of either party to request further mediation if there are changed circumstances in the lives of the parties or of the child. Chemical abuse shall most certainly be considered a changed circumstance.

9. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either party or the child resides in the Court's jurisdictionand for at least six months from the dte ofthis Temporary Order.

10. The fee for Child Custody Mediation shall be paid one-half by the County of Crwaford on behalf of the plaintiff father and one-half by the defendant mother.

11. This order shall be a Temporary Order but shall become a permanent order, unless exceptions are filed by either party wihtin thirty (30) days frm the dte of this temporary Order.

BY THE COURT,:
Robert L. Walker, J

Dec. 23, 1987 copies of order to Gerald Sullivan, Ann Hansen Gamble, Defendant, Barbara Mulligan and Bruce Smith

56
-b-

1987

1987

Gerald Sullivan
Legal Services

607.

CONNIE SNYDER

vs.

KENNETH MARTELL

Filed July 20, 1987

Taxi&cEntry!!. $40.50
Sheriff's Costs 22.56

PETITION FOR PROTECTION FROM ABUSE

5 copies (atty)

ORDER:

AND NOW, this 20 day of July 1987, upon presentation of and consideration of the within Petition, a hearing thereon is scheduled for the 28 day of July 1987, at 9:00 a.m. in Courtroom 1 or 2 of theCrawford CountyCourthouse in Meadville, Pa.

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

The defendant is excluded immediately and forthwith from the residence which is located at R. D. #1, Conneautv ille, Pa. 16406, pending the hearing scheduled above. All keys to the residence are to be given forthwith to the plaintiff.

The plaintiff is hereby awarded temporary custody of the minor childrenofthe parties pending the hearing scheduled above. The defendant shall not remove the children from the custody of the minor children ofthe parties pending the hearing s scheduled above. The defendatn shall not remove the children from the custody ofthe plaintiff pending the hearing scheduled above.

The Crawford CountySheriff Department is directed to serve a cert. copy of this petition and order upon the defendant. In the alternative, this Petition and Order may be served by any competent adult. or by certified mail.

The Conneautville Police Dept. and/or the State Police of the Com. of Pa. are directed to enforce this order and to prevent the return ofthe defendatn tothe aforesaid premises by any appropriate means.

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.

The defendant should take this paper to his lawyer at once. If he does not have a lawyer, or cannot afford one, he should go to or telephone the office set forth below to find out where he can get legal help.

Crawford County Bar Assoc. Ser. to the Publ Comm., 360 Chestnut St, Meadville, Pa. 16335 814 - 724-7719.

BY THE COURT,
P/. R. Thomas, J.

July 27, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Kenneth Martell personally the within named defendant by handing a true copy of the within Petition for Protection from Abuse with Temporary Order No. A.D. 1987 607 to him, on July 22, 1987, at 2:25 p.m., at 405 Center Street, Conneautville in the County of Crawford, State of Pennsylvania.

So answers,

Richard Adsit, Deputy Sheriff
E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

July 31, 1987 Order filed. AND NOW, July 28, 1987, as the matter is called before the Court, counsel for the parties advise the Court the matter has been amicably resolved along the following lines without admission of commission of the offense by the Defendant; both parties agree that neither will assault, annoy or harass each other during the lifetime of this agreement.

The Defendant will not go to the home of his wife for any purpose except as noted hereafter.

In regard to the parties' four children, the father shallhave the right to come to the home, pick up the children every other Saturday, and commencing August 8, 1987, between the hours of 10:00 a.m. and 6:00 p.m. At such time as the father gives one (1) week notice, the afore said visits will be expanded from Friday at 6:00 p.m. until Sunday at 6:00 p.m. every other weekend.

The parties mutually agree to alternate custody of the children on the following holidays: Labor day, Thanksgiving, Christmas, Ne wYear's Day, Easter, Memorial DAy and July 4th. The wife shall have the chidlren in her custody on Labor Day, 1987, and the holidays will be alternated. The non-custodial parent on Christmas DAy shall have the right to have the chidlren in his or her custody the day before Christmas on December 24th.

It is mutually agreed that the wife may continue to occupy the motor home where the parties reside, but will be required to make the necessary land rent payments, rental payments and tax payments

Within three (3) weeks, upon twenty-four (24) hours notice, the defendant may go to the home to pick up a Sears Riding Mower, a motor, a transmission and his personal tools and his personal clothing and his personal belongings.

Holiday visits aforesais shall be from 9:00 a.m. until 8:00 p.m.

This ORder shall continue in existence for a period of one (1) year and any duly authorized police officer is authorized upon reasonable cause to believe that the Defendan thas violated the terms and conditions with relation to thratening, anooying or harassing his wife, amy arrest the Defendant, confine him in the Crawford County Jail and give prompt notice tothe Court requesting an immediate hearing.

The County is DIRECTED to pay costs in this case.

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

Aug. 3, 1987 Copies of order to Margaret Eglinton and Joan Mason

1987

C. Barton Jones

608.

NANCY S. HODGE

vs.

CHARLES B. HODGE

Filed July 21, 1987

Tax & entry Paid $40.50 ✓

sheriffs costs 36.60

Pro Co pd 10/30/87 9.00 ✓

Pro Co Pd 12/3/87 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (sheriff)

Aug. 3, 1987, Sheriffs Return filed. Before me, the undersigned authority, personally appeared Ronald L. Clark, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 23rd day of July 1987 at 5:45 P.M. he served Complaint in Divorce upon dft. Charles B. Hodge at 151 Greenville-Sheakleyville Rd. Greenville, Pa. By making known the contents hereof to Charles B. Hodge personally and handing to and leaving with him the certified copy fo the complaitn received from Sheriff of Crawford County.

So answers, Ronald L. Clark, Deputy Sheriff
Donald A. Marenchin, Sheriff

SERVED on the within named defendant Charles B. Hodge, by deputizing the sheriff of Mercer County, Pa. as per his affidavit of service hereto attached. Served July 23, 1987.

So answers, Howard N. Stewart, Sheriff

Oct. 28, 1987 Affidavit Of Service filed. I, C. Barton Jones, hereby certify that the Defendant was served on or before July 24, 1987, in person by a Mercer County Deputy Sheriff. No. Sheriff return was sent to me, but Mr. Hodge immediately called me and indicated that he has received the Complaint in this manner. I have cancelled checks to the Crawford County Sheriff which paid for this out of County service.

The reason Mr. Hodge had to be served in this manner was becuase he had no mailing address, though his location was known.

I verify that the statements made herein are true and correct to the best of my knowledge and beief, and I understand that false statements if made herein are subject to penalties of 18 PA C.S. 4904 relating to unsworn falsification to authorities. C. Barton Jones

Oct. 28, 1987 Affidavit Of Consent of Plaintiff filed.

OCt. 28, 1987 Affidavit of Consent of Defendant filed.

Oct. 28, 1987 Upon praecipe of P laintiff attorney to Transmit REcord, this case moved to court.

Nov. 25, 1987 **D E C R E E F I L E D .**

AND NOW, this 25 day of Nov., 1987, the grounds of irretrievably breakdown under Section 201 (c) of the Divorce Code in the above case having been duly approved, the Court, by virtue of the authority vested in it by law, decrees that NANCY S. HODGE and CHARLES B. HODGE are hereby divorced from the bonds of matrimony, and all the duties, rights, and claims accorded to either of the said parties at anyt ime heretofore, in pursuance of said marriage, shall henceworth cease and determine, and the parties shall severally be at liberty to marry again as if they had never been married.

BY THE COURT:
P. Richard Thomas, J

Dec 1, 1987, NOTICE OF INTENTION TO RETAKE MAIDEN NAME filed.
TO BE KNOWN AS: Nancy Sue Courtney.

1987

William E. Barney 609.	CORRY SAVINGS AND LOAN ASSOCIATION vs. BARRY N. NICHOLS AND SUSAN K. NICHOLS Filed July 21, 1987 Tax & entry Paid $40.50 ✓ Sheriffs Costs 24.00 Pro for Co.Paid 5.00 ✓	COMPLAINT IN MORTGAGE FORECLOSURE 2 copies (sheriff) To foreclose mortgage recorded in Crawford County Recorder Office, Deed Book 502, page 990. Aug. 6, 1987, Sheriffs Return filed. SERVED AND MADE KNOWN to Susan K. Nichols personally the within named defendant by handing a true copy of the within named defendant by handing a true copy of the within Complaint NO. AD 1987 - 609 to Susan K. NIchols, on Aug. 4, 1987, at 11:49 A.M. at Sheriffs Office Rm 303, Courthouse, Meadville, in the County of Crawford, State of Pa. SERVED AND MADE KNOWNTO Barry N. Nichols the withinnamed defendant by handing a true copy ofthe within Complaint to Susan K. Nichols, his wife, on Aug. 4, 1987, at 11:50 a.m. at place of visitaion, Sheriffs Office, Rm. 303, Courthouse, Meadville, in the county of Crawford, State of Pa. So answers, Catherine Allen, Dep. Sheriff Howard N. Stewart, Sheriff Aug. 19, 1987 Upon Praecipe of Plaintiffs atty., this case is marked settled and discontinuedof record.

Bozic, and Thomas
John H. Bozic, Jr.

610.

MARQUETTE SAVINGS ASSOCIATION

vs.

WILLIAM TO JOBES AND CLARA B. JOBES, HIS WIFE

Filed July 21, 1987

Tax & entry Paid $40.50
Sheriff's Costs 28.97
Pro Co Pd 9-2-87 9.00

COMPLAINT

2 copies (sheriff)

July 27, 1987 Sheriff's REturn filed. SERVED William T. Jobes the within named defendant by handing a true copy of the within Complaint No. AD 1987 - 610, to Candy Carnes, an adult member of the family with whom he resides, namely daughter, on July 24, 1987, at 1:15 p.m., at their residence, 131 South Pymatuning Street, Linesville, in the County of Crawford, State of Pennsylvania. SERVED Clara B. JObes the within named defendant by handing a true copy of the within Complaint No. AD 1987-610, to Candy CArnes, an adult member of the fmaily with whom he resides, namely daughter, on July 24, 1987, at 1:16 p.m., at their residence, 131 South Pymatuning Street, Linesville, in the County of Crawford, State of Pennsylvania.
So answers, E. Ralph Copeland, Chief Deputy
Howard N. Stewart, sheriff

AND NOW, Sept. 2, 1987 @ 1:06 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 failure to file and Answer and damages are assessed as follows: Principal, Six Thousand Six Hundred Eighty-eight Dollars and Seventy-three cents; Interest to August 1, 1987, Two hundred Forty-four Dollars and Fifty-three cents; Reasonable Attorney's fees, Three Hundred Forty-five Dollars; Preservation Expense, Three Hundred Dollars; **REAL DEBT** Seven Thousand Five Hundred Seventy-eight Dollars and Twenty-six cents, plus interest from August 1, 1987 at 8.5%.
J-176, 36 Debt.....$7,578.26 + Interest
Judgment entered 9-2-87 **JUDGMENT**
James F. Simmons
Prothonotary

Sept 8, 1987 Notice of Judgment mailed defendants.

Ex 1987-78

1987

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

611.

MARSHA K. SEVERO, AND
MARJORIE J. SEVERO, A MINOR,
BY MARSHA K. SEVERO AND
LOUIS H. SEVERO, HER GUARDIAN

vs.

HUFFY CORPORATION AND
JOSEPH B. DAHLKEMPER, INC.

Filed July 22, 1987
Issued.
Tax & entry Paid $40.50 ✓
Sheriffs costs $41.00
Pro Co pd 2-4-93 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

August 3, 1987 Verification filed. I James R. Irwin, Esq., do hereby verify that I am the attorney of record for Plaintiffs and that as such, I am authorized to execute this Verification; that I did, on the 22nd day of July, 1987 send by Certified Mail, Return Receipt Requested, Addressee Only, to the Defendant, Huffy Corporation a true and correct copy of the Writ of Summons filed at the above term and number at its last known address of PO Box 1204, Dayton,OH 45401, as evidenced by the attached sender's receipt No. P547805382 and that on the 30th day of July, 1987 I did receive the duly executed return receipt dated the 27th day of July, 1987.

James R. Irwin, Esq.

Aug. 6, 1987, Writ returned. Before me, the undersigned, authority,personally appeared Harry D. Holmwood, Dep. who being duly sworn according to law, deposes and says that on the 29 day of July 1987, at 3:20 P.M. he served Jos. B. Dahlkemper upon defendant Joseph B. Dahlkemper at 5120 Peach St, Erie, County, Erie, Pa. by making known the contents thereof to Mary Bullinger REceptionist, and handing to and leaving with her the certified copy of the Summons received from Crawford County.

Harry D. Holmwood, Dep. Sheriff

So answers,

Robert N. Michel, Sheriff

SERVED on the within named defendant, Joseph B. Dahlkemper, by deputizing the Sheriff of Erie County, Pa. as per his affidavit of service hereto attached.
Served July 29, 1987.
So answers,

Howard N. Stewart, Sheriff

Feb. 3, 1993 Upon praecipe of Plaintiff's attorney the above captioned matter is marked settled and discontinued of record.

Plate, Shapira, Hutzelman, Berlin, May, Walsh and Brabender
Gene P. Placidi

612.

THOMAS K. TURNAGE, AS ADMINISTRATOR OF VETERANS AFFIARS, AN OFFICER OF THE UNITED STATES OF AMERICA

vs.

EDWARD E. BRENNAN AND DORIS BRENNAN, HIS WIFE

Filed July 23, 1987
@ 11:05 a.m.
Tax & entry Paid $40.50
Sheriff's Costs 30.20
Pro Co Pd 10/29/87 9.00
Pro Co Pd 12/1 /87 5.00

COMPLAINT IN EJECTMENT

2 copies (sheriff)

For immediate possession of premises at 129 North St., Springboro, Pa. 16435.

July 29, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO Doris Brennan personally the within named defendant by handing a true copy of the within Complaint No. AD 1987 - 612 to her, on July 27, 1987, at 10:42 a.m. at her place of residene, at 119 North Street, Springboro, in the County of Crawford, State of PA.
SERVED Edward E. Brennan the within named defendant by handing a true copy of the within Complaint No. AD 1987-12, to Doris Brennan, an adult member of the family with whom he resides, namely his wife, on July 27, 1987, at 10:43 a.m. at their residence, 119 North Street, Springboro, in the County of Crawford, State of Pennsylvania.
So answers, E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

Oct. 29, 1987,at 2:57 P.M., And Now, upon praecipe of plaintiff attorney, with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants,, for failure to file answer.
Judgment entered = Oct. 29, 1987
B - 54, 44
JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1987 - 95

Nov. 24, 1987, Upon praecipe of plaintiff attorney, this case discontinued of record.

1987

Gilardi & Cooper, P.A. Kevin R. Lomupo	VICKI LOUISE SULLIVAN	COMPLAINT 1 copy (sheriff)
613.	vs.	Jan20, 1988 Upon Praecipe of Plaintiff's attorney, this case is marked settled, discontinued and satisfied of record.
	MIDWAY GO-KARTS, INC.	
	Filed July 23, 1987 Ta x & entry Paid $40.50 ✓ Pro Co Pd 1-21-88 6.00 ✓	

614.

Bruce Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

GEORGE W. HERRIMAN

Filed July 23, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1176

(Sections 304 and 305)

July 28, 1987, Report of Mental Helath Review Officer, Recommendation, and Order filed. ORDER: AND NOW, this 28th day of July, 1987, 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 George W. Herriman be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect when arrangements can be made for the transfer of the patient. BY THE COURT,
P. Richard Thomas, J.

July 28, 1987, copies of order to Bruce Barrett, Doris Miller for WSH, Paul Dickey.

Nov. 2, 1987, Petition for Involuntary Treatment filed.

Nov. 2, 1987, Report of Mental Health Review Officer, recommendation and Order filed. ORDER: AND NOW, this Oct. 30, 1987, upon consideration ofthe petition filed at the above no. 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 George Herriman be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT,
P. Richard Thomas, J.

Nov. 2, 1987, copies of order to B. Barrett, WSH and Mr. Dickey.

Apr. 29, 1988, Petition for Involuntary Treatment filed.

May 9, 1988 Report of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 6 day of May, 1988,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 GEORGE W. HERRIMAN, be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT,
P. richard Thomas,

May 10, 1988 Copies of order to B. Barrett, WSH and MH/MR

Nov. 4, 1988 Petition for Involuntary Treatment filed.

Dec. 2, 1988, Report of Mental Health Review Officer, Recommendation and Order filed. ORDER: AND NOW, this 1st day of Dec. 1988, upon consideration of the petition filed at the above no. and other relevant matter, and after a review of the report of the M.H. Review Officer (John Petruso) it is hereby ORDERED AND DIRECTED that the said George Herriman be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT, P. Richard Thomas, J.

Dec. 7, 1988 copies to B. Barrett, MH/MR and WSH.

June 13, 1989, Petition for Involuntary Treatment filed.

June 13, 1989, Report of Mental Health Review Officer, Recommendation aND Orderfiled. ORDER: AND NOW, this 13th day of June 1989, upon consideration ofthe petition filed at above no. and other relevant matter, and after a review of the report of the Mental Helath Review Officer, it is hereby ORDERED AND DIRECTED that the said George W. Herriman be committed to Wa rren St. Hosp. for treatment not to exceed 180 days.

BY THE COURT, P. Richard Thomas, J.

June 19, 1989 copies to Mr. LIlly, WSH, and Atty. B. Barrett.

Dec. 6, 1989 Petition for Involuntary Treatment filed.

1987

Altomare, Barnhart & Rockwell
Joseph C. Barnhart

615.

MERRILYNN M. STANBRO

vs.

KEVIN M. STANBRO

Filed July 23, 1987

Tax & entry Paid $40.50 ✓

Pro Co Pd 1-19-88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept 18, 1987 Complaint Reinstated.

Dec. 8. 1987 Entry of Appearance Pro Se and Acceptance of Service of Divorce Complaint by Kevin M. Stanbro filed.

Dec. 24, 1987 Affidavit of Consent of Plaintiff filed..

Dec. 29, 1987 Affidavit of Consent of Defendant filed.

Jan 19, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Feb. 3, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, FEBRUARY 3, 1988, IT IS HEREBY ORDERED, adjudged and decreed that the marriage heretofore existing between

M E R R I L Y N N M . S T A N B R O and K E V I N M . S T A N B R O

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

1987

Mason and Mason
Joan D. Mason

616.

TAMMY K. RATCHFORD

vs.

MICHAEL D. RATCHFORD

Filed July 24, 1987

Tax & entry Paid	$40.50
Pro Co pd 1/6/87	9.00
Pro Co Pd 5/16/88	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Aug. 14, 1987 Affidavit Of Service filed. I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on August 6, 1987 mail to the above defendant, Michael D. Ratchford by certified mail #401 446 547, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Michael D. Ratchford on August 10, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Dec. 29, 1987 Affidavit of Consent of Plaintiff filed.

Jan. 4, 1988 Affidavit Of Consent of Defendant filed.

Jan. 4, 1988 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.

Jan. 8, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

T A M M Y K . R A T C H F O R D and M I C H A E L D . R A T C H F O R D

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

May 13, 1988, Notice of Election to Retake Maiden Name filed. To Be Known as: TAMMY SUE MARIE KEENO.

1987

Shafer, Swick, Bailey, Irwin and Stack
Paul D. Shafer, Jr.

617.

Holsinger, Clark & Armstrong
John H. Armstrong

R. F. SCHNEIDER PIPE & SUPPLY COMPANY

vs.

TOMB TRUCKING COMPANY

Filed July 24, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 36.00
Pro co pd 1/12/88 6.00 ✓

COMPLAINT

1 copy (sheriff)

Aug. 6, 1987 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Michael L. Almes Deputy Sheriff, Indiana County, PA. who being duly sworn according to law, deposes and says that on the 29th day of July 1987 at 6:15 P.M. he served Complaint Civil Action at No. 617-1987 Term, 1987, Crawford Co. PA., upon defendant Tomb Trucking Co. at 125 Ridge Ave., Homer City Borough, Indiana Co., PA. By making known the contents thereof to Jean Tomb, wife of defendant and handing to and leaving with her the certified copy of the Complaint.

Michael L. Almes
Deputy Sheriff

Aug. 17, 1987, Preliminary Objections filed. (Petition to Dismiss for Improper Venue included)

Oct. 29, 1987, Answer to Petition to Dismiss for IMproper Venue, filed.

Jan. 12, 1988 Upon praecipe of P laintiff Attorney the above captioned case is marked Settled and Discontinued of record.

1987

Bruce L. Smith

618.

MacDonald Illig, Jones & Britton
Norman H. Stark
Kemp C. Scales

DENISE M. ENSLE, TENANT
ROBERT W. SCHNEIDER, OWNER,
AND ERIE INSURANCE GROUP,
A CORPORATION, INSURER

vs.

NATIONAL FUEL GAS CO.,
A CORPORATION

Filed July 27, 1987

Ta x & entry Paid $40.50 ✓

COMPLAINT

1 copy (sheriff)

Sept. 24, 1987, Answer filed.

Nov. 12, 1987 Plaintiffs' Answers To Interrogatories Directed To Plaintiffs, (First Set) filed.

Dec. 14, 1987, Notice of Taking Depositions on oral Examination of Bill Adams filed.

Dec. 14, 1987, Notice of Taking Depositons on oral Examination of Director or Mgr. of Marketing and or Advertising etc. filed.

Dec. 14, 1987, Notice of Taking Depositions on oral examination of Donald Kope filed.

Jan. 5, 1988 Deposition of Denise M. Ensle filed.

Jan. 19, 1988, Objectionsto Notice for Taking of Depositons on Oral Examination, filed.

Jan. 19, 1988, Objection to Notice forTaking of Depositions on Oral Examination filed.

Jan 19, 1988, Objection to Request for Production of Documents to Defendant (First Set) filed.

Jan. 19, 1988, Answers and Objections to Interrogatories Directed to Defendant (First Set) filed.

Feb. 11, 1988, Oral Depositions of Donald Kope and Robert Schneider, filed.

Feb 17, 1988 Request for Admission Under Rule 4014 filed.

Mar 14, 1988 Answers to Request for Admissions filed.

Oct. 17, 1988 Sheriff's Return filed. Complaint returned to Prothonotary Oct. 17, 1988. No check, no instructions.
So answers,

Howard N. Stewart, Sheriff

Oct. 25, 1988, Certificate of Readiness filed.

ON TRIAL LIST FOR FEBRUARY 1989

Jan. 27, 1989 Order Setting Nonjury Trial filed. AND NOW, January 26, 1989, non jury trial inthe above captioned case is hereby set for March 16, 1989 at 9:0 a.m., in Courtrrom 2.

For The Court,
Imogene Yetman, C.A.

Jan. 27, 1989 Copies of order to Bruce Smith and Norman Stark

Feb. 1, 1989 Motion to Reschedule non-jury trial and ORDER filed. And now, Feb. 1, 1989, nonjury trial reset for April 19, 1989, at 9:00 a.m., in Courtroom 1 or 2.
Feb. 2, 1989 Copy of Order to Attys. Bruce Smith, Norman H. Stark and Kemp C. Scales.

On April 1989 Trial List

Apr. 20, 1989, VERDICT filed. ADN NOW, April 20, 1989, award is made in favor of the Defendant and against the plaintiffs based upon the foregoing reasoning.
The parties may file proceedings for post-verdict relief in accordance with the Rules.

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

April 20, 1989, copies mailed to attorneys of record.
Verdict entered 4/20/89
E - 43
E - 184
S - 262

VERDICT,
James F. Simmons,
Prothonotary

Apr. 20, 1989, ORDER filed. . AND NOW, April 20, 1989, plaintiff's Exhibit 1 is returned to plaintiff's counsel at plaintiff's request.

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

April 24, 1989, copies of order mailed to plaintiff and dft. atty.

April 20, 1989, Exhibits filed. (lg. manilla envelope with papers)

1987

Louis D. Musica

619.

GEORGE D. BOYER

vs.

SUSAN GLANCY

Filed July 27, 1987

Tax & entry Paid $40.50 ✓
Mediation costs 80.88
Pro for-Co: PD 8/31/87- 9.00 ✓

9/15/87 Recd $40.44 From Plaintiff

Recd $40.44 Oct 1, 1987 Louis and Latty

COMPLAINT FOR PARTIAL CUSTODY (CCCJA)

1 copy (atty)
1 copy (mediator)

ORDER:

You, Susan M. Glancy, defendant have been sued in court to obtain partial custody of the children: Tammy Sue Boyer and George Dewayne Boyer.

All parties in the above case and their counsel shall appear for a mediation conference before the Child Custody Master WILLIAM PINEO, at a time to be set by the Child Custody Master in the Crawfor dCounty Courthouse.

If youy 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.

Dated: July 27, 1987

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

Aug. 4, 1987 Affidavit of service filed.

I, LOUIS D. MUSICA, Esquire, attorney for Plaintiff, verify that on July 27, 1987 I mailed a true copy of the Complaint For Partial Custody to SUSAN M. GLANCY, Defendant, 187 Walker Drive, Meadville, PA 16335 via Receipt No. P 440 902 881 attached hereto; that said true copy was received by her as is evidenced by Certified Mail, REturn rEceipt, No. P 440 902 881, dated July 29, 1987 and attached hereto; and that I understand that false statements herein are made subject to the penalties of 18 PA. C.S.A. 4904, relating to unsworn falsification to authorities.

Dated: August 4, 1987

Louis D. Musica

Aug 25, 1987 Temporary Order filed: AND NOW, this 25th day of Aug. 1987, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal custody of the subject minor children shall be with their mother, Susan M. Glancy.
2. The father shall have the right of visitation and temporary physical custody of said children on alternate weekends, beginning with the weekend of August 29, from Saturday at 10:00 a.m. through Sunday at 6:00 p.m. If the father's work schedule does not permit him to pick up the children on Saturday morning, then he shall notify the defendant mother by Thursday evening of the time when he will be able to pick up the said children. If his work schedule is such that he cannot exer cise any visitation on his assigned weekend, then he shall so notify the defendant mother and the parties shall arrange alternate visitation.
3. Holidays are defined as Easter, Memorial Day, Independence Day, Thanksgiving and Christmas. Visitation shall be from 10:00 a.m. to 9:00 p.m. The father shall have his first holiday visitation on Christmas, 1987 and the parties shall thereafter alternate holidays.
4. The father shall also have the right of visitation and temporary custody with the subject minor children for one week in July, said week to coincide with the closing of the plant where he is employed for its annual shutdown. The Father shall notify the mother as soon as he has learned of the shutdown week.
5. Each party shall teach the children to give to the other that love and respect which is due a parent from his or her children and neither shall do or say anything to blacken the character of the other in the eyes of said children.
6. During the time when the father has the children in his care, he shall not consume alcholic beverages, nor be under their influence.
7. If the father is unable to pick up the children as scheduled by this Order as agreed by the parties, heshall notify the mother as soon as he knows of the circumstances which prevent him and the parties shall arrange an alternate pick up time. If the father is more than one hour late in picking up the children in the exercise of his visitation rights and has not notified the mother then she will have the right to consider that the visitation has been waived/
8. The father shall be responsible for all transportation in the exercise of hisvisitation rights.
9. The parties are free to make alternative or additional arrangements concerning visitation with the children but no such arrangements shall be considered permanent and shall be by mutuaL Agreement only. If the parties cannot agree then the provisions of this Order shall govern the situation.
10. Each party shall give the other any and all information which he or she may have regarding the children's health, education, and the major events in the children's lives. Health care and school personnel are hereby authorized to divulge to either party any confidential information which they may have, except that information which the children may request, by law, be kept confidential from anyone and such information may be revealed only with the consent of the affected child.
11. Costs and fees of this Mediation which are fixed at $80.88 are divided equally among the parties. The Mediator has noted for the Court that the mother is indigent and is receiving public assistance and her share is therefore assessed to 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.
12 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.

Aug. 28, 1987 copies of order to Louis D. Musica and Wm. Pineo.

1987

Bernstein & Bernstein
Nicholas D. Krawec

620.

TILTON EQUIPMENT COMPANY

vs.

CHARLES C. VANDERHOFF AND JUDY VANDERHOFF individually and trading and doing business as partners as BUTCH'S SAW SHOP

Filed July 27, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 34.30
Pro Co Pd 9-22-87 9.00 ✓

COMPLAINT

2 copies (sheriff)

July 30, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Judy Vanderhoff personally the within named defendant by handing a true copy of the within Complaint No. A.D. 1987 - 620 to her, on July 29, 1987 at 12:40 p.m. at her place of residence, at 811 W. Central Avenue, Titusville, in the County of Crawford, State of PA.
SERVED Charles C. Vanderhoff the within named defendant by handing a true copy of the within Complaint No. A.D. 1987 - 620 to Judy Vanderhoff, and adult member of the family with whom he resides, namely his wife, on July 29, 1987, at 12:40 p.m. at their residence, 811 W. Central Avenue, Titusville, in the County of Crawford, State of PA.
So answers, E. Ralph Copeland, chief Deputy
Howard N. Stewart, Sheriff

Sept 22, 1987 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 default of an answer, in the amount of Three Thousand One Hundred Eleven Dollars and One Cent computed as follows: Amount claimed in complaint, Three Thousand Forty-two Dollars and Nine Cents; Interest from 7-28-87 to 9-14-87 on Two Thousand Six Hundred Twenty Dollars and Fifty-nine Cents, Sixty Eight Dollars and Ninety-two Cents; **TOTAL** Three Thousand One Hundred Eleven Dollars and One Cent.
V-33, 93; B-185 Debt.....$3,111.01
JUDGMENT
James F. Simmons
Judgment entered 9-22-87 Prothonotary

Sept. 24, 1987 Notice of Judgment mailed defendants.

EX 1987 - 109

1987

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

621.

MARINE BANK

vs.

JOHN D. SPINNATO

Filed July 27, 1987
and Issued

Pro Simmons paid	$15.00
plff on orig	59.25
Sheriff's Costs	23.00
Pro Co Pd 9-14-87	9.00
Pro Co Pd 7-11-89	5.00

WRIT OF REVIVAL

of

AD 1983 - 958

Writ of revival of judgment indexed against the defendant in the amount of Eight Thousand Three Hundred Thirty One and 31/100 Dollars plus int. form Nov. 2, 1983 and atty fees of $1,249.65.

Dated..... July 24, 1987
Debt..... $8,331.31
Int. from Nov. 2, 1983
S - 93 JUDGMENT
James F. Simmons, Prothonotary

Aug 4, 1987 Writ Returned: SERVED AND MADE KNOWN TO John D. Spinnato personally the within named defendant by handing a true copy of the within Writ of Revival No. AD 1987-621 to him on August 3, 1987, at 2:25 P.M. at his place of business, at 341 Grant Street, Saegertown Beer Distributor, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept 14, 1987 @ 11:03 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 per writ of revival in the amount of Eight Thousand Three Hundred Thirty-one Dollars and Thirty-one Cents plus interest from November 2, 1983, plus costs , plus attorney fees of One Thousand Two Hundred Forty-nine Dollars and Sixty-five Cents.

S-93 Debt.....$8,331.31 + Int., Costs & Atty fees
JUDGMENT
James F. Simmons
Prothonotary

9-14-87 Judgment entered

AND NOW, July 11, 1989 @ 4:08 P.M. Writing filed wherein Plaintiff releases from the lien of the above entitled judgment the following described property, to-wit: (for complete description, see release of lien filed).

Feb. 15, 1991 This Judgment Renewed
To:
AD 1991. 153

Dale, Woodard, Montgomery & White
and
Bozic and Thomas
R. Charles THomas

622.

Cassidy, Kotjarapoglus & Pohland, p.c.
George A. Kotjarapoglus

ELMER C. ROTHRAUFF AND
BETTY J. ROTHRAUFF

vs.

MARK RESOURCES CORPORATION
AND MARK ONE LIMITED

Filed July 27, 1987

Tax & entry Paid $40.50 ✓
Pro for Co. pd 8-20-87
$6.00 ✓
Sheriff's costs 63.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Aug. 20, 1987 Upon praecipe of Plaintiffs' Attorney the above case is marked settled and discontinued of record.

R.Charles Thomas, atty.forPlaintiff

Aug 24, 1987 Appearance of Cassidy, Kotjarapoglus and Pohland, p.c. by George A. Kotjarapoglus, Esq for Defendants filed.

August 28, 1987 Writ Return filed. Before me, the undersigned authority, personally appered L. Leon who being duly sworn according to law, deposes and says that on the 12 day of August, 1987, at 2:35 p.M., he served Gail Henefeld-Receptionist at No. 622 Term, 1987, Allegheny Co. PA., upon defendant Mark One LTD at Penn Center WEst Bldg. 2, Suite 224, Pgh., PA., By making known the contents thereof to Gail Henefeld-Receptionist and handing to and leaving with her the certified copy of the Writ of Summons received from Crawford.

L. Leon, Deputy Sheriff
Eugene L. Coon,Sheriff
Allegheny County, PA.

Before me, the undersigned authority, personally appeared L.Leon who being duly sworn according to law, deposes and says that on the 12 day of Aug. 1987, at 2:35 P.M., he served Gail Henefeld-Receptionist at No. 622 Term, 1987, Allegheny Co. PA., upon defendant Mark One LTD at Penn Center West Bldg. 2, Suite 224, Pgh. PA., By making known the contents thereof to Gail Henefeld-Receptionist and handing to and leaving with her the certified copy of the Writ of Summons received from Crawford.

L. Leon,Deputy Sheriff
Eugene L. Coon, Sheriff
Allegheny County, PA.

SERVED Mark Resources Corporation within named defendant by deputizing the Sheriff of Allegheny Co., as per his affidavit of service hereto attached. Served, Aug. 12, 1987.

SERVED Mark One Limited within named defendant by deputizing the Sheriff of Allegheny Co. as per his affidavit of service hereto attached. Served Aug. 12, 1987.

So answers,

Howard N. Stewart, Sheriff

1987

623.

NORTHWEST BANK, NOW BY MERGER
MELLON BANK (NORTH) N.A.

vs.

ALTON D. BECK
ROBERTA M. BECK

Filed July 28, 1987
at 10:30 A.M.

Pro Simmons paid $9.00
plff on orig. 11.50

AGREEMENT TO REVIVE

of

AD 1982 - 810

The undersigned hereby agrees that judgment entered on JUly 1, 1977 to 559 May 1977, then AD 1982 - 810, be revived and the lien continued and authorizes prothonotary to enter the judg. of revival in the amount of Thirteen Thousand Seven Hundred Thirty Six and 40/100 dollars plus costs.

Dated.....July 9, 1987
Debt.....$13,736.40
B - 16, 146...JUDGMENT

James F. Simmons, Pro

1987

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

624.

SEARS ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

DANIEL L. HALL AND KATHY L. HALL, HIS WIFE

Filed July 28, 1987

Tax & entry Paid $40.50
Sheriff's costs 31.00
Pro Co pd 10/28/87 9.00

COMPLAINT

2 copies (sheriff)

Sept. 2, 1987, Complaint Reinstated.

Oct. 13, 1987 Sheriff's Return filed. NOT Found as to within named defendant, Daniel L. Hall, as of Oct. 2, 1987. Several attempts made to locate at residence, and place of employment.
SERVED and made known to Kathy L. Hall within named defendant by handing a true copy of the within Complaint to her on Aug. 3, 1987 at 3:55 p.m. at Sheriff's Office, Room 303 Courthouse, Meadville, in the County of Crawford, State of PA.
So answers,
Edgar D. Householder,Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 28, 1987 at 12:43 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 Kathy L. Hall, ONLY, FOR failure to answer or appear to the complaint and the damages are assessed at the sum of Five Hundred Ninety Three and 19/100 plus interest and cost of suit.
H-235
judgment entered 10/28/87
Debt. $593.19
Int. from July, 1987
Judgment
James F. Simmons
Prothonotary

1987

Ambrose and Friedman
Philip B. Friedman

625.

Culbertson, Weiss, Schetroma and Schug
By: E. Max Weiss
~~for defendant~~

Shafer, Swick, Bailey, Irwin and Stack
Louis J. Stack
for Hendershott & Otter's

BONNIE S. KESSLER

vs.

DONALD K. WELSH

Thomas J. Hendershott, individually and t/a Otter's Pub, add'l dft.

Filed July 28, 1987

Tax & entry Paid	$40.50
Sheriff's Costs	22.51
Sheriff's costs	21.00
Pro Co pd 2/18/88	6.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Aug. 7, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Donald K. Welsh personally the within named defendant by handing a true copy of the within Complaint No. AD 1987 - 625 to him, on August 5, 1987, at 10:44 a.m., at his place of residence, at 671 Cullum Street, Meadville, in the County of Crawford, State of PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 20, 1987 Appearance of E. Max Weiss,Esq., for Donald K. Welsh, defendant filed.

Sept 9, 1987, Stipulation by plaintiff and defendant attys. as to Paragraph 6(j) of Complaint, filed.

Oct. 5, 1987, Answer and New Matter of Donald K. Welsh to Plaintiffs complaint filed.

Oct. 5, 1987, UPon praecipe of defendant attorneys, to join Thomas J. Hendershott, individually, and trading as Otter's Pub, as additional defendant, writ issued. Issued (sheriff)

Oct. 8, 1987, Answer to Defendant's New Matter filed.

Oct. 14, 1987 Amended Answer To defendant's New Matter filed.

Oct. 21, 1987 Writ Return filed. SERVED and made known to Thomas J. Hendershott personally the within named Additional defendant by handing a true copy of the within WRit to Join Additional Defendant to him on Oct. 13, 1987 at 4:03 P.M. at his place of business, Otter's Pub, 378 North St., Meadville,PA.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 21, 1987 Motion to Consolidate Actions and Order filed. And Now, this 21 day of Oct., A.D., 1987, it is ordered that the above-captioned actions are consolidated into a single action to be captioned at A.D. No. 1987-625, as follows:

Bonnie S. Kessler and Daniel K. Kessler
Plaintiffs,
v.
Donald K. Welsh and Bonnie S. Kessler,
Defendants,
v.
Thomas K. Hendershott, i-a-t-a
Otter's Pub, Additional Defendant.

The respective pleadings in the actions hereby consolidated shall remain as the pleadings in the consolidated action.

Such findings, verdicts and judgments in the consolidated actions shall be entered as though the said action had been originally commenced as a single action.

This Order of Consolidation shall in no way alter the preemptory jury challenges to which any party inthe previously existing separate acitons would otherwise have been entitled.
By The Court,
P. Richard Thomas, J

Oct. 22, 1987 Copies of order to Philip B. Friedman and E. Max Weiss

Oct. 26, 1987, Complaint of Original Defendant, Donald K. Welsh Against Additional Defendant, filed.

Oct. 26, 1987, Certificate of Service of Complaint of Original Defendant Against Additional Defendant, served on Additional Defendant by first class mail at 72 Walnut Drive, Conneaut Lake, Pa. 16316, filed.

Nov 9, 1987 Appearance of Shafer, Swick, Bailey, Irwin & Stack by Louis J. Stack, Esq. for Thomas K. Hendershott & Otter's Pub filed.

Nov. 12, 1987 Additional Defendant's Preliminary Objections To Complaint Of Donald K. Welsh filed.

Nov 18, 1987 Upon Praecipe of Attorney for Hendershott and Otter's Pub, Preliminary Objections are hereby withdrawn.

Nov. 19, 1987 Reply Of Donald K. Welsh to New Matter of Bonnie S. Kessler filed by her in Response to the Complaint of Daniel E. Kessler filed.

Nov. 23, 1987, Additional Defendant's Thomas K. Hendershott d/b/a Otter's Pub, Answer and New Matter to Complaint of Donald K. Welsh, filed.

Nov. 30, 1987 Reply of Donald K. Welsh to the New Matter of Thomas K. Hendershott, i-a-t-a Otter's Pub filed.

Feb. 18, 1988 UPon praecipe of Plaintiff Attorney the above-entitled case is marked settled and discontinued of record.

1987

Mason and Mason
Joan D. Mason

626.

RICHARD L. CRUM

vs.

PATRICIA BOYD DUGAW CRUM

Filed July 28, 1987

Tax & entry Paid $40.50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

JUly 28, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty).

Oct. 29, 1987, Complaint reinstated.

July 7, 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 10-29-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Jorden and White
Harry F. White

627.

Bozic & Thomas
R. Charles Thomas

CONSTANCE R. WORLEY

vs.

DEBRA A. KNUTH

Filed July 28, 1987

Tax & entry paid $40.50
Sheriff's Costs m 21.00
Pro Co Pd 7/7/89 7.00

COMPLAINT

1 copy (sheriff)

Aug. 4, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Debra A. Knuth personally the within named defendant by handing a true copy of the within Complaint No. AD 1987-627 to Debra A. Knuth on July 4, 1987 at 9:02 A.M. at place of visitation, Sheriff's Office, Room 303, Courthouse, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Catherine Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 18, 1987 Appearance of Bozic & Thomas by R. Charles Thomas for Defendant filed.

Sept. 1, 1987, Notice of Service of Interrogatories and Request for Production (First Set) to Defendant filed.

Oct 30, 1987 Answer and New Matter filed.

Jan. 21, 1988, Notice of Deposition of Debra A. Knuth, filed.

Feb 18, 1988 Deposition of Debra A. Knuth filed.

Oct. 5, 1988 Answers To Defendant's Interrogatories and Request For Production Of Documents To Plaintiff filed.

Jan. 9, 1989 Motion to Compel Disclosure of Certain Discovery and ORDER filed. AND now, this 9th day of January, 1989, upon consideration of the foregoing motion, a hearing on the same is scheduled for the 2nd day of Feb., 1989, at 2:30 o'clock p.m. in Courtroom No. 1 or 2.
By the Court,
Robert L. Walker, J.
Jn. 10, 1989 Copy of Order to Attys. Harry White and R. Charles Thomas.

Jan 19, 1989 Notice of Deposition of Trooper Fredric E. Oakman filed.

Mar. 10, 1989 Certificate of Readiness filed.

On April 1989 Trial List

Mar 28, 1989 Order Setting Nonjury Trial filed: AND NOW, March 27, 1989, nonjury trial is hereby set for June 1, 1989, at 9:00 a.m. in Courtroom 2.
For the court,
Imogene Yetman, Ct. Adm
Mar 31, 1989 Copies of order to Attys. Thomas and White.

May 19, 1989 Notice of Deposition of Dr. Stacey Robertson filed.

July 6, 1989, Upon praecipe of plaintiff attorneys, the above captioned case is marked settled and discontinued of record.

1987

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

628.

MARILYN REGAL AND STAN REGAL, HER HUSBAND

vs.

CRAWFORD CENTRAL SCHOOL DISTRICT

Filed July 28, 1987

Tax & entry Paid $40.50
Sheriff's costs 21.00
Pro Co Pd 10/15/87- 6.00

COMPLAINT

1 copy (sheriff)

Aug 4, 1987 Sheriff's Return filed: SERVED Crawford Central School District, the within named defendant, on July 31, 1987 at 1:44 P.M. by handing a true and attested copy of the within Complaint at 719 Main Street, Meadville, in the County of Crawford, State of Pennsylvania, the office or usual place of business of said defendant, to Donna Campbell, the agent or the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 13, 1987, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

John Fuller

629.

MASTER FEED & GRAIN, INC.

vs.

MATTOCKS FIVE, INC.

Filed July 29, 1987
at 9:49 A.M.

Pro Simmons paid $9.00
plff on orig 26.50

AGREEMENT TO REVIVE

of

AD 1982 - 1028

The undersigned hereby agrees that the judgment entered on June 1, 1978, to DSB 339 May Term 1978, then to AD 1982 - 1028 be revived and the lien continued and authorizes the prothonotary to index judgment of revival in the amount of Forty Eight Thousand Seventy Seven and 96/100 Dollars plus costs.

Dated July 28, 1987
Debt...$48,077.96
M - 185 JUDGMENT

James F. Simmons,
Prothonotary

Revived to AD 1992-432

1987

Specter & Buchwach,PC
Diane Clark Hoffman

630.

Meyer, Darragh, Buckler
Bebenek & Eck
Marshall J. Tindall

DALE A. BRANT AND BARBARA BRANT, HIS WIFE

vs.

GARY LYNN STONER

COMPLAINT IN CIVIL ACTION

1 copy (atty)

(Jury Trial Demanded)

Aug. 12, 1987 Notice of Service of Plaintiffs' Interrogatories to Defendant and Request for Production of Documents filed.

Filed July 29, 1987

Tax & entry Paid $40.50 ✓

Sheriff's Costs 36.00
Pro Co. Pd 1/3/89. 6.00 ✓

Aug. 24, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Gary Lynn Stoner personally the within named defendant by handing a true copy of the within Complaint and Interrogatories to him, on August 13, 1987 at 1:15 P.M. at his place of residence, 597 Park Avenue, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy
Howard N. Stewart, Sheriff

Sept. 8, 1987, Appearance of Meyer, Darragh, Burkler, Bebenek & Eck, by Marshall J. Tindall, Esq., attorneys for defendant filed.

Sept. 8, 1987, Notice of Service of Interrogatoreis Directed to Dale A. Brant filed.

Sept. 24, 1987 Answer and New Matter filed.

Oct. 7, 1987, Reply to New Matter filed.

Oct. 9, 1987, Answers to Interrogatories to Defendant and REquest for Production of Documents filed.

Jan. 19, 1988, Answers to Interrogatories Directed to Dale A. Brant, filed.

April 22, 1988 Plaintiff's Notice of Deposition of Gary Lynn Stoner filed.

April 25, 1988 Notice of Deposition of Dale A. Brant filed.

Jan. 3, 1989 Upon Praecipe of Plaintiff Attorney this case marked settled and discontinued of record.

1987

Fuller, Kinnunen,
Petruso & Gamble
Ann H. Gamble

631.

BEVERLY B. BIELAK

vs.

JOHN F. BIELAK

Filed July 29, 1987
At 11:02 A.M.

Pro Simmons Paid	$15.00 ✓
plff on orig	6.50
Sheriff's Costs	30.22

WRIT OF REVIVAL
of
DSB 1982 - 695

Writ of revival indexed against the defendant in the amount of Nine Thousand Seven Hundred Forty Dollars and fifty-five cents. with int. from Nov. 6, 1985.
Dated.... July 29, 1987
Debt..... $9,740.55
Int. from Nov. 6, 1985
B - 91 ....JUDGMENT OF REVIVAL
James F. Simmons

Aug. 18, 1987 Writ REturn filed. Daniel R. Butts, being duly sworn and deposes and says that he is over 18 years of age and not a party to this action; that on the 10th day of August, 1987, at approximately 9:35 a.m. at Portage Inn, 2430 North Portage Street Westfield, N.Y., New York, deponent serfed the annexed Writ of Revival on John F. Bielak the defnedant named herein, inthe following manner; By deliver to and leaving with daid John F. Bielek personally a true copy thereof, and that he knew the person so served to be John F. Bielak the person mentioned and described in said Writ of Revival.
Daneil R. Butts, Dep. sheriff

SERVED John F. Bielak within named defendant by deputizing the Sheriff of Chautauqua, New YOrk, as per his affidavit of service hereto attached.
Served: August 10, 1987.
So answers
Howard N. Stewart, Sheriff

Jorden & White
Harry Faber White II

632.

JAMES EDWARD THARP

vs.

VALERIE ANN THARP

Filed July 29, 1987

Tax & entry Paid $40.50

John Fuller, Mediator 120.00

9.00

Pro Co Pd 10/26/87

Pro Co Pd 11-12-87 9.00

Pro Co Pd 11-15-88 5.00

10/26/87 Recd #60 cy from Plaintiff
Recd 2-1-90
$60.00
Vivian Stoltz

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Aug. 19, 1987 Affidavit of Service filed: HARRY FABER WHITE II,ESQ.,atty. for plaintiff, James Edward Tharp 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, Valerie Ann Tharp, by certified mail, return receipt requested, on July 31, 1987, at the defendant's address,Box 143, Mill Village, Pa., 16427. The defendant's acceptance of the same is attached hereto.

Harry Faber White II, Esq.
Atty. for Plaintiff

Aug. 27, 1987 Complaint For Custody and Order filed. You have been sued in Court to obtain custody of the minor child, April Tharp.

You are ordered to appear in person before Custody Mediator John Fuller, at time to be scheduled.

You are further ordered to bring with you the child, April Tharp.

If you fail to appear as provided by this Order or to br ing the child, April Tharp, 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
310/312 Chestnut Street
Meadville, PA 16335
(814) 724 - 7719

BY THE COURT,
P. Richard Thomas, J

Sept. 1, 1987 Copies of order to Harry White and John Fuller

Oct 14, 1987 Temporary Order filed: AND NOW, October 13, 1987, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of April Tharp shall be shared between the father, James Edward Tharp, and the mother, Valerie Ann Tharp, that is, each parent shall be entitled to full access to school records, medical records and other important records, and each parent shall be entitled to take part in important decisions affecting the child, including medical treatment, schooling and religious educcation.

II. Physical custody of April Tharp shall be with her mother, Valerie Ann Tharp, subject to the following conditions:

(a) The father, James Edward Tharp shall be entitled to visit and take the child into his custody every weekend, with the exception of the first weekend of each month, from 4:00 P.M. Friday afternoon until 7:00 P.M. Sunday evening. The father shall be responsible for providing transportation for the child to and from the home of the mother. The first weekend of every month, being defined as that weekend in which the first Friday of each month shall fall, the child shall be and remain in the home of the mother.

(b) Holiday shall be defined as Christmas and Thanksgiving. The child shall be in the home of the mother every Christmas Eve and shall be in the home of the father every Christmas Day from 7:00 a.m. to 8:00 a.m. until 3:00 p.m. in the afternoon. The child shall be in the home of the mother on Thanksgiving day in 1987 and in the home of the father on Thanksgiving Day of 1988. In successive years the parties sahll continue to alternate having the child in their home on Thanksgiving Day. On Thanksgiving days when the child is in the home of the mother, the child shall be in the home of the father on the evening preceding Thanksgiving, from 4:00 p.m. until 8:00 p.m. Both parents shall be entitled to see the child on here birthday for some portion of the day as agreed upon between the parents.

(c) Beginning with the Summer of 1988, the father shall be entitled to have the child in his custody for four (4) weeks, which weeks need not be consecutive. The father shall notify the mother at least thirty (30) days in advance of such extended summer vacation and provided further, that the fatehr may not have the child except for one (1) week during the father's summer vacation from work so that the mother and the maternal grandfather shall be able to have the child for the other week of work vacation (the father and paternal grandfather work for the same employer).

(d) Neither mother nor father shall say or do anything that would tend to cause the child to look unfavorably on the other parent, but on the other hand shall do everything in the power of each to faster a favorable and attitude on the part of the child towards both parents.

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.

Costs of the mediation shall be divided with Crawford County paying one-half thereof and the father paying one-half.

Robert L. Walker, Judge

Oct 16, 1987 Copies of order to Harry White and Margaret Eglinton and John Fuller, Esqs. and Plaintiff.

Nov. 4, 1987 Affidavit Of Plaintiff Under Section 201(c) of the divorce Code filed.

Nov. 4, 1987 Affidavit Of defendant Under Section 201(c) of the Divorce Code, filed.

Nov 9, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under Section 201(c) of the divorce code, this case is moved to court.

Dec. 2, 1987
DIVORCE DECREE FILED.

AND NOW, November 30, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JAMES EDWARD THARP

and

VALERIE ANN THARP

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

Nov. 15, 1988, Notice of Election to Retake Maiden Name filed.

TO BE KNOWN AS: VALERIE ANN SHERRED.

1987

Ferguson, Spataro &
~~O'Shea~~
~~Thomas D. O'Shea~~
Douglas W. Ferguson
633.

Joan Mason

4/2/91 Recd #700.00 from Plaintiff
4/27/91 Paid #360.00 To James I. McClearn, Esqu Fee Ck#6532

Paid 9-3-92 to Pltf atty Lindsay, master Ck# 7027 340.00

9-25-92 Received from Plaintiff Masters fees $983.00

12-29-92 Pd to Master Lindsay $983.00 Ck# 7342

2-12-93 Received from Pltf Masters dep Partial payment 600.00

2-24-93 Received from Deft masters dep 300.00

3-1-93 Received from Deft Master dep $300

12-15-93 Pd James I. McClearn Esqt Ck# 7960 $1200.

1-4-94 Rec from Pltf 233.45 Ck Rep Fee

1-5-93 Pd Ck Rep Chester Co Ck# 8009 233.45

GEORGE E. LILLEY

vs.

JUDY CAROL LILLEY

Filed July 29, 1987

Tax & entry Paid $40.50 ✓

Pro Co Pd (2 cts) 30.00 ✓
Brian Lindsay, Master
Pro Co pd 3-29-93 9.00
Pro Co Pd 1-4-94 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Aug. 5, 1987 Affidavit of Service filed. I, the undersigned , being duly sworn according to law, depose and say that I served a true and correct copy of the divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested dated July 30, 1987. The Defendant acknowledged service on August 4, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt. Thomas D. O'Shea

Sept. 25, 1987 Order filed. AND NOW, September 25, 1987, after partial hearing, the following Order on the petition for special relief is entered:

1. Neither party shall remove any personal property from the possession of the other party, including vehicles or other items of personal property from the marital domicile.
2. Both parties shall have access to the marital domicile by way of a key or other means of obtaining access.
3. The Defendant shall return one of the color television sets that are marital property to the Plaintiff, the option being with her as to which television set to return.
4. Neither party shall in any way remove or destroy personal property or destroy any portion of the marital real estate.

Other requests in the petition for special relief are reserved until further hearing.

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

sept. 28, 1987 Copies of order to Thomas O'Shea and Joan Mason

Nov 9, 1988 Petition for Additional Remedies and Order filed: AND NOW, this 9 day of Nov., 1988, upon consideration of the foregoing Petition for Additional Remedies, hearing is set for the 21 day of Nov., 1988, at 3:30 o'clock P.M., courtroom # 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania, in regard to Count III-Attorney Fees and Alimony Pendente Lite.

Per Curiam,
P. Richard Thomas, J.

Nov 14, 1988 Copies of order to Joan Mason and Ferguson and Spataro.

Nov 12, 1988 Affidavit of Consent of Plaintiff filed.

Nov 23, 1988 Income and Expense of Defendant filed.

Nov. 23, 1988 Findings of Fact and Order filed: AND NOW, November 21, 1988, the Defendant's request for alimony pendente lite is denied with the understanding that this will continue only so long as the Plaintiff continues to make the mortgage payments and such mortgage payments are due. In the event he fails to make the current mortgage mayments timely or in the event the property is sold and the mortgage liquidated, the Defendant may request a further hearing concerning the question of alimony pendente lite.

The Plaintiff shall pay $360.00 towards his wife' counsel fees, $120.00 on or before December 15, 1988, and an equal sum or or before the 15th day of the next two months thereafter, reserving to the Court the right to make further adjustments in the payment of counsel fees at any time in the future, including the time of final decree.

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

Nov. 28, 1988 Copies of order to Attys. Ferguson and J. Mason.

Mar. 11, 1991 Income and Expense statement filed. (Plaintiff)

Mar. 11, 1991 Inventory and Appraisement of George E. Lilley filed.

Mar. 11, 1991 Motion For Appointment of Master in Divorce and Order filed. AND NOW, March 18, 1991, Kathleen R. Nelson, Esquire is appointed Master in respect to the following claims: divorce on the grounds of indignities unless prior to the Master's hearin ghte denfendant also filed an affidavit of consent; alimony, distribution of property, counsel fees, costs and expenses. Deposit required; By Plaintiff $700.00; By defendant $0.

PER CURIAM,
Gordon R. Miller, J

Mar. 25, 1991 Copies of order put in Douglas Ferguson, Joan Mason and Kathleen Nelson's box

Apr. 19, 1991 Motion to schedule hearing and Order filed. And now, 4/19 1991, Referred to Master for determination at Master's Hearing P. Richard Thomas, S.J.

Apr. 26, 1991 Copies of order to Douglas Ferguson and Joan Mason

Apr. 26, 1991 Motion and Order filed. ORDER: AND NOW this 26 th day of April 1991, the within Moton is hereby granted.

BRIAN LINDSAY ESQ. is hereby appointed as replacement Master in the above captioned case.

By the Court,
Gordon R. Miller, J.

Apr. 30, 1991 copies to Attys. Ferguson, J. Mason and B. Lindsay.

May 20, 1991 Notice of Master's Preliminary Conference filed.

July 10, 1991 Notice Of Master's Hearing filed.

Continued on page 596

1987

Watts, Pepicelli,
YOungs and Youngs PC
Christopher J. YOungs

634.

VEITH ELECTRIC, INC.,
A CORPORATION

vs.

CLARA AMOROSO AND
PHILLIP AMOROSO,
INDIVIDUALLY AND d/b/a
PLAZA COIN-OP LAUNDRY

Filed July 29, 1987

Tax & entry Paid $40.50 ✓

Sheriff's Costs 24.00

Pro Co pd 10/12/88 ✓6.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Aug 4, 1987 Sheriff's Return filed: SERVED Clara Amoroso, the within named defendant on July 31, 1987 at 2:41 P.M. by handing a true and attested copy of the within Complaint at 118 Park Avenue Plaza, Meadville, in the County of Crawford, State of Pennsylvania, the usual place of business of said defendant, to Vilma Hall, the person for the time being in charge thereof.

SERVED Phillip Amoroso, the within named defendant, on July 31, 1987 at 2:40 P.M. by handing a true and attested copy of the within Complaint at 118 Park Avenue Plaza, Meadville, in the County of Crawford, State of Pennsylvania, the usual place of business of said defendant to Vilma Hall, the person for the time being in charge thereof.

So answers,

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

Oct. 11, 1988 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1987

Profse 635.	HECTOR R. JIMENEZ R. D. #6, Box 856-Morgan ST. Meadville, Pa. 16335 vs. STRATTON EQUIPMENT CO. Cleveland, Ohio Filed July 30, 1987 and issued. Tax & entry Paid $40.50 ✓	SUMMONS IN CIVIL ACTION Issued (plff)

1987

Bernard & Sturzynski
James J. Stuczynski

636.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss
for East Mead Twp

Dickie, McCamey & Chilcote
David M. Neuhart
for Foster Grading Comanay

THERESA UDICK

vs.

EAST MEAD TOWNSHIP AND
FOSTER GRADING; INC.

Issued -Filed July 30, 1987

Tax & entry Paid $40.50

Sheriff's Costs 47.20

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Aug. 7, 1987, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorney for defendant East Mead Township, filed.

I hereby accept service of a copy of the Summons filed by the plaintiff on July 30, 1987, E. Max Weiss, Esq.

Aug. 7, 1987, Rule Entered Upon Plaintiff to file Complaint within 20 days, issued.

Aug 24, 1987 Writ Returned: I accept service of the summons on behalf of East Mead Township and certify that I am authorized to do so.
8/14/87 Nancy M. Sennett,
for East Mead
Culbertson, Weiss, Schetroma
& Schug

Before me, the undersigned authority, personally appeared David E. Hogue, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 7th day of August, 1987, at 2:25 P.M. he served Summons, filed at AD 1987-636, Crawford County, Pennsylvania, upon defendant Foster Grading, Inc. at Foster Grading, Inc., R.D.#1, Box 135, Jackson Center, Pennsylvania, by making known the contents thereof to Ronald J. Witkowski, Controller, person in charge and handing to and leaving with him the certified copy of the Summons received from Sheriff of Crawford County.

David E. Hogue, Deputy Sheriff
Donald A. Marenchin, Sheriff

SERVED East Mead Township within named defendant on August 4, 1987 at 2:20 P.M. by handing a ture copy of the within Summons to Nancy Sennett, Attorney for East Mead Township, at Sheriff's office, Room 303, Courthouse, Meadville, in Crawford County, Pennsylvania, as per signed authorization hereto attached.

SERVED Foster Grading, Inc. within named defendant by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service hereto attached.
Served August 7, 1987
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 24, 1987 Service of foregoing rule accepted by James J. Sturzynski, Esq., attorney for Plaintiff.

Sept. 11, 1987 Complaint filed.

Sept. 23. 1987 Answer and New Matter Of East Mead Township to Plaintiff's Complaint filed.

June 13, 1988 Notice of Service Of Interrogatories filed.

August 5, 1988 Appearance of Dickie, McCamey & Chilocote, P.C. by David M. Neuhart, ESQ for Foster Grading Company filed.

Aug 10, 1988 Reply to New Matter of East Mead Township filed.

Aug 10, 1988 Answer and New Matter filed.

August 17, 1988 Motion of East Mead twp for Sanction Order Pursuant to Pa. R.C.P. 4019 Filed.

August 17, 1988 Order filed. And Now, this 17th Day of August, 1988 Upon presentation of the foregoing Motion for Sanctions, Plaintiff is directed to file answers to East Mead Twp Interrogatories and Request for production of Documents on or Before August 21, 1988, or suffer appropirate sanctions as may be imposed upon further motion of East Mead TWP. If not filed hearing for appropriate sanctions is set for Sept. 16, 1988 at 1:30 PM In Courtroom #2.
By the Court
Robert L. Walker, J.

Sept. 6, 1988 Plaintiff's Reply To Requests For Production filed.

Sept. 6, 1988 Plaintiff's Answers To Interrogatories filed.

Mar. 9, 1992 Request For Admissions filed.

May 14, 1992 Petition For rule To Show Cause Why Case Should not Be dismissed For Failure To Prosecute and Order filed. AND NOW, to-wit this 12 day of May, 1992, upon consideration of the petition of Defendant, Foster Grading Company, it is her eby ORDERED, ADJUDGED, AND DECREED that a Tule is issued upon the Plaintiff, Theresa Udick, to show cause why case should not be dismissed for failure to prosecute. Said Rule is returnable sec leg sec reg.
Argument set for July 21, 1992, at 9:00 a.m., Courtroom 1 or 2. BY THE COURT,
Gordon r. Miller, J

May 18, 1992 Copies of order mailed to Atty.'s Stuczynski, Weiss and Neuhart

July 21, 1992 Order of Court filed. And Now, this 21st day of July, 1992, after hearing and upon consideration of the Petition For Rule to Show Cause why Case Should Not Be Dismissed filed by Foster Grading, INc., and joint in by East Mead Township, which, the record reflects, was serve don all counse and that athe order setting argument was served on all counsel by the Prohtonotary, it appearing to the Court that there has been no action taken by Plaintiff to prosecute this case for a period in excess of your years, the Court finds: 1) that Plaintiff has shown a lack of due diligence in failing to proceed with reasonable promptitude; 2) that there is no compelling reason for Pl aintiff's delay; adn 3) that the Defendant have been prejudiced by Plaintiff's delay. It is noted that Plaintiff neither answered the Petition nor appeared at the hearing.
It is, therefore Ordered, Adjduged and decreed that this case be and hereby is DISMISSED, with prejudice, for P laintiff' s failure to proesecute. By the Court: Anthony J. Vardaro, J

July 22, 1992 Copies mailed to Plaintiff Atty. & Weiss & Newhard

1987

Morton & Nelson
William T. Morton

637.

Ruthanne Beighley

10/23/87 Recd $60.44
From Defendant.

Recd 11-17-87
$60.44
Vivian Stoltz

11/30/87 Recd. $ 60.44
From Plaintiff

Recd 12-31-87
$60.44
Vivian Stoltz

8/29/88 Recd 51.00
from defendant

Recd Sept 1, 1988
$51.00
Vivian Stoltz

10/10/88 Recd $51.00 From
Plaintiff

Recd 11-2-88
$51.00
Vivian Stoltz

KERRY P. KUHNS

vs.

BRENDA L. RICHMOND

Filed July 30, 1987

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	22.56
William Pineo, Mediator	
Mediation Costs	120.88
Prothy Rec 11/30/87	9.00

COMPLAINT FOR VISITATION

1 copy (atty)

1 copy (mediator)

ORDER OF COURT:

You, Brenda L. Richmond, dft, have been sued in court to obtain custody, partial custody or visitation of the child: Heather Renee Kuhns

You are ordered to appear in person at the Crawford County Court House, in room --- , before the Master William Pineo, on date set by mediator.

If you fail to appear as provided by this order or to bring the children, an order for custody, partial cusotdy, or visitation my be entered against you or the court may issued 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 hwere you can get legal help.

CrawforddCounty Bar. Assoc. Ser. tothe Public Comm.
310/312 Chestnut St, Meadville, Pa. 16335

BY THE COURT;
P. R. Thomas, J.

Dated: 7/30/87

Sept. 2, 1987, Complaint reinstated.

Sept. 16, 1987 Sheriff's Return filed. SERVED Brenda L. Richmond within named defendant on September 16, 1987 at 9:25 a.m. by handing a true copy of the within Complaint for Visitation to Marilyn Allen, adult member of the family with whom she resides, namely her mother at their residence, 710 Kennard Atlantic road, Greenville, in Crawford County, Pennsylvania.
So answers,
Edgar D. Householder, deputy sheriff
Howard N. sTeawrt, Sheriff

Oct. 14, 1987 Temporary Order filed. AND NOW, this 13th day of Oct., 1987, 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 mother is hereby awarded legal and physical custody of her daughter, Heather Renee.
2. The father shall have the right of visitation with his daughter every Saturday, starting with October 17, 1987 from 10:00 a.m. to 11:00 a.m. Starting November 14, 1987, the hours of the Saturday visitations shall be lengthened so that they begin at 10:00 a.m. and end at 5:00 p.m. Starting with the weekend of April 2, 1988, the fathers visitation shall be on alternate weekends from Saturday at 10:00 a.m. to Sunday at 5:00 p.m.
3. For Christmas, 1987 and in each year thereafter, the father shall have the right of visitation with his daughter from 1:00 p.m. to 6:30 p.m. Other major holidays are defined as Thanksgiving, easter, Memorail Day, Independence Day and Labor dAy. Holiday visitation hours shall be from 10:00 a.m. to 6:30 p.m. The father shallhave the right of visitation with his daughter on Easter 1988, and the parties shall thereafter alternate the holidays. the provision of this paragraph shall take precedence over the other provisions of this Order respecting visitations.
4. In view of Heather's present youth, extended Summer vacation visitation periods are not now provided for her but either party shall be allowed to ask the Court to adjust the visitation schedule to allow for Summer visitation or to make other adjustments that may seem to be required after Heather reaches the age of four.
5. Should the father be more than one hour late in picking up his daughter for visitations and shall not have called the mtoher ahead of time with a valid excuse, the mtoher may consider the visitaiton cancelled.
6. Each party shall teach Heather 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 Heather's estimation. EAch party shall in addition instruct his or her friends or relatives not to blacken the character of the toher party in Heather's estimation. Each party shall behave toward the other in a civil and polite manner when Heather is present and shall request of their friends and relatives that they do likewise.
7. The parties are free to make additional or alternative arrangements. with respect to visitation and are encouraged to do so if such arrangments would be convenient and proper. If the parties cannot agree on any proposed variation from the arrangements set out in this Order this Order shall govern strictly.
8. Costs and fees of this Mediation which are fixed at $120.88 are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of crawford County.
9. Either party may move the Court for a hearing de novo for a period of thirty days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J

Oct. 16, 1987 Copies of order to William Morton, Defendant, William Pineo and Plaintiff

June 29, 1988 Petition for Contempt and Order filed: AND NOW, this 29th day of June, 1988, upon consideration of the foregoing Petition for Contempt, a rule is issued upon the Respondent, Brenda L. Richmond, to show cause, if any, why she should not be held in contempt of Court.

A hearing thereon is set for the 11th day of July, 1988, at 11:00 A.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

June 30, 1988 Copies of order to William Morton and Gerald Sullivan and William Pineo, Esqs.

Record Continued on Page 571.

1987

Brian Lindsay
Legal Aid

638.

MARY JANE TRYPUS

638.

JACK J. TRYPUS

Filed July 30, 1987

Indigent filing

Pro Co Pd 2-1-88 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

July 30, 1987, Praecipe to Proceed in Forma Pauperis, Petition for Leave to Proceed In forma Pauperis, and Order filed. ORDER OF COURT: AND NOW, this 30 day of July 1987, Mary Jane Trypus, 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,
1 copy (atty) P. R. Thomas, J.

July 30, 1987, Plaintiff's Affidavit Under Section 201(a) (5) of theDivorce Code filed.

Aug. 14, 1987 Affidavit filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Mary Jane Trypus and that as such I am authorized to execute this affidavit; that I did, on the 31st day of July, 1987, send by Certified Mail, Addressee ONly, Return Receipt Requested to Jack J. Trypus a true and correct copy of the complaint in Divorce and Plaintiff's Affidavit under Section 201(a)(5) of the divorce Code at his last known address of P-4169, 801 Butler Pike, Mercer, Pennsylvania 16137 and that on the 3rd day of August, 1987, I did receive the duly executed return receipt dted the 1st day of August, 1987.

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.

Brian Lindsay

Aug 26, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Sept. 11, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, September 10, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

M A R Y J A N E T R Y P U S and J A C K J . T R Y P U S

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

Feb 1, 1988 Notice of Intention to Resume Prior Name filed. To be known as Mary Jane Carson.

1987

Brian Lindsay
Legal Aid

639.

DEBORAH B. HYLDAHL

vs.

LAWRENCE A. HYLDAHL, JR.

Filed July 30, 1987

Indigent filing

COMPLAINT IN DIVORCE,-CUSTODY

1 copy (atty)

July 30, 1987, Praecipe to Proceed In Forma Pauperis, Petition for Leave to Proceed In Forma Pauperis, and order filed. ORDER OF COURT: AND NOW, this 30 day of July, 1987, Deborah B. Hyldahl, 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,
P. R.Thomas, J.

1copy0 (atty)

July 7, 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 7-3-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Margaret Eglinton

640.

Ann Gamble

ALICE E. FROST

vs.

MICHAEL ALLAN FROST

COMPLAINT FOR CUSTODY

3 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, Michael Allan Frost, Defendant, have been sued in court to obtain custody of the minor children, Michele Lee Frost and Joann Marie Frost.

You are ordered to appear in person with the two minor children, 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, partial custody, or visitation may be entered against you or the Court may issue a warrant for your arrest.

The Crawford County Sheriffs Dept. is directed to serve a certified copy of this complaint and order upon the defendant. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

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

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

Crawford CountyBar ASSOC. Ser. tothe Public Comm., 310/312 Chestnut St., Meadville, Pa. 16335; Tele: 814 724-7719.

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

JUly 30, 1987, Affidavit to Proceed In Forma Pauperis, Praecipe to Proceed in Forma Pauperis filed. 1 copy (atty)

Filed July 30, 1987

Indigent filing
William PIneo, Mediator
Mediation Cost 140.88
Mediation Cost 102.00

12/8/87 Recd #30.44 from dft. mediation costs.

Recd 12-31-87
$70.44
Vivian Stoltz

JUly 30, 1987, Proof of Service filed. I hereby certify that a copy ofthe foregoing Complaint for Custody was served on Dft. Michael Allan Frost, by both reg. and cert. Ret. Rec. Req. U.S. Mail at his last known address at R. D. #2, Box 204A, Spartansburg, Pa. 16434 on July 30, 1987.

Margaret M. Eglinton, ESq.

Aug. 28, 1987 Motion For Withdrawal Of Appointment of Mediator and Order filed. AND NOW, 8/28, 1987, the appointment of JOhn Fuller as Child Custody Mediator is withdrawn. William Pineo, Esquire is appointed as Child Custody Mediator.

P. R. Thomas, J

Sept. 2, 1987 Copies of order to Margaret Eglinton and John Fuller and William Pineo

Oct. 14, 1987 Temporary Order filed. AND NOW, this 13th day of October, 1987, after Mediation in the above referenced amtter and upon the recommendation of the child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Michele Lee Frost and Joann Marie Frost.
2. The mother shall have primary physical custody of her children.
3. The father shall have the right of temporary physical custody one week out of every month beginning with the second Saturday of the month and ending the second Sunday thereafter. He shall pick up his children at any thime between 7:00 a.m. and 8:30 a.m. on Satruday and return them to the mother's household on the second Sunday thereafter from 6:00 to 8:00 p.m.
4. The Thanksgiving holiday period shall begin Thanksgiving Day at 7:00 a.m. and end the following day at 8:00 p.m. The Christmas visitation period shall begin Christmas Day at 7:00 a.m. and end dEcember 28, at 8:00 p.m. The father shall have his daughters for visitation on Thanksgiving, 1987 and in alternate years thereafter, and for Christmas 1988, and in alternate years thereafter. He shall pick his daughters up at any time between 7:00 a.m. and 8:30 a.m. and return them at anytime between 6:00 and 8:00 p.m. of the specified day.
5. If the father has not appeared by 8:30 a.m. of any day in which he was suppose to have picked them in exercise of his visitation or custodial rights, the visitation period may be considered cancelled by the mother
6. The parties will be free to request further Mediation of the Court during the Summer preceeding Michele's entry into first grade. They may also request further Mediation if the mother leaves her mother's residence or if the mother's mother is not available to help her withthe children.
7. Each party shall take care not to expose the children to circumstances which would be physically unsafe or morally improper for them, given their age and intelligence.
8. The parties are free to make additional or laternative arrangements with respect to custody and visitation but said arrangements must be mutually agreeable. If the parites cannot agree, then this Order shall govern strictly.
9. Costs and fees of this Mediation which are fixed at $140.88 are divided equally between the parties. The Mediator has noted for the Court that the mother is indigent ans was represented by Northwest Legal Services and therefore her share of costs are assessed to Crawford County. The father's share is assessed to him as costs in this case.
10. Either party may move the Court for a hearing de novo for a period of thirty days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court.
Robert L. Walker, J

Oct. 16, 1987 Copies of order to Margaret Eglinton, Defendant and William Pineo

Oct. 23, 1987 Petition For Contempt Under The Temporary Custody Order and Order filed. AND NOW, this 23 day of Oct., 1987, upon consideration of the within Petition, a rule is hereby granted upon respondent, Michael Allan Frost, to show cause why he should not be held in contempt of court for willful failure to obey the Temporary Order entered October 13, 1987, and the Court Orders the respondent to comply with the terms of the Temporary Order and immediately deliver the children tothe petitioner.

Hearing is set for th 29 day of Oct., 1987 , in Court Room #2 of the Crawford County Courthouse, Meadville, Pennsylvania at 1:15 o'clock p.m.

BY THE COURT,
P. R. Thomas, J
Oct. 27, 1987
copies of order to
Margaret Eglinton
William Pineo and
Ann H. Gamble

Continued on the next page

Oct. 23, 1987 Proof Of Service filed.

Oct 30, 1987 Order filed: AND NOW, October 29, 1987, this matter having come before the Court on a petition by the Plaintiff to adjudicate the Defendant in contempt of the temporary custody order entered October 13, 1987, and it appearing that such an Order was entered on that date based upon the recommendation of the custody mediator but the time has not yet expired within which to request a hearing de novo by the Court, and the Defendant and his counsel having appeared and represented to the Court that such a hearing de novo will be requested promptly, the parties are advised that a hearing on the de novo request will be scheduled for November 19, 1987, at 10:30 A.M. in Courtroom No. 1 or 2.

Pending the hearing, the custodial times between the parties will be divided as follows: The plaintiff/mother shall have custody of the two children beginning as of the close of this hearing and extending until November 8, 1987, at 1:00 p.m., at which time custody will be delivered to the Father/Defendant and retained by him until the hearing. The father will furnish transportation from the mother's residence in Transfer, Pennsylvania, to his own residence at Corry, Pennsylvania.

Adjudication in connection with the contempt petition is reserved, and provided this temporary order is faithfully complied with, the request for adjudication of contempt will be dismissed since there was apparently a difference of legal opinion as to whether the temporary Order should be complied with during the thirty-day period before it becomes final and the Defendant was acting upon the advice of counsel.

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

Nov. 4, 1987 Copies of order to Margaret Eglinton and Ann Gamble, Esqs.

Nov. 2, 1987 Motion for Hearing DeNovo filed.

Nov. 2, 1987 Order filed: AND NOW, this 2nd day of November, 1987, the Hearing De Novo in the above captioned matter is set for November 19 at 10:30 A.M. in Court Room 1 or 2.

By the Court,
Robert L. Walker, J

Nove 5, 1987 Copies of order to Margaret Eglinton and Ann Gamble, Esqs.

Nov. 9, 1987 Petition filed.

Nov. 9, 1987 Order filed: AND NOW, November 9, 1987, the plaintiff having filed a Petition requesting that the Court refuse to permit the visitation by the defendant from November 8, 1987 until November 19, 1987 as provided by the Order of this Court of October 29, 1987 for reasons relating the condition of the children, that request is denied.

Michael Allan Frost is ordered and directed to be sure that the children receive the treatment prescribed by the doctor relating to ear infections and lice.

Children and Youth Services is requested to do an home study on the residence of the defendant, Michael Allan Frost at 171½ Wright Street, Corry, Pennsylvania, and report to the Court on or before November 19, 1987

BY ORDER OF THE COURT,
Robert L. Walker,

Nov. 12, 1987 Copies of order to Margaret Eglinton, and Ann Gamble, Esqs. and to C&Ys

Nov. 17, 1987 Proof Of Service filed. I hereby certify that a copy of the foregoing Petition was served on respondent's attorney, Ann H. Gamble, by regular U.S, Mail at P.O. Box 305, Titusville, PA 16354 on Nov. 17, 1987.

Margaret Eglinton

Nov 20, 1987 Order filed: AND NOW, November 19, 1987, counsel for the parties agre the matter can best be resolved on an informal basis with input received from the parties, family member and various reports submitted to the Court.

The Court notes that the living arrangements of both parents may change in the future, and the Court at this time is reluctant to enter an Order awarding permanent custody to either parent, but believes that shared custody is appropriate in view of the living arrangements and the working schedule of the father. Accordingly, commencing in November, 1987, the two children, Joann (DOB 6/24/86) and Michelle (DOB 5/23/85) shall be with the father for the months of November, 1987 through April, 1988 and shall be with the mother for the months of May, throught the month of October. This Order shall commence with the month of November, 1987.

Each month, commencing with the month of December, 1987, the non-custodial parent shall have the right to have custody of the children for a continuous one (1) week period commencing at Noon on the second Sunday of each month and running until Noon the following Sunday. In view of the fact the mother has no driver's license, it shall be the responsibility of the father to provide the transportation back and forth to the mother and for all one-week visits.

The children shall be in the custody of the father for Christmas, 1987, and each December 25th thereafter, the parents shall alternate custody on Christmas DAy. However, the parent not having custody on Christmas Day shall have the children in their custody the day before or the day after Christmas, so the children may in effect have a Christmas holiday with each parent. Unless the parties agree otherwise, this one (1) day custody shall run from 9:30 A.M. until 9:30 P.M. In view of the fact the prime responsibility for transportation is place on the father, it shall be the responsibility of the mother to provide the transportation to secure custody on Christmas Day, the day before or the day after.

The Court leaves to the good discretion of the parents to arrange any other visits that may be in the best interest of the children that are not provided in this Order, but the court does not imply that the Court would order futher visits for the non-custodial parent other than those already prescribed.

Continued on next page

90
B

1987

Record Continued from Page 90 A of AD 1987-640 Frost vs. Frost

The Court enters no Order at this time regarding payment of child support by the non-custodial parent, believing that this matter can best be addressed if the issue arises in the future.

The Court notes that this Order is entered with the understanding that the mother will continue to reside with her mother, Mrs. Zuschlag, and that the father's friend Sherri Lawhead will continue to reside in his home to assist in custody and care of the children while in his custody during his working hours.

In the event this situation changes, either party may petition the Court for review of this case.

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

Nov 20, 1987 Copies of order to Margaret Eglinton and Ann Gamble, Esqs. and Mediator.

Jan 19, 1989 Petition to Modify Custody and Order filed: AND NOW, this 20 day of Jan, 1989, upon presentation of the foregoing Petition, the parties, the two minor children and respective counsel are ordered to appear before William Pineo, Child Custody Mediator, who is hereby appointed in this case. The said parties and their respective counsel will appear at such time and times that the Child Custody Mediator shall hereinafter determine.

BY THE COURT,
P. Richard Thomas, J.

Jan 24, 1989 Copies of order to Attys. Eglinton, Gamble and Pineo.

Jan. 25, 1989, Proof of Service filed. I hereby certify that a copy of the Petition to Modify Custody was personally served on Ann Gamble, atty. for defendant Michael Allan Frost, by leaving a copy in her box at the Court House. Margaret Eglinton, ESq.

Feb. 2, 1989 Acceptance of Service filed. I, Ann Hansen Gamble do hereby accept service of the Petition to Modify Custody, on behalf of the Defendant, Michael Allan Frost filed in the above captioned matter. Ann Hansen Gamble

Mar. 9, 1989 Temporary Order filed: AND NOW, this 9th day of March, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,
IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.
2. The children are presently living with their father in Columbus, Pennsylvania. The mother shall have physical custody of the subject minor children from Friday, March 10, 1989 at 6:00 p.m. through Sunday march 19, at 6:00 p.m.
3. Starting Monday, April 1, the father shall arrange for the children to be delivered to the care of their mother each Monday so that they can with their mother, enroll in the program at the Parent-Child Enrichment Center and the father shall also arrange to pick up the children either at the center or at their mother's residence when each session is over.
4. Starting May 1, 1989, the terms of the present Order of November 19, 1987, shall continue so that the mother shall have primary physical custody with the children for the months of May through October and the father from December through April.
5. Each month, commencing with the month of May, 1989, the non-custodial parent shall have the right to have custody for the children during a continuous one-week period starting at noon on the second Sunday of each month and running until noon of the following Sunday.
6. The holiday visitaiton contained in the fourth paragraph of the Order of November 19 shall be continued as if there had been no interruption.
7. The party receiving the children in the exercise of his visitation or custodial rights shall arrange to pick up the children at the residence of the other, unless otherwise specified herein or agreed between the aprties.
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 shall do or say anything to blacken the character of the other in the eyes of the children.
9. The mother shall take care not to expose the children for any substantial length of time to the company of her brother, Bill Zuschlag and shall not leave them alone with him at any time.
10. Each party shall transport the childrein in automobiles having proper seatbelts and child restraints and shall take care to use them.
11. Each party shall arrange for an evaluation of parental skills for themselves and shall arrange for an evaluation of the children with a view to formulating a program of parental aid and support for this family. Persons upon whem the parties intend to rely for help in caring for the children must also be evaluated unless they are professionals in that field or operate a professional daycare center. The professionals carrying out the evaluations shall have the authority to review matters with the Custody Mediator who shall them make further report to the Court on the evaluations and suggest a final Order.
12. Costs and fees of this Mediation, which are fixed at $102.00, are divided equally between the parties. The Mediator notes fo rthe Court that the mother is indigent and her share is assessed to Crawford County. The father's share is assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
13. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date h ereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

Mar. 20, 1989 Copies of order to Margaret Eglinton, Ann H. Gamble, Plaintiff, Defendant and William Pineo

Nov. 1, 1989 Petition To Modify Custody and Order filed. AND NOW, this 1 day of Nov., 1989, upon presentation of the foregoing Petition, the children Michele and Joanne shall not go to the Respondent's until further mediation is held after the Respondent is evaluated.

1 copy (Mediator) 2 copies (atty)

BY THE COURT,
P. Richard Thomas, J

Nov. 2, 1989 Proof of Service filed. I hereby certify that a copy of the foregoing Petition to Modify Custody was personally served on Ann Gamble, Attorney for Defendant Michael Allen Frost by leaving a copy in her box at the Court House. Margaret Eglinton

Nov. 9, 1989, Proof of Service of Verification of Petition to Modify Custody, served upon Ann Gamble, Esq. field.

Continued on page 90 C

Alice E. Frost

vs.

Michael Allan Frost

RECORD CONTINUED FROM PAGE 90 B

OF

AD 1987-640

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Dec 4, 1989 Temporary Order filed: AND NOW, this 4th day of December, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.

2. The subject minor children shall be delivered to the father on December 1, 1989. Thereafter, the mother shall have primary physical custody of the children for the months of May through October of each year, and the father from November through April of each year.

3. Each month, the non-custodial parent shall have the right of custody of the children during a continuous one-week period starting at noon on the second Sunday of each month and running until noon of the following Sunday.

4. For Christmas, 1989, the mother shall have visitation and temporary physical custody from Christmas Eve at 6:00 p.m. through Christmas Day at 6:00 p.m.. Thereafter, the holiday visitation contained in the Fourth paragraph of the Order of November 19, 1987, shall continue as if there had been no interruption.

5. The parties receiving the children in the exercise of his or her visitation or custodial rights shall arrange to pick up the children at the residence of the other, unless otherwise specified herein or agreed between the parties.

6. Each party shall teach said children to give to the other party that love, respect and obedience which is due a parent from his or her children and neither shall so or say anything to blacken the character of the other in the eyes of the children.

7. The mother shall take care not to expose the children for any substantial length of time to the company of her brother, Bill Zuschlag and shall not leave them alone with him at any time.

8. Each party shall transport the children in automobiles have proper seatbelts and child restraints and shall take care to use them.

9. Each party shall arrange for an evaluation of parental skills for themselves and shall arrange for an evaluation of the children with a view to formulating a program of parental aid and support for this family. Persons upon whom the parties intend to rely for help in caring for the children must also be evaluated unless they are professionals in that field or operate a professional day care center. The professional carry out the evaluations shall have the authority to review matters with the Custody Mediator who shall then make further report to the Court on the evaluations and suggest a final order.

10. Costs and fees of this Mediation, which are fixed at $92.00, are divided equally between the parties. The Mediator notes for the Court that the mother is indigent and her share is assessed to Crawford County. The father's share is assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

11. Either parent 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,
Robert L. Walker, J

Dec 5, 1989 Copies of order mailed to Atty. Gamble and put in Attys. Benson and Pineos boxes and mailed to Defendant.

March 18, 1991 Order filed. ORDER: AND NOW, March 14, 1991, the Court is in receipt of a modified custody order in this case apparently agreed to by both parties and prepared by an unknown person. The request is that the Court sign the agreement giving it the effect of a court order. Since the Court did not direct a modification of the agreement and did not participate in the reaching of a modification of its previous Order, we decline to sign the agreement between the parties giving it the aforesaid effect of a court order. However, we will direct that the same be filed with the records in this case in the event that in the future if either party intends the mutually satisfactory agreement was breached, said agreement will be a matter of record.

The Prothonotary is directed to forward a bill for any filing fees in regard to this Order to Michael Allan Frost.

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

Mar. 21, 1991 copy of order to plaintiff and defendant.

1987

Bozic, and Thomas
JOhn H. Bozic, Jr.

641..

Harry White II

CHARLES C. DeROSS

vs.

MARTHA M. DeROSS

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Filed July 30, 1987

Tax & entry Paid $40.50 ✓

Pro Co Pd 2/23/88 15.00 ✓

Pro Co PD 6/6/88 9.00 ✓

Feb. 5, 1988, Motion for Permission to Amend Divorce Complaint and order filed. ORDER OF COURT: And now, Feb. 5, 1988, the within motion is granted and plaintiff is authorized to amend the divorce complaint heretofore filed in the above entitled case so as to set forth a cause of action under 201(d) of the divorce code and plaintiff is authorized to file and serve the Amended Complaint. P. Richard Thomas, J.

Feb. 8, 1988, copies of order to JOhn Bozic,Esq.

Feb. 8, 1988, Amended complaint Under section 201(c) and 201(d) of the Divorce Code filed.

Feb. 8, 1988, Plaintiff's Affidavit Under section 201(d) of the Divorce Code, filed.

Feb 17, 1988 Petition for Distribution of Marital Property filed.

June 3, 1988, Defendant's Motion to Withdraw Marital Property Claim and Order filed. ORDER: AND NOW, this 3 day of June 1988 upon consideration ofthe foregoing motion, the defendant's claim for distribution of marital property is hereby withdrawn.

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

June 7, 1988, copies of order to Attys. John Bozic and Harry White.

June 6, 1988 Affidavit of Service of Amended Complaint in Divorce filed: John H. Bozic, Jr., Esq, being duly sworn according to law, deposes and says that on February 5, 1988, he sent 1) a duly certified, true and correct copy of the amended Complaint in Divorce, properly endorsed with the Notice to Defend, filed in the above action; 2) a duly certified copy of the Plaintiff's Affidavit Under Section 201(d) of the Divorce Code; 3) a copy of the Motion for Permission to Amend Divorce Complaint and Court Order on said Motion, to the Defendant martha M. DeRoss, at Defendant's last known address of 1180 Cussewago Terrace, Meadville, Pa, by Certified Mail, No. P 414 739 169, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as February 9, 1988.

BOZIC & THOMAS
John H. Bozic, Attorney for Plaintiff

June 6, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

June 28, 1988 **DIVORCE DECREE FILED.**

AND NOW, June 28, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHARLES C. DEROSS and MARTHA M. DEROSS

is hereby dissolved and the parties are hereby divoriced 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

1987

Bettie J. Peterson-Muth
Brian Lindsay
Legal Aid

642.

Gerald Sullivan

ROSE A CADY

vs.

PATRICK L. CADY

Filed July 30, 1987

Indigent filing

John Fuller, Mediator 140.00
Pro Co Pd 1-24-92 9.00

Received 1-24-92 from Plff 50.00 med. fee.

Pd 3-11-92 Crawford Comm Ck#6700 30.00 mediation

COMPLAINT FOR CUSTODY

1 copy (atty)

July 30, 1987, Praeicpe to Proceed in Forma Pauperis, Petition for Leave to Proceed in Forma Pauperis, filed.

Aug. 6, 1987 Acceptance Of Service filed. I, PATRICK L. CADY, hereby acknowledged receipt of the Complaint for custody filed at the above number and term. Patrick L. Cady

Aug. 13, 1987 Consent Custody Agreement And Order of Court and Order filed. AND NOW, this 13th day of August, 1987, upon consideration of the foregoing provisions and upon the agreement of the parties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order of this Court.

BY THE COURT:
Robert L. Walker, J

Aug. 17, 1987 Copy of order to Brian Lindsay

Dec. 13, 1989 Petition To Modify Custody of Children and Order filed. AND NOW, this day of Dec., 1989, John Fuller, is hereby appointed as custody mediator. Said mediator will schedule a hearing to investigage the merits of the within petition and make a recommendation for the court regarding said petition.

1 copy atty. 1 copy mediator

BY THE COURT
P. Richard Thomas, J

Jan. 5, 1990 Affidavit of Service by Mail filed. Bettie J. Peterson-Muth, Esq. being duly sworn according to law, deposes and says that she is the attorney for plaintiff, Rose A. Cady, now Rose A. Anthony, and that she did mail a true and correct copy of the Petition to Modify Custody of Children and Order filed in the above matter, by certified mail, return receipt requested, deliver to addressee only, to the defendant, Patrick L. Cady, on Dec. 20, 1989, at his last known address, 379 Walnut St., Meadville, Crawford Co. Pa. 16335. The signed receipt is attached hereto as Exhibit "A".

Bettie J. Peterson-Muth, atty.

Jan 16, 1990 Order filed: AND NOW, January 16, 1990, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Jeremiah Cady and Kristen Cady shall be shared between the mother and father, that is, each parent shall be entitled to have full access to medical records, school records and other important records and that each parent shall be entitled to take part fully in decisions affecting the children's education, medical treatment, religious instruction and other such important decisions.

II. The mother shall have primary physical custody of Kristen Cady and the father shall have primary physical custody of Jeremiah Cady.

III. The mother shall be entitled to visitation with Jeremiah Cady every other weekend, commencing on Friday at 7:00 p.m. and concluding on Sunday at 7:00 p.m. The father shall be entitiled have visitation with Kristen Cady every other weekend, commencing on Friday at 7:00 p.m. and concluding on Sunday at 7:00 p.m. The visitation shall be arranged witht the result of both children being at one of their parents' home on the same weekends.

IV. For the nine months from September through May, Jeremiah Cady shall visit his mother after school from approximately 3:30 p.m. until 7:00 p.m.

V. The major holidays shall be divided equally between the parties to this agreement. The children's father shall have the children until 2:00 p.m. and the mother shall have the children with her for visitation from 2:00 p.m. until 8:00 p.m. In the event a holiday fall on one of the visitation weekends, the hiliday schedule herein before stated shall take precedence over the weekend visitation.

VI. Each parent shall be entitiled to a four week Summer vacation period with both children. The parents agree to give the other parent at least thirty (30) days notice of their intended Summer vacation.

VII. Neither mother nor father shall say of 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.

VIII. 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.

IX. Neither mother nor father shall consume alcohol or drugs while one or both of the children is in their custody.

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

XI. 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.

XII. Cost of the Mediation conference shall be paid by Crawford County.

P. Richard Thomas, Judge

Jan 17, 1990 Copies of order put in Attys. Peterson-Muth, Lindsay, Fuller and Sullivan's boxes.

Feb. 14, 1990, ORDER filed. AND NOW, Feb. 13, 1990, upon agreement of the parties, the court order of Jan. 16, 1990, is hereby amended as follows:

IV. For the nine months from sept. through May, Jeremiah Cady shall visit his mother after school from Approximately 3:30 p.m. until 7:00 p.m. every wednesday.

All other provisions in said order are hereby affirmed.

Gordon R. Miller, Judge

Feb. 20, 1990, copies to B. Muth, B. Lindsay and G. Sullivan.

Oct. 16, 1991 Petition To Refer Custody To a Custody Mediator and ORDER filed. AND NOW, this 16th day of Oct. 1991, the matter is referred back to John Fuller, custody mediator to hear testimony and make a recommendation to this Court regaridng the issues of custody andor visitation.

BY THE COURT:
Gordon R. Miller, J.

Oct. 16, 1991 Copy of Order to Attys. Bettie Muth, John Fuller Oct. 18, 1991 Copy placed in Atty. Sullivan's box.

Continued on page 92-A-

Rose A. Cady, now Rose A. Anthony

vs.

Patrick L. Cady

Record continued from page 92

of record

A.D. 1987 - 642

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Dec. 23, 1991 Order filed. AND NOW, Dec. 20, 1991, the prior Orders of January 16, 1991 and february 13, 1990 shall remain in full force and effect until a further mediation conference is held.

Pending the next mediation conference the father is specifically directed to abstain from the use of alcohol or illegal drugs and to seek frug and alcohol counseling and to involve the child, Jeremhiah Cady, in counseling, if recommended.

P. RIchard Thomas, J

Dec. 31, 1991 Copies of order to Atty's Muth, Brode and Fuller

92
B

1987

1987

Specter & Buchwach, PC
JOhn C. Evans

643.

Evans, Garvey and Lackey
Robert L. Lackey

EMILY H. STEWART

vs.

BUYERS FAIR, INC.

Filed July 31, 1987

Tax & entry Paid $40.50
Sheriff's Costs 32.20
Pro Co Pd 12-19-89 6.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

(Jury Trial Demanded)

Aug. 27, 1987 Sheriff's REturn filed. SERVED Buyers Fair, Inc. within named defendant on August 20, 1987 at 1:52 p.m. by handing a copy of the Complaint, Interrogatories, and request To Thomas G. Barnicle, Store Manager, and person in charge at the time, at their place of business, 315 West Spring Street, Titusville, in the County of crawford, State of Pennsylvania.
So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Sept 8, 1987, Appearance of Evans, Garvey and Lackey, by Robert L. Lackey, attorneys for defendant filed.

Sept. 16, 1987 Answer and New Matter filed.

Oct. 29, 1987, Reply to New Matter filed.

Dec. 15, 1987 Answers To Plaintiffs' Interrogatories To Defendant And Request For Producution of Documents filed.

July 27, 1988 Request for Production of Documents filed.

Aug 2, 1988 Answers to Interrogatories to Plaintiff filed.

Sept. 28, 1988 Plaintiff's Notice Of Deposition of Buyer's Fair filed.

Dec. 22, 1988, Deposition of Carl Lamey filed.

Dec. 22, 1988, Deposition of Emily H. Stewart filed.

Dec 18, 1989 Upon Praecipe of Plaintiff's Attorney, the above-captioned action is marked settled and discontinued of record.

644.

Bruce A. BArrett

PETITION FOR INVOLUNTARY TREATMENT

vs.

RICHARD A. DOOLEY

Filed July 31, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976

(Sections 305 and 304)

Aug. 4, 1987, Report of mental Health Review Officer, Recommendation, and Order filed. ORDER: AND NOW, this 4 day of August upon consideration fo the petition filed at the above no. and term, and other relevant matter, and after a review of the report of the Mental Helath Review Officer, it is hereby ORDERED AND DIRECTED that the said Richard A. Dooley be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect when arrangements can be made for transfer of the patient.

BY THE COURT,
Robert L. Walker, J.

Aug. 4, 1987, copies to B. Barrett, esq., Mr. Dickey and Doris Miller, City Hosp.

1987

645.

Bruce Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

LUCILLE MORTON

Filed July 31, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

Aug. 4, 1987, Report of Mental Health Review Officer, Recommendation, and Order filed. ORDER: AND NOW, this 4 day of August 1987, upon consideration ofthe petition filed at the above no. 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 Lucille Morton be committed to Meadville Medical Center (Liberty St.) for treatment not to exceed 90 days.

And it is further Order and Directed that at such time as, in the opinion of the treating physician, the patient can be transferred to partial hospitalization such transfer is authorized. The intent of this order being to attempt to stablize the patients condition locally, if at all possible.

BY THE COURT,
Robert L. Walker, J.

Aug. 4, 1987 copies to Bruce Barrett, Doris Miller, and Mr. Dickey.

Aug. 28, 1992 Application For Extended Involuntary Treatment filed.

Sept. 1, 1992 CERTIFICATION BY THE COURT FOR EXTENDED INVOLUNTARY EMERGENCY TREATMENT - SECTION 303, filed.

Jul. 27, 1994 Petition for Involuntary Treatment, filed.

Aug. 5, 1994 Report of Mental Health Review Officer and ORDER filed. And now, August 5, 1994, 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 ORDER and DIRECTED that the said Lucille Morton be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect onAugust 9, 1994.

BY THE COURT,
Gordon R. Miller, J.

8-8-94 Copies to Atty. Barret, MH/MR, WSH.

Nov. 1, 1994 Mental Health Procedures Act of 1976, filed.

Dec. 6, 1994 Report of Mental Health Review Officer and Order, filed. AND NOW, this 5th day of December, 1994, 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 DECREED that the said Lucille Morton be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from November 15, 1994.

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

Dec. 7, 1994 copy to Atty Africa, Barrett, MH/MR, WSH

Jan 11, 1999 Application For Extended Involuntary Treatment, filed.

As of Jan. 17, 2000 all Docket Entries are on the Computer

Cusick, Madden, Joyce and McKay
Thomas W. Kuster

646.

McDOWELL NATIONAL BANK, SHARON

vs.

LARRY LORENO, INDIVIDUALLY AND T/A GREENVILLE HEATING & AIR CONDITIONING

Filed July 31, 1987
> 2:52 P.M.

Pro Simmons paid	$15.00 ✓
plff on orig	6.50
Sheriff's costs	39.60 ✓
Pro Co Pd 11/23/87	9.00 ✓
Pro Co. PD 6/21/89	5.00 ✓
Satisfaction Pd. 7/20/89	5.00 ✓

WRIT OF REVIVAL

of

DSB 1982 - 647

Writ of revival of judgment indexed against dft. Larry Loreno, ind. and t/a Greenville Heating & Air Conditioning, in amount of Two Thousand Six Hundred Fifty Nine and 41/100 Dollars, with int. from Aug. 24, 1982
Debt.....$2,659.41
Int. from....8/24/82
L - 104, G - 184.....JUDGMENT OF REVIVAL
James F. Simmons, Pro.

Issued (sheriff)

Sept. 8, 1987, Writ reissued.

Oct. 1, 1987 Writ Return filed. Before me, the undersigned authority, personally appeared Ronald L. Clark, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 14th day of Sept., 1987, at 4:35 P.M., he served Writ of Revival at No. 646 A.D. Term, 1987, Crawford Co. PA., upon defendant Larry Loreno, indiv. and T/A greenville Heaating & Air Conditioning at 320 Main St., Greenville, PA. 16125. By making known the contents thereof to Sue Holiga, Secretary, person in charge and handing to and leaving with her the certified copy of the writ for defendant received from Sheriff of Crawford Co.

Ronald L. Clark, Dep. Sheriff
Donald A. Marenchin, Sheriff
Mercer Co.

SERVED Larry Loreno, individually and T/A Greenville Heating and Air Conditioning as per affidavit of service from Mercer Co. hereto attached. Served: 9-14-87.
So answers,

Howard N. Stewrt, Sheriff

And Now, Nov. 23, 1987 at 2:03 P.M., upon praecipe of plaintiff attorney, with affidavit of service attached, Judgment of revival is hereby entered in favor of plaintiff and against the defendants for failure to answer; damages assessed in the amount of Two Thousand Six Hundred Fifty Nine and 41/100 Dollars, with int., from Aug. 24, 1982.
Judgment entered 11/23/87
L - 104, G - 184

JUDGMENT
Debt - - $2,659.41
Int. from 8/24/82
James F. Simmons,
Prothonotary

June 21, 1989, Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property, to-wit: All that certain piece or parcel of land situate in Sadsbury Township, Crawford Co., PA., as described on Schedule A (For more complete description, see paper filed).

July 20, 1989 this Lien satisfied.
(see paper filed)

1987

Cusick, Madden, Joyce McKay;
Thomas W. Küster

647.

McDOWELL NATIONAL BANK,
SHARON

vs.

LARRY LORENO

Filed July 31, 1987
@ 2:52 P.M.

ProSimmons Paid	$15.00
plff on orig	6.50
Sheriff's Costs	34.50
Pro Co Pd 11/23/87	9.00
Pro Co. Pd 6/21/89	5.00
Satisfaction Pd. 7/20/89	5.00

WRIT OF REVIVAL

of

DSB 1982 - 649

Writ of Revival of Judgment indexed against the defendant in the amount of Seven Thousand Three Hundred Forty One and 72/100 Dollars, with int. from Aug. 24, 1982.
Debt.....$7,341.72
Int. from....8/24/82
L - 104.....JUDGMENT OF REVIVAL
James F. Simmonss Pro

Issued (sheriff)

Sept. 8, 1987, Writ reissued.

Oct 1, 1987 Sheriff's Return filed: Before me the undersigned authority personally appeared Ronald L. Clark, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 14th day of September, 1987, at 4:35 P.M., he served Writ of Revival, filed at AD 1987-647, Crawford County, Pennsylvania, by making known the contents thereof to Sue Holiga, Secretary, person in charge (Served Defendant) and handing to and leaving with her the certified copy of the writ for defendant received from Sheriff of Crawford County,
Ronald L. Clark, Deputy Sheriff
Donald A. Marenchin, Sheriff

SERVED Larry Loreno within named defendant by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached.
Served: 9-14-87.
So answers, Howard N. Stewart, Sheriff

Nov. 23, 1987, And Now, at 2:03 P.M. upon praecipe of plaintiff attorney, with affidavit of service attached, Judgment of revival is hereby entered in favor of the plaintiff and against the defendant for failure to file answer, damages assessed in the amount of Seven Thousand Three Hundred Forty One and 72/100 Dollars, with int. from Aug. 24, 1982.
Judgment entered - 11/23/87
L - 104
Debt - - $7,341.72
Int. from Aug. 24, 1982
JUDGMENT
James F. Simmons,
Prothonotary

June 21, 1989 Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property, to-wit: All that certain piece or parcel of land situate in Sadsbury Township, Crawford Co. PA., as described on Schedule A (For more complete description, see paper filed).

July 20, 1989 This Lien Satisfied.
(see paper filed)

1987

Cusick, Madden, JOyce & McKay
Thomas W. Kuster

648.

McDOWELL NATIONAL BANK, SHARON

vs.

LARRY LORENO

Filed July 31, 1987
@ 2:52 P.M.

Pro Simmons Paid	$15.00
plff on orig	6.50
Sheriff's Costs	34.50
Pro Co Pd 11/23/87	9.00
Pro Co. Pd 6/21/89	5.00
Satisfaction Pd. 7/20/89	5.00

WRIT OF REVIVAL

of

DSB 1987 - 648

Revival of Judgment indexed against the defendant in the amount of TwoThousand Two Hundred Twenty and 00/100, with int. from Aug. 24, 1982.
Debt.....$2,220.00
Int. from 8/24/82
L - 104.....JUDGMENT OF REVIVAL
James F. Simmons, Pro

Issued (sheriff)

Sept. 8, 1987, Writ reissued.

Oct 1, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Ronald L. Clark, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 14th day of September, 1987, at 4:35 P.M., he served Writ of Revival, filed at AD 1987-648, Crawford County, Pennsylvania, upon defendant Larry Loreno at 320 Main Street, Greenville, Pennsylvania 16125, by making known the contents thereof to Sue Holiga, Secretary, person in charge and handing to and leaving with her the certified copy of the Writ for Defendant received from Sheriff of Crawford County,
Ronald L. Clark, Deputy Sheriff
Donald L. Marenchin, Sheriff

SERVED Larry Loreno, within named defendant, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served: 9-14-87.
So answers, Howard N. Stewart, Sheriff

And Now, Nov. 23, 1987 at 2:03 P.M., upon praecipe of plaintiff attorney, with affidavit of service attached, Judgment of revival is hereby entered in favor of the plaintiff and against the defendant for want of an answer; damages assessed in the amount of Two Thousand Two Hundred Twenty and 00/100 Dollars, with int. from Aug. 24, 1982.
Judgment entered - 11/23/87 Debt - $2,220.00
L- 104 Int. from Aug. 24, 1982
JUDGMENT
James F. Simmons,
Prothonotary

June 21, 1989 Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property, to-wit: All that certain piece or parcel of land situate in Sadsbury Township, Crawford Co., PA . For more complete description, see paper filed.

July 20, 1989 This Lien satisfied
(see paper filed)

1987

649.	NANCY YARNELL, AND LISA CHALCRAFT vs. WILLIAM SHIFFLETT Filed July 31, 1987 issued Tax & entry Paid $40.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT JUSTICE July 31, 1987 Rule Entered Upon Plaintiff to File Complaint Issued. Aug. 5, 1987 Proof Of Service filed.

1987

Jorden & White
Harry F. White,II

650.

BARBARA R. LYDA

vs.

CHARLES M. LYDA

Filed July 31,1987

Tax & entry Paid $40.50
Pro Co. Pd. 8/25/88 9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Aug. 12, 1987 Acceptance of Service filed. I, Charles M. Lyda, do hereby accept service of a complaint pursuant to Section 201(c) ofthe Divorce Code, and affidavit pursuant to Section 201(c) of the Divorce Code and a notice to plead pursuant to Section 201(c) ofthe Divorce Code attached hereto on this 3rd day of August, 1987, at the law offices of Jorden and White, 966 S. Main Street, Meadville, Pennsylvania, 16335.
Charles M. Lyda

Aug. 25, 1988, Affidavit of Plaintiff Under Section 201(c) of The Divorce Code filed.

Aug. 25, 1988 Affidavit of Defendant Under Section 201(c) of The Divorce Code filed.

Aug. 25, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Sept. 14, 1988 **DIVORCE DECREE FILED.**

AND NOW, September 14, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BARBARA R. LYDA and CHARLES M. LYDA

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

1987

Fuller, Kinnunen,
Petruso and Gamble
Ann Hansen Gamble

651.

Robert Felton

9/12/87 Rec'd. $51.60
From Plaintiff

Rec'd $51.80
Oct 1, 1987
Vivian Stoltz
3/12/90 Rec'd $51.80
from Defendant
Rec'd 4-4-90
$51.80
Vivian Stoltz

RICHARD B. REAGLE

vs.

DEBRA H. BILLIG

Filed Aug. 3, 1987

Tax & entry Paid	$40.50 ✓
Bruce Smith, Mediator	103.60
Proc. ck 9/12/87	9.00 ✓

PETITION FOR CUSTODY

1 copy (mediator)
1 copy (atty)

ORDER:
AND NOW, this 3rd day of August, 1987, upon presentation of the foregoing Complaint, the parties are hereto and their respective counsel are ordered to appear before BRUCE L. SMITH, THE CUSTODY MEDIATOR, who is hereby appointed in this case. The said parties and their respective counsel shall appear at such time or times that the Custody Mediator shall hereinafter determine.

Until such time as hearing is had on the within Petition and an order entered by this court, the mother shall continue to have primary custody of this child and the father shall continue to be entitled to the visitation to which the parties had previously agreed.

Robert L. Walker, J.

Aug. 20, 1987 Affidavit of Mailing Under Pa. R.C.P. No. 1124 (b) filed. Ann Hansen Gamble, being duly according to law, deposes and says that she is an Attorney at Law, duly authorized to practive Law in the Commonwealth of Pa. and that on Aug. 7, 1987, she sent a copy of the Petition for Custody to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to, Debra H. Billig, R.D.1, Church Run Road, Titusville, Pa. 16354, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

Sept 3, 1987 Temporary Order of Court Filed: AND NOW, this 3rd day of September, 1987, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The parties to this action, the natural parents of Amanda Reagle, age ten, shall share legal custody of the minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to educational and religious upbringing of the child, as well as elective surgery.

2. Physical custody of the child shall be shared as nearly equally as possible. Beginning at 12:00 noon on September 16, 1987, and at noon on 16th day of each month thereafter, primary physical custody shall shift from the mother at her home to the father at his home. Thereafter, at noon on the first day of each month, beginning October 1, 1987, custody shall be shifted back to the mother. Because of the frequency of the shifts back and forth of physical custody, there shall be no visitation provisions in this Order. Especially during the early periods while the child is adjusting to these changes envisioned by this Order, the parents are encouraged to allow the child to see the other parent during the middle of the time that the child is spending with the other parent.

3. Holiday visitation will take priority over other scheduled visitation. The parties are encouraged to agree on holiday visitation; however, in the event they cannot, the holidays of Labor Day, Thanksgiving, New Year's day, Easter, Memorial Day, the 4th of July, and the child's birthday shall be alternated, beginning with the mother having the child for Labor Day of 1987. With regard to the Christmas holiday, because it will always fall on the father's one half of December each year, the mother shall have the right to have the child in her custody during Christmas Vacation from 8:00 a.m. prevailing time, on December 23, through 12:00 noon on December 25.

4. The father shall pick up and deliver the child to and from the mother's residence.

5. The parent having custody of the child at anytime shall notify the other parent as soon as possible in the event of injury or illness requiring medical treatment.

6. Neither of the parents shall take the child into any environment which would be commonly thought of as detrimental to her development or the development of her character or which would be commonly thought of as dangerous to her physical person.

7. The parents. are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to an alternative arrangement to accommodate themselves or the child's schedule, they may adjust the physical custody arrangement accordingly and are encouraged to do so by mutual consent and agreement.

8. Each of the parents and the stepparents will teach the child to give that love and respect due a parent or a stepparent from his or her child or stepchild, and neither of the parents nor the stepparent's character in the eyes of the child.

9. This Order shall not prejudice the right of either party to request a Mediation Conference if there are changed circumstances in the lives of the parties or the child. Either of the parents moving from the Titusville School District shall be considered a changed circumstance.

10. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either parent of the child resides in the Court's jurisdiction and for at least six (6) months from the date of this Temporary Order.

11. The fee for the Child Custody Mediator shall be paid 50% by the plaintiff and 50% by the defendant.

12. This Order shall be a Temporary Order, but shall become a permanent order, unless exceptions are filed by either party within thirty (30) days of the date of this Temporary Order.

BY THE COURT,
Robert L. Walker, Judge

Sept 9, 1987 Copies of order to Ann Gamble, Robert Felton and Bruce Smith, Esqs.

1987

Ruthanne Beighley

652.

CAROL A. KORSAC

vs.

PETER KORSAC

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

1 copy (atty)

Sept. 2, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Peter Korsac personally the within named defendant by handing a true copy of the within Complaint in Divorce to him on August 31, 1987 at 1:12 p.m. at his place of residence, 116 South Sixth Street, Jamestown, in the County od Crawford, STate of Pennsylvania.
So answers, Edgar D. Householder, deputy Sheriff
Howard N. Stewart, SHeriff

Filed Aug. 3, 1987

Tax & entry Paid	$40.50
Pro Co Pd 8/3/87	9.00
Pro Co Pd 9/5/87	35.50
Sheriff's Costs	32.40

July 7, 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 9-2-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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,
Anthony J. Vardaro, J

Date: July 3, 1997
July 7, 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)

1987

Brian Lindsay
Legal Aid

653.

LINDA M. CLOSE

vs.

WILLIAM F. CLOSE

Filed Aug, 3, 1987

Indigent filing
Sheriff's Costs 21.12

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (atty)

TEMPORARY PROTECTION ORDER:

AND NOW, this 3rd day of August 1987, upon motion of Brian Lindsay, Esquire, atty. for petitioner, and upon consideration of the within petition for relief and further, upon petitioners showing during an ex parte proceeding to the court's satisfaction that there is ann immediate and present danger of abuse to the petitioner, the following Temporary Protection Order is hereby entered:

1. The respondent, William F. Close, is directed and prohibited from:

a. threatening, harassing or abusing the Petitioner and also from approaching the Petitioner or her residence until further order of court.

2. Temporary custody of the minor child, Andrew Close, is granted to the Petitioner.

3. Petitioner is permitted to proceed without payment of costs, costs to be determined by the court after hearing.

A true and correct copy of this Order shall be made on the respondent by the sheriff or by a competent adult in the same manner as a complaint in equity. A true and correct copy of the order shall likewise be given to the Meadville City Police Dept. which has appropriate jurisdiction to enforce this order.

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

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

Final hearing is scheduled for the 11th day of Aug., 1987 at 2:30 P.M. at C. R. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. 16335.

BY THE COURT,
Robert L. Walker, J.

Aug. 3, 1987, Praecipe to Proceed In Forma Pauperis, Petition for Leave to Proceed IN Forma Pauperis, and order filed. ORDER OF COURT: AND NOW, this 3rd day of Aug. 1987, Linda M. Close, petitioner in the above cited action, is granted leave to proceed In Forma Pauperis reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Aug. 6, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO William F. Close personally the within named defendant by handing a true copy of the within Petition for Relief Under Protection from Abuse Act No. A.D. 1987 - 653 to him, on August 5, 1987, at 9:00 A.M. at his place of residence, at R.D.#4, Box 810, Conneaut Lake, in the County of Crawford, State of Pennsylvania.
So answers,
Edgar D. Householder, Deputy
E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

August. 12, 1987 ORDER filed. AND NOW, Aug. 11, 1987, at the time scheduled for hearing, the parties having presented an agreement and consent Court Order which has been executed by the Court, and it further appearing that the petitioner is considering relocating outside of PA., and if that should occur, the present physical custody-sharing arrangement would have to be modified in some manner, neither party shall remove the child ANDREW PAUL CLOSE from the geographic area of Crawford Co., PA. until such time as a further proceeding for custody and visitation rights has been concluded through a mediation hearing, and if necessary, a further court hearing.

By Order of the Court,
Robert L. Walker,J.

Aug. 13, 1987 Copy of Order to Atty. Brian Lindsay and Joan D. Mason

August 12, 1987 ORDER filed. AND NOW, this 11th day of August 1987, upon consideration of the foregoing atached 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. Copies shall be furnished to the Pennsylvania State Police, Meadville City Police, and any other police agency having jurisdiction to enforce the terms of this Order.

By The Court:
Robert L. Walker,J.

Aug. 13, 1987 copy of Order to Attys. Brian Lindsay and Joan D. Mason.

1987

Fuller, Kinnunen,
Petruso & Gamble
John D. Petruso

654.

JOHN W. CAMPBELL

vs.

FRANCES PATRICIA McCLAIN
CAMPBELL

Filed Aug. 4, 1987

Tax & entry Paid	$40.50
Pro Co. Pd 5-10-89	9.00
State Surcharge Pd.	10.00
Pro Co Pd 5/30/89	5.00

COMPLAINT IN DIVORCE

Aug. 4, 1987, Acceptance of Service of Complaint filed. And Now, this 4th day of Aug. 1987, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy ofthe complaint in divorce.
Frances Patricia McClain Campbell

July 6, 1988 Affidavit Of Consent Under Section 201(c) ofthe Divorce Code filed.

Feb. 10, 1989, Affidavit of Consent of defendant filed.

May 10, 1989 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

May 23, 1989 **DIVORCE DECREE FILED.**

And now, May 23, 1989, it is ordered and decreed that JOHN W. CAMPBELL, plaintiff, and FRANCES PATRICIA McCLAIN CAMPBELL, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

May 30, 1989, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: F. PATRICIA McCLAIN.

1987

Bifulco, Waidley, Scarpitti
Gabriel A. Bifulco

655.

Bozic and Thomas
R.Charles Thomas

WILLIAM E. POHL AND MARY B. POHL, HIS WIFE

vs.

MARK R. WELCHECK AND CHRISTINE M. WELCHECK, HIS WIFE

Filed Aug. 4, 1987

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	30.46
Pro co pd 8/15/89	5.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

August 13, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Christine M. Welcheck personally the within named defendant by handing a true copy of the within Summons A.D. 1987-655 to her on August 11, 1987, at 1:50P.M.. at her place of business at 225 Main St., Saegertown, in the County of Crawford, State of Pa.

SERVED AND MADE KNOWN TO Mark R. Welcheck personally the within named defendant by handing a true copy of the within Summons A.D. 1987-655 to him on August ;;, 1987 at 1:49 P.M. at his place of business, at 225 Main St., Saegertown, in the County of Crawford, State of Pa.

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

Nov. 20, 1987, Complaint filed. 3 copies (atty)

Dec. 23, 1987, Appearance of Bozic and Thomas, by R. Charles Thomas, attorneys for defendants, filed.

Mar. 25, 1988, Complaint Reinstated.

Mar. 25, 1988, Acceptance of service filed. I, R. Charles thomas, atty. at Law, atty for the above named defendants do hereby accept service of the reinstated complaint on behalf of Mark R. Welcheck.

Mar. 30, 1988 Affidavit Of Service filed. Susan L. Baer, first being duly sworn according to law, deposes and says that she caused a true and correct copy of the Complaint in the above-captioned case to be mailed to Christine Welcheck, 1530 Sweetland Street, Nokomis, Florida 34275-1622, by certified mail return receipt requested on the 24th day of November, 1987, by depositing the same in the United States Mail with postage prepaid.

The defendant, Christine Welcheck, recieved this Complaint by a certified mail receipt dated November 27, 1987, and said receipt is attached hereto evidencing service. Susan L. Baer

Apr. 8, 1988, Preliminary Objections filed.

June 6, 1988, Upon praecipe of plaitniff attorneys, preliminary objections placed on next argument list:

ON ARGUMENT LIST FOR JULY 1988.

June 6, 1988 Plaintiffs' Motion to Dismiss Defendants' Preliminary Objections and Praecipe for Argument List filed.

July 20, 1988 Motion To Reschedule Argument and Order filed. AND NOW, to-wit, this 20 day of July, 1988, in consideration of the foregoing Motion, the Argument scheduled for July 25, 1988 is rescheduled to Sept. 26, 1988, argument list, at a time to be set on published list.

For The Court,
Imogene Yetman, Court Administrator

July21, 1988 Copy of Order to Attys. Gabriel A. Bifulco and R. Charles Thomas.

On September 1988 Argument List

Sept. 12, 1988 Order Setting Argument Date filed. And now, September 12, 1988, because ofthe number of cases on the September 26, 1988 ARgument List and the amount of court time abailable, argument in the above-captioned matter is hereby scheduled in Courtroom No. 2, before the Honorable Robert L. Walker, on October 14, 1988, at 9:00 a.m.

FOR THE COURT,
Imogene Yetman, C.A.

Sept. 13, 1988 Copies to counsel of record.

Oct. 14, 1988 Moiton For Withdrawal of Preliminary Objections and Order filed. And Now, October 14, 1988 The wihtin Motion is granted and Defendants are permitted to withdraw the Preliminary Objections filed in this case and are granted twenty (20) days to file an Answer to the Plaintiffs' Complaint

P. Richard Thomas,J

Oct. 14, 1988 Copies of order to Gabriel Bifulco and R. Charles Thomas

nov. 3, 1988 Answer to Plaintiffs' Complaint filed . (1 copy atty.)

Nov. 22, 1988 Plaintiffs' Answer to Defendants' New Matter filed.

Feb. 24, 1989 Notice Of Taking Depositions of Mark R. Welcheck and Christine Welcheck filed.

Aug. 14, 1989 Upon praecipe of Plaintiff Attorney the above-captioned matter is marked settled and discontinued of record.

106

1987

Ruthanne Beighley 656.	RICKI COOPER vs. JEFFREY A. COOPER Filed Aug. 5, 1987 Tax & entry Paid $40.50 ✓ Pro for Co. pd 8/22/89 $5.00 ✓	COMPLAINT IN DIVORCE 1 copy (atty) Nov 5, 1987 Affidavit of Consent of Defendant. Aug. 22, 1989 Notice of Voluntary Dismissal filed. 1. I am the Plaintiff in the above styled cause, which was a Complaint in Divorce under Section 201(c) of the Divorce Code. 2. As such Plaintiff, I hereby desire to Voluntarily Dismiss the above styled action. DATED this 18 day of August, 1989 Ricki J. Cooper

1987

R. Charles Thomas
Bozic and Thomas

657.

REBECCA A. HOAGLAND

vs.

BARTON LEE HOAGLAND

Filed Aug. 5, 1987

Tax & entry Paid $40.50 ✓
Pro Co. Pd 12/31/87- 9.00 ✓
Pro Co pd 2/10/88 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 23, 1987, Affidavit of Service filed. R. Charles Thomas, Esq. being duly sworn according to law, deposes and says that on the Aug. 5, 1987, he sent a true and correct copy of the Complaint in Divorce to the dft. BArton Lee Hoaglund, at dft's last known address of Box 284, High St, Conneaut Lake, Pa. by Cert. mail, P 151 159 757, postage prepaid rest. del., ret. rec. req., and that attached hereto is a duly executed ret. rec. card showing date of del as Aug. 6, 1987.

Dec. 23, 1987, Affidavit of Consent of Plaintiff filed.

Dec. 23, 1987, Affidavit of Consent of Defendant filed.

Dec. 23, 1987, upon praecipe of plaintiff attorney, for Review Under 201(c) of the Div. code, this case moved tocourt.

Jan. 7, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

R E B E C C A A . H O A G L A N D and B A R T O N L E E H O A G L A N D

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

Feb. 10, 1988 Notice Of Election To REtake Maiden Name filed. Rebecca A. Hoagland TO BE KNOWN AS Rebecca A. Carr

1987

~~William J. Gregg~~ withdrawn
Joseph F. Kulwicki

658.

~~R. Charles Thomas~~
Shafer, Swick, Bailey,
Irwin & Stack
James R. Irwin

VICKIE MILLER

vs.

DAVID MILLER

Filed Aug. 5, 1987

Tax & entry Paid $40.50 ✓
3 counts pd. 11/18/90- 45.00
John Fuller, Mediator 120.00
9.00
John Fuller, Mediator 135.00
State paid 11/8/90 15.00
Alan Pepicelli, Master
State paid 12/9/93 10.00
Pro Co. pd 12/9/93 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Aug. 10, 1987 Affidavit Of Service filed. Veronica S. Phillips, being duly sworn according to law, deposes and says she is employed by Joseph F. Kulwicki, Esq., and as such on August 5, 1987, she placed a certified copy of the Divorce Complaint in the matter above captioned in the U.S. mail, addressed to the defendant, David Miller, at R.D.2, Box 345, LInesville, PA 16424. Said Complaint was sent certified mail, restricted delivery, deliver to addressee only, being certified mail item number P 401 445 566.

The signature card for said certified mail item was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant as having received same on August 6, 1987. The receipt and signature card for certified mail item number P 401 445 566 are attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

Veronica S. Phillips

Sept. 28, 1987 Petition For Related Claims Under Divorce Code, Alimony Pendente Lite, counsel Fees and Costs, Equitable Distribution. Custody Or Children Permanent Alimony and Order filed. AND NOW, Sept. 28, 1987, upon presentation and consideration of the within Petition, a Rule is hereby granted upon the Respondent, DAvid Miller to show cause, if any he has, why the request of the Petitioner should not be granted.

RULE RETURNABLE on the 28th dayof October, 1987, at 9:30 a.m. in Courtroom number one or two of the Crawford County Court House.

BY THE COURT,
Robert L. Walker, J

Oct. 1, 1987 Copy of order to Joseph Kulwicki

Oct. 5, 1987 Motion For Appointment Of Child Custody Mediator and Order filed. AND NOW, Oct. 5th, 1987 above MOtion granted. John Fuller appointed Child Custody Mediator.

P. Richard Thomas, J

Oct. 7, 1987 Copies of order to Joseph Kulwicki and John Fuller

Oct. 27, 1987, Motion for Continuance and order filed. ORDER: AND NOW,Oct. 27, 1987, this case is continued until the 9th day of Dec. 1987, at 9:30 a.m.

P. Richard Thomas, J.

Oct. 29, 1987, copies of order to Attys. J. Kulwicki and JOhn Fuller. and R. C. Thomas.

Nov. 24, 1987, Inventory and Appraisement of Plaintiff filed.

Dec. 9, 1987, Inventory and Expense Statement of plaintiff filed.

Dec. 9, 1987 Order filed: AND NOW, December 9, 1987, after hearing, the Plaintiff's request for alimony pendente lite is denied. The Defendant is ordered to pay the total sum of $225.00 towards Plaintiff's counsel fees at the rate of $75.00 per month to be payable through his own counsel and thus to Plaintiff's counsel in three monthly installments payable in December 1987 and January and February 1988.

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

Dec. 11, 1987 Copies of order to Joseph Kulwicki and R. Charles Thomas, Esqs.

Esqs.

Dec 31, 1987 Order filed: AND NOW, December 30, 1987 after mediation conference before John Fuller, Esquire; IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Robert Miller, Timothy Miller and Kerry Miller shall be shared between the mother and the father, that is, each shall be entitled to full access to medical records (other than the records of Victim Support), school records, and other important records, and each shall be entitled to take part fully in decisions affecting the children's edcuation, religious instruction, medical treatment and other such important decisions.

II. Physical custody of Robert Miller, Timothy Miller and Kerry Miller shall be with their mother, Vicki Miller, subject to the following conditions:

1. The father shall be entitled to visit and take Robert Miller and Timothy Miller into his custody every weekend from 6:00 p.m. on Saturday until 7:00 p.m. on Sunday. It shall be the responsibility of the father to pick up and return the children.

2. The father shall be entitled to have supervised visits with his daughter, Kerry Miller, at the home of the grandmother, Doris Schaef, from time to time. The father shall provide the grandmother with reasonable notice of such visits (at least twenty-four hours) and such visits shall only be conducted with the consent of the grandmother.

3. The father shall be entitled to visit Robert Miller and Timothy Miller from time to time at the home of the grandmother and take them into his custody for brief visits of two or three hours, provided that such visits shall be preceded by at least twenty-four hours notice to the grandmother and provided that such visits shall be with the consent of the grandmother.

4. Custody of the children will be divided on the holidays of Christmas and Thanksgiving with the mother having custody of the children in the morning on such holidays and the father having custody of the two boys from 12:00 p.m. until 8:00 p.m. on such holidays. The father shall also be entitled to visit his daughter, on such holidays, provided that such visits are supervised by either the mother or the grandmother.

III. Neither mother nor father shall say or do anything in an attempt to turn any of 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.

IV. This Order is a temporary order but shall become a permanent order unless exceptions thereto are filed within thirty (30) days from the date of this Order.

Costs of the mediation conference shall be divided between the mother and the father.

Robert L. Walker, Judge

Dec. 31, 1987 Copies of order to Joan Mason, R. Charles Thomas, Joseph Kulwicki and John Fuller, Esqs. and Plaintiff and Defendant.

1/21/88 Recd. $60.00 from Plaintiff

1/25/88 Recd. $60.00 from Defendant

Recd 2-2-88
$60.00
Vivian Stoltz

Recd 2-2-88
$60.00
Vivian Stoltz

9/13/91 Recd $300.00 From Defendant, Master Fee

1-21-94 Rec from pltf Masters Fees $101.25

Continued on the next page

Vickie Miller

vs.

David Miller

Record continued from page 108

of record

A.D. 1987 - 658

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Nov. 22, 1989 Petition For Review Of Custody Order By Mediator and Order filed. AND NOW, this 22 day of Nov., 1989, upon presentation and consideration of the within Petition, the Custody Mediator heretofore appointed in this case to-wit John Fuller, is ordered and directed to schedule further mediation in this case to review the Order heretofore entered on the 30th day of December, 1987, and further to address the request of the Petitioner set forth inthe within Petition.

A copy of this Petition and Order shall be served upon the Plaintiff's counsel to-wit Joan D. Mason, esquire, and also upon the Plaintiff by regular mail.

BY THE COURT,
P. Richard Thomas, J

2 copies atty

Feb 20, 1990 Order filed: AND NOW, February 20, 1990, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, to-wit:

I. Legal custody of Robert Miller, Timothy Miller and Kerry Miller shall be shared between the mother and father, that is, each parent shall be entitled to full access to medical records (other than the records of Victim Support), school records and other important records and each shall be entitled to take part fully in decisions affecting the children's education, religious instruction, medical treatment and other such important decisions.

II. Physical custody of Robert Miller shall be with his father, David Miller, subject to the following conditions:

A. Robert shall be entitled to visit and spend the night at the home of the mother one or two nights each week, according to his school and sports schedule.

B. Robert shall be entitled to visit his mother for extended periods of a week or more from time to time, provided that this is with the consent of his father and mother and provided he furnishes both parents reasonable notice of such intended visits.

III. Physical custody of Timothy Miller and Kerry Miller shall be with their mother, Vicki Miller, subject to the following conditions:

A. Timothy Miller shll be entitled to visit his father for extended periods of a week or more from time to time, provided that such visits are had with the consent of both mother and father and provided that Timothy furnishes both parents reasonable notice of such intended visits.

B. Robert, Timothy and Kerry shall spend each Sunday at the father's home at time agreed upon between the parents and the children, which if not otherwise agreed to, shall be from 1:00 p.m. sunday until 7:00 p.m. Sunday.

C. The mother shall be entitled to have all three children in her custody for weekends from time to time for the purpose of making out of town visits to relatives and for other purposes, generally, provided that she give the father at least two (2) weeks notice of such intended weekend visits.

D. Timothy shall be entitled to spend one or two nights at the father's home, each week, according to his school and sports schedule.

IV. Custody of the children will be divided on the holidays of Christmas and Thanksgiving, with the mother having custody of all three children in the morning on such holidays and the father having custody of all three children from 12:00 noon until 8:00 p.m. on such holidays.

V. 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.

VI. 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.

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

VIII. 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.

IX. Cost of the mediation shall be paid by Crawford County.

P. Richard Thomas, Judge

Feb 22, 1990 Copies of order put in Attys Gregg, Thomas, Kulwicki and Fuller's box.

Nov. 8, 1990, Affidavit of Consent of plaintiff filed.

Nov. 8, 1990, Amended Complaint Under Section 201(c) of the Divorce Code (adding equitable Distribution and Alimony, Alimony Pendente Lite, Counsel Fees, Costs and expenses) filed. 1 copy (atty)

Feb. 26, 1991, Motion for Appointment of A Master filed.

Mar. 6, 1991, ORDER filed. AND NOW, Mar. 5,1991 the plaintiff's motion for appointment of a master is denied because this is an action under Section 201(c) of the Divorce Code (23 Pa. C.S.A. 201(c)) and the defendant has not filed a consent. A master may not be appointed as to a claim for divorce in an action under Sect. 201(c) (Pa. R.C.P. 1920.51(a) (2) (ii)).

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

Mar. 7, 1991 copies to Attys. W. Gregg and R. C. Thomas Esqs

May 3, 1991 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

May 10, 1991 Affidavit of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Plaintiff's Affidavit, Intention to Request entry of Divorce Decree and Defendant's Counter-Affidavit were sent by registered mail to the defendant, DAVID G. MILLER, On May 6, 1991.
3. The registered mail was sent to David G. Miller at R.D. #2, Carpenter Road, Linesville, PA 16424. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on May 8, 1991. Said Return Receipt care P 848 678 444 is attached hereto, signed by David G. Miller, and made a part hereof.

William J. Gregg

June 12, 1991 Motion for Appointment of Master in Divorce and Order Appointing Master filed. ORDER APPOINTING MASTER: AND NOW, 6/12/91 ALAN PEPICELLI ESQ. is appointed Master in respect to the following claims:

Divorce, Counsel Fees, alimony
Equitable Distribution
Deposit required: By plaintiff: $300. By Defendant $300.

PER CURIAM,
P. Richard Thomas, J.

June 12, 1991, copies to W. Gregg, R. C. Thomas and A Pepicelli.

Vickie Miller

vs.

David Miller

Record continued from page 108 B

of record

A.D. 1987 - 658

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June 21, 1991 Motion For Authority To Withdraw Appearance and Order filed. And now, June 21, 1991 R. Charles Thomas, Esquire, is authorized and directed to withdraw his Appearance on behalf of the Defendant, David Miller, in the above entitled action.

P. Richard Thomas, S.J.

June 24, 1991 Copies of order put in R. Charles THomas, Joseph Kulwicki and William Gregg's box.

Sept. 17, 1991 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin Attorney for Defendant filed.

May 21, 1993 Motion for Withdrawal of Appearance and ORDER FILED. AND NOW, this 18th day of May, 1993, the herein Motion is granted.

Gordon R.,Miller, J.

May 27, 1993 Copy of Order to Attys. Gregg, Kulwicki, & Irwin & Fuller, Pepicelli.

Dec. 9, 1993 Affidavit of Consent of Plaintiff filed.

Dec.9,1993 Affidavit of Consent of Defendant filed.

Dec. 9, 1993 Upon Praecipe of plaintiff attorney for review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

Dec. 20, 1993 STIPULATION and FINAL DECREE. AND NOW, this 20th day of December, 1993, the Court Orders and Decrees as follows:

1. DIVORCE: Upon consideration of the pleadings and Affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties upon the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of filing of the Complaint, and an Affidavit has been filed by each of the parties evidencing that each consents to the divorce pursuant to Sec. 3301(c) of the Pa. Divorce code.

2. REAL PROPERTY: The parties were owners as tenants by the entireties of real property situate in Conneaut Township, Crawford Co., PA. Plaintiff has heretofore signed a Quit Claim Deed conveying to the Defendant all of her right, title, claim and interest in the premises which deed has been recorded at Crawford County Record Book 151, page 41.

3. PERSONAL PROPERTY: All household goods, furnishings, and motor vehicles have previously been divided to the mutual satisfaction of both Plaintiff and Defendant.

4. BANK ACCOUNTS: All bank bank acounts currently titled in the name of the Plaintiff shall remain Plaintiff's sole and separate property, and all bank accounts currently titled in the name of the Defendant shall be his property.

5. ALIMONY and ALIMONY PENDENTE LITE: Both parties acknowledge that each has property which is sufficient to meet the reasonable needs of each; therefore, each waives any claim for alimony, and/or alimony pendente lite pursuant to the Pa. Divorce Code.

6. CONSIDERATION: In consideration therefore, and in full settlement of the claims and liabilities of each party hereto, Defendant shall pay to Plaintiff the sum of Nine Thousand ($9,000.00) Dollars, with said payment to be made on the date of signing this Consent Decree.

BY THE COURT:
Gordon R. Miller, J.

1987

659.

FIRST NATIONAL BANK OF
COCHRANTON,
NOW BY MERGER
MARINE BANK

vs.

ROBERT T. ROSE
SANDRA ROSE

Filed Aug. 5, 1987
@ 1:45 P.M.

Pro Simmons paid	$9.00
plff on orig	6.50
Sat paid 5/16/88	5.00

AGREEMENT TO REVIVE

of

DSB 1982 - 547

The undersigned agrees that judgment be revived from DSB 1982 - 547 to AD 1987 - 659; Judgment indexed in favor of plaintiff and against the defendant in the amount of Twenty Three Thousand Six Hundred Six and 00/100 Dollars plus costs.
Debt.....$23,606.00

R - 146, 156
Dated June 1, 1987

JUDGMENT

James F. Simmons,
Prothonotary

May 16, 1988, THIS JUDGMENT SATISFIED. (see paper filed)

Joseph F. Kulwicki

660.

REBECCA I. MUSONE

vs.

CHARLES MUSONE

Filed Aug. 5, 1987

Tax & entry Paid $40.50 ✓

Pro So Pd 11-10-87 9.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Aug. 10, 1987 Affidavit of Service filed: Veronica S. Phillips, being duly sworn according to law, deposes and says she is employed by Joseph F. Kulwicki, Esq., and as such on August 5, 1987, she placed a certified copy of the Divorce Complaint in the matter above captioned in the U.S. mail, addressed to the defendant, Charles Musone, at R.D.3, Conneautville, PA 16406. Said Complaint was sent certified mail, restricted delivery, deliver to addressee only, being certified mail item number P 401 445 567.

The signature card for said Certified mail item was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant as having received same on August 7, 1987. The receipt and signature card for certified mail item number P 401 445 567 are attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

Veronica S. Phillips

Nov. 9, 1987 Affidavit Of Consent of Defendant filed.

Nov. 9, 1987 Affidavit Of Consent of Plaintiff filed.

Nov. 10, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Dec. 2, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 30, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

R E B E C C A I . M U S O N E and C H A R L E S M U S O N 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, J

1987

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

Ferguson, Spataro & O'Shea
~~Douglas W. Ferguson~~ withdrawn

661.

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

DIANE SEVERO

vs.

LOUIS T. SEVERO

Filed Aug. 6, 1987

Tax & entry Paid	$40.50
2 counts paid	30.00
Pro Co. pd 5/7/92	9.00
State pd. 5/7/92	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF PROPERTY AND DEBTS, COUNSEL FEES, COSTS, EXPENSES

1 copy (atty)

Aug. 13, 1987 Motion to set hearing and Order filed. And Now, Aug. 13, 1987, the above motion allowed. A hearing is set for sept. 4, 1987 at 9:30 a.m. R. L. Walker, J
Aug. 17, 1987 Copy of order to Douglas Ferguson

Sept. 1, 1987, Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I have served a true and correct copy ofthe Complaint in Divorce certified by the Prothonotary of Crawford County, Pa. on the above named dft. by cert. mail, addressee only, ret. rec. req. dated Aug. 6, 1987, The dft. acknowledged service on Aug. 7, 1987 by accepting delivery on that date as evidenced by the attached signed receipt. Douglas W. Ferguson, ESq.

Sept. 1, 1987, Affidavit of Service of Order to Schedule Hearing filed.

Sept 4, 1987 Motion for General Continuance and Order filed: AND NOW, Sept. 4, 1987 the above motion allowed.
P. Richard Thomas, Judge
Sept. 10, 1987 Copies of order to Douglas Ferguson, Esq.

April 24, 1992 APPEARANCE OF Shafer, Swick Bailey, Irwin & Stack by James R. Irwin, Esquire for Louis T. Severo Defendant filed.

April 24, 1992 MOTION TO WITHDRAW APPEARANCE OF Douglas W. Ferguson, Esq. and order filed. AND NOW, April 24, 1992,the within Motion is granted.

April 29, 1992 copy of Order to James R. Irwin, Esq.

May 7, 1992 Affidavit of Consent of plaintiff filed.

May 7, 1992 Affidavit of Consent of defendant filed.

May 7, 1992 Upon Praecipe of plaintiff attorney for review under Section 3301(c) of Divorce this case moved to Court.

May 5, 1992 MOTION TO WITHDRAW COUNTS FROM COMPLAINT IN DIVORCE and ORDER filed. ORDER: AND NOW, this 4th day of May, 1992, upon presentation and consideration of the within Motion, Counts 2 and 3 of Plaintiff's Complaint in Divorce are hereby withdrawn. Gordon R. Miller, P.J.
May 12, 1992 copy in box for J. Irwin

DIVORCE DECREE FILED

May 13, 1992 AND NOW, May 11, 1992 it is ordered and decreed that Diane Severo, plaintiff, and Louis T. Severo, defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

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

1987

David W. Pickens

662.

CHERYL L. LANDER

vs.

RICHARD N. LANDER

Filed Aug. 6, 1987

Tax & entry Paid $40.50 ✓
Pro. Co. Pd. 8/1/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 11, 1987 Affidavit of Service filed., I, DAvid W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, and on August 7, 1987, I send a copyof Complaint in divorce filed at the above number, properly endorsed, to Richard N. Lander, 1663 Park Line Drive, Pittsburgh, PAhis last known address, by certified mail No. P 042-073-101; and that on 8/14/87, I received a return receipt for said certified mail signed by R. Lander and dated August 13, 1987, 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 nealties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities. David w. Pickens,

Mar. 9, 1988, Affidavit of Consent of Plaintiff filed.

July 8, 1988 Affidavit of Consent of Defendant filed.

Aug. 1, 1988 Affidavit of Consent of Plaintiff filed.

Aug. 1, 1988 Upon Praecipe of Plaintiff Attorney for review under Section 201 (c) of Divorce Code, this case is moved to Court.

Aug. 8, 1988 **DIVORCE DECREE FILED.**

AND NOW, August 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHERYL L. LANDER and RICHARD N. LANDER

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.

1987

Brian Lindsay
Legal Aid

663.

MELODY FOSTER

vs.

WALTER L. CORNELL

Filed Aug. 6, 1987

Indigent filing
Sheriff's Costs 18.00
40.50
9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (atty)

TEMPORARY ORDER:

AND NOW, this 6 day of Aug. 1987, upon motion of Brian Lindsay, Esq., atty. for petitioner, and upon consideration of the within petition for relief and upon petitioners showing during an ex parte proceeding to the court's satisfaction that there is an immediate and present danger of abuse to the petitioner, the following Order is hereby entered:

1. The respondent, Walter L. Cornell, is directed and prohibited from:

a, threatening, harassing or abusing the Petitioner and also from approaching the petitioner or her residence until further order of court.

2. Petitioner is permitted to proceed without payment of costs, costs to be determined by the court after hearing.

A true and correct copy of this order shall be made on the respondent by the sheriff or by a competent adult in the same manner as a complaint in equity. A true and correct copy of order shall likewise be given to the Meadville City Police Dept. which has appropriate jurisdiction to enforce this order.

The respondent is herey advised of the right to be represented by counsel.

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

Final hearing is scheduled for the 13th day of Aug. 1987, at 11:00 A.M. at c. r. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. 16335.

BY THE COURT,
Robert L. Walker, J.

Aug. 6, 1987, 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 6th day of Aug. 1987, Melody Foster, Petitioner, is granted leave to proceed in forma Pauperis in the above cited action, reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Aug. 11, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Walter Cornell personally the within named defendant by handing a true copy of the within Petition For Protection from Abuse No. AD 1987 - 663 to Walter Cornell, on August 7, 1987, at 3:45 P.M. at place of visitation, Sheriff's Office, Room 303, courthouse, Meadville, in the county of Crawford, State of Pennsylvania.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 13, 1987, ORDER filed. AND NOW, August 13, 1987, at the time fized for hearing, counsel for the plaintiff petitioner indicates that the parties have reconciled, , that the petitioner wishes to withdraw this proceeding, and that the respondent-defendant will pay the record costs. Therefore, this proceeding is dismissed with prejudice and the record costs to be paid by the defendant.

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

Aug. 14, 1987, copies of order to Brian Lindsay and dft.

Watts, Pepicelli, Youngs and Youngs PC
Christopher J. YOungs

664.

DIANN SHELENBERGER

vs.

RICHARD D. SHELENBERGER

Filed Aug. 6, 1987

Tax & entry Paid $40.50 ✓
3 counts paid 45.00 ✓
Pro Co pd 9/30/88 9.00 ✓

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

1 copy (atty)

Aug. 19, 1987 Affidavit of Service filed. Christopher J. Youngs, hereby certifies that he is the Atty. for the Plaintiff, Diann Shelenberger, 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, Richard D.Shelenberger, at 649 Main St., Saeger town, Pa. 16433 on Aug. 7, 1987 and was received by the Defendant on Aug. 10, 1987. The receipt for certified mail and the return receipt are attached hereto marked exhibit "A".

Watts, Pepicelli, Youngs and Youngs PC
By: Christopher J. Youngs, Atty. Plaintiff

Sept. 20, 1988 Affidavit Of Consent of Plaintiff filed.

Sept. 27, 1988 Affidavit Of Consent of Defendant filed.

Sept. 27, 1988 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 12, 1988 **STIPULATION AND DECREE FILED.**

AND NOW, this 12 day of Oct., 1988, 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 their 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 th eparties evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. **Equitable Property Determination and Distribution:** Wife shall retain the tangible personal property of the parties with the exception of any items currently inthe possession ofthe husband and wife shall be responsible for any debts owing with regard to those items of tangible personal property and shall hold husband harmless and shall indemnify him for any payments and/or claims with regard to the same.

Additionally, husband shall waive any right he has to a worker's compensation settlement wife received or does receive as the result of a work related injury during the marriage.

3. Husband shall pay forthwith the sum of $400.00 to wife's father in full satisfaction of a debt owed to wife's father and wife shall hold harmless and indemnify husband from any further claims of wife's father with regard to same debt.

4. **Alimony Pendente Lite, Counsel Fees, Expenses and Costs and permanent Alimony:** Both parties agree to waive any and all rights against th eother party with regard to alimony pendente lite, expenses and costs and permanent alimony and each party agrees that they have had the advice of independent counsel in reaching this agreement and each agrees that they shall be re sponsible for their own counel fees.

5. Neither party shall make any further clam against the other party hereto, except to require compliance with the matters set forth above. Neither party shall be required to file an Inventory and Appraisement as required by the Pennsylvania Rules of Civil Procedure, as each is aware of the assets and debts of the other to his or her satisfaction.

6. Husband shall be soley responsible for a vehicle loan deficiency balance due to Pennbank, 801 State Street, Erie, PA 16501, in the amount of $1,655.80 representing account #88000780. Said account was a loan to the parties on a 1984 Renault Encore.

BY THE COURT,
P. Richard Thomas, J

1987

Watts, Pepicelli,
Youngs and Youngs PC
Christopher YOungs

665.

Terry Toomey

DIANN SHELENBERGER

vs.

RICHARD D. SHELENBERGER

Filed Aug. 6, 1987

Tax & entry paid	$15.00
Bal. due Pd 8/12/87	25.50
William Pineo, Mediator	100.88
	9.00

6/6/89 Recd $50.44 from Defendant

Recd 11-17-87
$50.44
Vivian Stalty

3/9/90 Recd $50.44 from Plaintiff

Recd 3-1-90
$50.44
Vivian Stalty

COMPLAINT FOR CUSTODY

1 copy (atty)

1 copy (mediator)

ORDER OF COURT:

You, Richard D. Shelenberger, Dft, have been sued in Court to obtain custody ofthe children: Melinda Sue and Monica Bree Shelenberger.

You are ordered to appear in person for a conference at such time and place as may be set by WILLIAM PINEO, CHILD CUSTODY MEDIATOR.

If you fail to appear asprovided by this order, an order for custody may be entered against youbon 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
310/312 Chestnut St
Meadville, Pa. 16335 Tele: 814 724-7719

Dated: Aug. 6, 1987

BY THE COURT
Robert L.Walker, J.

Aug. 19, 1987 Affidavit of Servic e filed: Christopher J. Youngs, hereb y certified that he is the Atty. for the Plaintiff, Diann Shelenberger, in the within Action and that a copy of the Complaint for Custody was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Richard D. Shelenberger, at 649 Main St.Saegertown, Pa. 16433 on Aug 7, 1987 and was received by the Defendant on Aug. 10.1987. A copy of the receipt for certifi ed mail and the return receipt are attached hereto marked Exhibit " A".

Watts, Pepicelli, Youngs and Youngs PC
By : Christopher J. Youngs, atty. for plaintiff

Sept. 9, 1987 Counterclaim For Custody filed.

Sept. 18, 1987 Temporary Order filed: AND NOW, this 17 day of Sept., 1987, after Mediation in the above referenced matter and upon the recommendation of of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children. Each party shall share with the other and all information which he or she may have regarding the health and education of the children and the major events in their lives and health care and school personnel are hereby authorized to release to either party any and all information which they may have regarding said children. The parties are cautioned that a legal custody arrangement presupposes that they will be able to make jointly those decisions which need to be made regarding their children's upbringing. If matters cannot be worked out then the Court reserves the right to award custody to one of the parties singly.

2. The mother shall have primary physical custody of the subject minor children. The father shall have the right of visitation and temporary physical custody for the first two weekends out of every three, beginning with the weekend of September 18, 1987 from Friday at 6:00 p.m. through Sunday at 7:00 p.m. In addition he shall have the right of visitation with his children every Tuesday evening from 4:30 P.M. to 8:00 P.M.

3. The father shall have the right to Holiday visitation every Christmas Eve.frometheltimeshelgetsoffhfromgworkforitheachildren get off school, which ever comes later, or if he does not have to work or the children are not in school, then from noon, until 11:00 P.M. For Thanksgiving 1987, and in alternativ years thereafter, the father shall have visitation from 9:00 a.m. to 8:00 p.m. For Easter, 1988 and on alternate years thereafter, he shall have visitation during the same hours as for Thanksgiving.

4. In addition to the above rights of visitation and temporary physical custody, the father shall have the right to telephone his children once per week for one half hour.

5. The father shall have the right to temporary physical custody during the month of July of each year, during which the mother shall have the right of visitation for two weekends out of every three, beginning with the first full weekend of July and in addition shall have visitation every Tuesday from 4:30 p.m. to 8:00 p.m. She shall also have the right to telephone her daughters for one half hour once a week. Each party shall have the right to designate a two week period during that part of the summer which said party is spending with his or her children during which no visitation need be accorded the other party, provided that the custodial party is out of the Crawford County area on a vacation trip.

6. The party having custody or visitation with the subject minor children shall see that they are taken to any previously arranged lessons, school activities and the like.

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 children and neither shall do or say anything to blacken the character of the other in the eyes of the children.

8. Each party shall behave toward the other, in the presence of the children, in a civil and polite manner and shall not expose the children to any arguments or bickering.

9. Costs and fees of this Mediation which are fixed at $100.88 are divided equally between the parties with the share of each being assessed to him or her as costs in this case.

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

By the Court,
P. Richard Thomas, J.

Sept. 21, 1987 Copies of order to Christopher Youngs, Terry Toomey and William Pineo, Esqs.

July 1, 1988 Affidavit of Consent of plaintiff filed.

1987

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

666.

Bozic & Thomas
R. Charles Thomas

JOHN D. SPINNATO

vs.

LINDA J. SPINNATO

Filed Aug. 6, 1987

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
~~Alan Pepicelli, Master~~
Stephen Hall, Master
Pro Copd 6-20-90 9.00 ✓
State pd 6-20-90 10.00

5/19/88 Rec'd $400.00 from plaintiff-Master fees

6/8/90 Paid out $310.00 to Atty Kirkpatrick #5682

6/8/90 Paid $90.00 to master Stephen Hall #5681

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Aug. 13, 1987 Affidavit Of Service filed. And Now, August 13th 1987, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the atttorney for John D. Spinnato, 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 547 806 314, postmarked August 10, 1987, to the last known address of the Defendant, LInda Spinnato, #301 Timbercrest Apartments, Meadville, Pennsylvania 16335.
3. That the defendant, Linda Spinnato, on August 10, 1987, 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

Sept. 14, 1987 Appearance of bozic & Thomas by R. Charles Thomas for Defendant filed.

Apr 4, 1988 Inventory and Appraisement of John Spinnato, Plaintiff filed.

April 6, 1988 Motion for Leave to File Amended Complaint and ORDER filed. And Now, April 6, 1988, Motion allowed.

By The Court:
P. Richard Thomas, J.

April 7, 1988 Copy of Order to Attys. M. A. Kirkpatrick and R. Charles Thomas.

Apr. 7, 1988, Amended Complaint filed.

Apr 26, 198 Affidavit of Service filed: AND NOW, April 26, 1988 comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for John D. Spinnato, Plaintiff in the above captioned matter.
2. That she caused a copy of the Amended Complaint in Divorce to be delivered to R. Charles Thomas, Esquire, attorney of record for the Defendant, on April 6, 1988.
3. Service of the Amended Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Apr 26, 1988 Affidavit of Consent of Plaintiff filed.

Apr 26, 1988 Motion for Appointment of Master in Divorce and Order filed: ORDER APPOINTING MASTER: And Now, May 5, 1988, Alan L. Pepicelli, Esq. is appointed Master in respect to the following claims:

Divorce (Fault grounds) Master Fees & Court costs
Equitable Distribution

Deposit required: By plaintiff $400.00 By Defendant $300.00
Both within 10 days.

PER CURIAM,
P. Richard Thomas, Judge

May 6, 1988, copies of order to Attys. M. Kirkpatrick, R. C. Thomas, and Alan Pepicelli.

May 24, 1988 Motion To Withdraw As Master and Order filed. AND NOW, this 23 day of May, 1988, upon consideration of the within Motion, Alan L. Pepicelli, Esquire is hereby given leave to withdraw as Master. STephen Hall is hereby substituted as Master.

BY THE COURT,
P. Richard Thomas, J

May 25, 1988 Copies of order to Mary Ann Kirkpatrick, R. Charles Thomas and Stephen Hall and Alan Pepicelli

July 1, 1988 Memorandum of Agreement as to Equitable distribution and Alimony filed.

July 5, 1988 Affidavit Of Consent of Defendant filed.

May 8, 1990 Affidavit Of Consent of Defendant filed.

May 23, 1990 Motion To Withdraw Count In Divorce and Order filed. And Now, this 23 day of May, 1990, the within Motion is allowed.

By the Court:
P. Richard Thomas, J

May 25, 1990 Copies of order put in Mary Ann Kirkpatrick, R. Charles Thomas and Alan Pepicelli box.

May 30, 1990, UPon praecipe of plaintiff attorney, for Review Under Section 201(c) of the Divorce code, this case moved to court.

June 13, 1990 **D I V O R C E D E C R E E F I L E D.**
And now, June 13, 1990 it is ordered and decreed that John D. Spinnato, plaintiff, and Linda J. Spinnato, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

(Continued on Margin)

Continuation of record....

June 8 1990, Petition for Return of Master's Fee Deposit and Payment and Vacation of Appointment of Master, and Order filed.
ORDER:
AND NOW June 8, 1990, it is hereby Ordered that the Prothonotary shall pay to Atty. Stephen Hall as Master the sum of $90.00 and shall refund the sum of $310.00 to Mary Ann Kirkpatrick, Atty. for plaintiff. the appointment of Stephen Hall, Master is hereby vacated.
By the Court
Gordon R. Miller,
J.

June 14, 1990, copies of order to M. Kirkpatrick, S. Hall and R. C. Thoimas.

1987

William B. Moore

667.

JOAN ELLEN FITCH

vs.

THEODORE EDWARD FITCH

Filed Aug. 7, 1987

Tax & entry Paid	$40.50
1 count	15.00
Pro Co pd.12=4-87	9.00
Pro Co. Pd 1/6/88	5.00

COMPLAINT IN DIVORCE UNDER 201(c)-DIVORCE CODE
EQUITABLE DIVISION OF MARITAL PROPERTY

1 copy (atty)

Sept. 1, 1987, Notice to Defend and Claim Rights filed.

Sept 1 1987, Complaint Reinstated.

Dec. 4, 1987 Affidavit of Servic e filed. William B. Moore, being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of Pa.
2. He is the attorney for the Plaintiff in the above captioned matter.
3. On the 13 day of Aug. 1987, he deposited in the United States mails, by certified mail, restricted delivery, return receipt requested, postage prepaid, certified mail number P 542 836 097.,as evidenced by the receipt attached hereto and made a part hereof, a true and correct copy of the Divorce Complaint, naming Theodore Edward Fitch as the defendant in the above-captioned matter, and addressed to said Defendant at 143 McClellan St., Cambridge Springs, Pa. 16403.
4. The said Article was delivered to Defendant's last known address at 143 McClellan St., Cambridge Springs, Pa. 16403. on Aug. 14, 1987 and received by one Mary ASh as evidenced by the return receipt for certified mail number p 542 836 097 attached hereto and a part hereof.
5. The first Complaint lacking Notice to Defend the Complaint was reinstated on Sept. 1, 1987, and on the 1st day of Sept. 1987, he deposted in the United States mails, by certified mail, restricted delivery, , return receipt requested, postage prepaid, certified mail No. p542 836 075, as evidenced by the original envelope attached hereto and made a part hereof, a true and correct copy of the Divorce Complaint with Notice to Defend, naming Theodore Edward Fitch as the defendant in the above captioned matter, and addressed to the said Defendant at 143 McClellan St. Cambridge Springs, Pa. 16403.
6. The said Article was delivered to Defendant's last known address at 143 McClellan St., Cambridge Springs, Pa. 16403, on Sept. 3, 1987 and received by one Ted Fitch as evidenced by the return receipt for c ertified mail No.p 542 836 097 attached hereto and a part hereof.

Further, Deponent saith not.

William B. Moore

Dec. 4, 1987 Affidavit of Consent of Plaintiff filed.

Dec, 4, 1987 Affidavit of Consent of Defendant filed.

Dec. 4, 1987 Upon Plaintiff's Attorney, Praecipe for Review Under §201(c) of the Divorce Codefiled. this case is moved to Court.

Dec. 15, 1987 Order filed. AND NOW, December 15, 1987, this case having been submitted to the Court for review and it appearing that there is a count for equitable division of marital property contained in the Complaint, which matter has not been disposed of or withdrawn, the submission to the Court for a decree in divorce is deemed premature and this amtter is returned to the Prothonotary's Office for such further proceedings as may be appropriate.

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

Dec. 15, 1987 Copy of order to William Moore

Dec. 17, 1987 Agreement filed.

Dec. 17, 1987 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court,

Jan. 4, 1988 **DECREE FILED.**

AND NOW, this 30th day of December, 1987, upon consideration of the pleadings, agreements and affidavits filed in the above-captioned case, this Court hereby enteres the following Order:

1. 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 that ninety (90) days have elapsed from the date of filing of the Complaint and the date of this Order, 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 parties hereto have agreed th at they have not in the past and will not at any time in the future incur or contract any debt, charge, or liability whatsoever for whic either of them, their legak representatives, or their property or estates may become liable; and each of them is further directed at all times to keep th eother free, harmless and indemnified of and from all debts, charges, liabilities hereafter contracted by them.
3. Defendant and Plaintiff are respectively awarded the personal pr oeprty now in the possession of each. In addition, the P laintiff is hereby awarded the mobile home, shed and contents of both upon payment to the Defendant of One Dollar ($1.00), and the P laintiff is likewise awarded the 1979 Ford Granada for the same consideration. The P laintiff is directed to refinance the mobile home in her own name alone and save the Defnedant harmless from all liability therefor. Defendant is directed to refinance the loan he received at Marine Bank for the purchase of a boat, trailer, and guns into his own name alone, and to close the joint accounts at Marine Bank and reopen the same in his name alone, saving the Plaintiff harmless from all liability therefore.
4. Except as otherwsie provided her ein, each party is hereby released and discharged completely and forever from any and all rights or obligations of past, present or future support or alimony, division or property, right of dower and curtesy, right to act as administrator or executor in the estate of the other, irght of distributive share in the other's estate, right of exemption in or privileges accruing to either party by virtue of said marriage relationship, or otherwise, and whether the same are conferred by the statutory law of the commonwealth of Pennsylvania, or any other state.
5. Each party is directed at the request of the other party, to promptly execute any and all documents which may require their signature for the purpose of effectuating all of the terms and conditions of this decree

6. If income and expense statements, or inventories and appraisements have not been filed by either or both parties h ereto, the requirement of the fililng of said documents is hereby waived, and same need not be filed, as each party is aware to his or her own satisfaction of the nature and value of assets, and existence of debts of the other.

BY THE COURT,
Robert L. Walker, J

Jan. 6, 1988, Notice of Election to Retake Maiden Name filed, to be known as Joan Ellen Smock.

Anthony J. Vardaro

668.

10/5/87 Recd $40.00 from Plaintiff

10/5/87 Recd $40.00 from Defendant

Recd 11-17-87 $80.00

Vivian Stoltz

WILLIAM J. SCHAFFNER

vs.

LORI A. SCHAFFNER

COMPLAINT IN DIVORCE UNDER SECTION 3201(a)
CUSTODY AND VISITATION

1 copy (atty)

1 copy (mediator)

Filed Aug. 7, 1987

Tax & entry Paid	$40.50 ✓
1 count paid	15.00 ✓
John Fuller, Mediator	
Mediation Costs	80.00
Rec'd 10/5/87	9.00 ✓
Pro Co pd 1/22/88	15.00 ✓
Pro Co Paid 7-14-88	9.00 ✓

ORDER OF COURT:

You, Lori a. Schaffner, Dft, have been sued in court to obtain custody, partial cusotdy, or visitation of the child, Jennifer L. Schaffner.

You are ordered to appear in person at such time and place as JOHN FULLER, CHILD CUSTODY MEDIATOR, orders.

You are further ordered to bring with you the child Jennifer L. Schaffner if she is with you at the time of the hearing.

Pending the Mediation Conference, temporary custody of the child is granted to the plaintiff, William J. Schaffner, with reasonable visitation to the defendant, Lori A. Schaffner. No party shall remove the child from the Commonwealth of Pennsylvania without further order of court.

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 for 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 tothe Public Committee, 310/312 Chestnut St., Meadville, Pa. 16335 814 724-7719.

Date: 8/7/87

BY THE COURT,
Robert L. Walker, J.

Aug. 26, 1987 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esq.Atty. for Plaintiff in this actionand certifies that on Aug. 12, 1987 she delivered to the Post Office in Meadville Pa. for delivery to Lori A. Schaffner at 282 Loomis St., Meadville, Pa. 16335. by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 576 294 188 which is attached hereto as Exhibit "A" . Thereafter on Aug. 17, 1987 it was returned to Anthony J. Vardaro, return receipt card bearing the same number and signed by Lori Schaffner said return receipt card being attached hereto as Exhibit "B".

Vicki Bradshaw

Aug. 28, 1987 Order filed. AND NOW, Aug. 28, 1987, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Jennifer L. Schaffner shall be shared between the mother and the father, that is each parent shall be entitled to equal access to medical records, school records and other important records, and each parent shall be entitled to take part in the decisions affecting the child's education, religious instruciton, medical treatment, and other important decisions.

II. Physical custody of Jennifer L. Schaffner, shall be shared between the parties with the child generally residing with her mother, subject to the following conditions:

1. Every Tuesday, beginning September 1, 1987, the father will pick up the child at approximately 4:30 p.m. at Day Care. Every Wednesday, beginning September 31, 1987 the father will deliver the child to Day Care at approximately 8:30 a.m. Every Wednesday afternoon the mtoher shall pick up the child at Day Care and at approximately 6:00 p.m. every wednesday the mother will deliver the child to the father's residence. Every Thursday, beginning September 3, 1987 the father will deliver the child to Day Care at approximately 8:30 a.m. Following Day Care on Thursday the child will remain in the custody of the mother until 12:00 noon on Sunday when the mother will deliver the child to the home of the father and the child will remain in the home of the father until approximately 8:30 a.m. on Monday morning when the father will deliver the child to Day CAre.

2. At other times, not specified above, the father may stop at the residence of the mother to see the child for brief visits, provided he shall provide the mother reasonaable notice of the visit.

3. The child shall be in the home of the mother every Christmas Eve and Christmas morning until 12:00 noon. the c hild shall b ein the home of the father every Christmas Day from 12:00 noon on Christmas Day until 10:00 a.m. on the day following Christmas when the father shall return the child to the home of the motehr or to Day Care, if then in session.

4. Inasmuch as it is anticipated the child will enter school or kindergarden in September of 1988, this Order is entered without prejudice to theright of either mother or father to request a further mediation conference or hearing after July 1, 1988 to effect the change in the schedule for that period of time after September 1, 1988.

5. Neither mother nor father shall say or do anything in an attempt to turn the child agianst the other parent, but on the other hand shall do everything in the power of each to cause the child to have a favorable and loving attitude towards both parents.

6. 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.

7. Costs of mediation to be paid equally by the parties.

Robert L. Walker, J

Sept. 1, 1987 Copies of order to Anthony Vardaro, Joan Mason and John Fuller

Jan. 22, 1988 Petition for Additional Remedies filed. (Equitable Distribution)

Continued on Page 118A

1987

Continuation of AD 1987 - 668 from page 118 (Schaffner div.)

Feb. 23, 1988, Affidavit of Acceptance of Service filed. I, Anthony Vardaro, Esq. atty. for the plaintiff in the above captioned action, being duly sworn according to law, dp hereby state that I accepted service of Defendants Petition for additional remedies on behalf of plaintiff on Feb. 12, 1988, at my office. A. Vardaro, Esq.

July 14, 1988 Affidavit of Consent of Plaintiff filed.

July 14, 1988 Affidavit of Consent of Defendant filed.

July 14, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

July 26, 1988 **S T I P U L A T I O N A N D D E C R E E F I L E D .**

AND NOW, this 26 day of July, 1988, the court orders and decrees as follows:

1. **DIVORCE:** UPon consideration of the pleadings and affidavits filed inthe 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 fromthe 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) ofthe Pennsylvania Divorce Code.

2. Wife shall transfer all of her right, title and interest to husband in the jointly owned real estate located at 1377 Leslie Road, Meadville Pennsylvania, said transfer to take place by way of quitclaim deed. Husband shall be responsible for all payments on the mortgage on said property, owed to Farmer's Homes Administration, and shall make each payment promptly and in the full amount. Husband shall also be responsible for any real estate taxes, homeowner's insurance, (which he shall maintain in an amount at least sufficient to pay off any mortgage balance) and shall be responsible for any and all debts, past or future, in connection with said property. He shall hold wife harmless regarding said mortgage and real estate related debts or expenses, and shall indemnify her immediately for any payments she may be made to pay in connection with said mortgage.

3. Husband shall retain the tangible personal proper ty located in and about the marital home, with the exception of the following items which shall belong to wife; two sets of kitchen tables and chairs; the antique mahogany bedroom set, consisting of a headboard, footboard, frame, dresser and mirror, and chest of drawers; and her sewing machine.

4. Husband shall retain all vehicles owned at the time the parties separated.

5. In consideration for the above, husband shall pay to wife the sum of $4,900.00 by may 1, 1988.

6. Husband shall be fully responsible for the Mellon BAnk Loan which has an approximate balance of $2,400.00 to $2,500.00, which loan is in both ames, and he shall pay each monthly installment promptly and in the full amount, and hold wife harmless and indemnify her regarding said loan.

7. Neither party hereto shall make any further claim against the other party hereto, except to require compliance with the matters set forth above. Neither party shall be required to file an inventory and appraisement as required by the Pennsylvania Rules of Civil Procedure. as each is aware of the assets and debts ofthe other, to his or her satisfaction.

We agree to the entry of this decree for the purpose of settling the equitable distribution claim, and concluding the divorce.

BY THE COURT,
P. Richard Thomas, J

118.

1987

1987

Sidney Carlburg 669.	RUTH G. PAINTER vs. DAISY AND NEIL TROUTMAN Filed Aug. 10, 1987 Tax & entry Paid $40.25	APPEAL OF DEFENDANTS FROM JUDGMENT OF DISTRICT JUSTICE ROBERT J. LEONHART Aug. 10, 1987, Rule entered upon plaintiff to file complaint issued. Aug. 14, 1987 Proof Of Service filed. Aug 28, 1987 Complaint filed. 2 copies (atty). Sept. 18, 1987 Answer filed.

Egli, Reilly, Wolfson
Sheffey & Schrum
Timothy D. Sheffey

670.

TELMARK, INC.

vs.

EDDY B. BAKER AND
ANN L. BAKER, HIS WIFE

Filed Aug. 10, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 24.00
Pro Co pd 11/9/87 9.00 ✓

COMPLAINT

2 copies (sheriff)

Sept. 2, 1987 Sheriff's return filed. SERVED Eddy B. Baker within named defendant on September 1, 1987 at 2:10 p.m. by serving Mary E. Smith, sister-in-law, authorized agent, at Sheriff's Office, Room 303, Courthouse, Meadville, crawford County, PA as per affidavit hereto attached.
SERVED Ann L. Baker, within named defendant on September 1, 1987 at 2:10 P.M. by serving Mary E. Smith, Sister, authorized agent, at Sheriff's Office Room 303, Courthouse, Meadville, crawford County, PA. as per affidavit hereto attached.
So answers, Catherine I. Allen Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 4, 1987 Certificate Of Addresses of Defendants filed.

Nov. 4, 1987 Assessment Of DAmages filed.

And Now, Nov. 4, 1987 at 1:04 p.m. upon praecipe of pl aintiff's attorney with Notice Of Intention to File Default Judgment attached, judgment is hereby entered in favor of the p laintiff and against the defendant for want of an answer and the damages are assessed at the sum of Fourteen Thousand Sixty-eight and 53/100 Dollar plus interest and cost of suit.
B-211-228
judgment entered 11/4/87
notice mailed to defendants 11/9/87

Debt $14,068.53
Int. from date of judgment
Judgment
James F. Simmons
Prothonotary

EX/1988-99

Revised to

A.D. 1993-1198

1987

William J. Gregg

671.

Bozic & Thomas
David P. Truax

DAVID E. WEIDLER AND
CHRISTINE M. KARASTURY

vs.

JOHN U. CARVENDER AND
PATRICIA D. CARVENDER,
HIS WIFE

Filed Aug. 10, 1987

Ta x & entry Paid	$40.50 ✓
Sheriff's Costs	57.75
Pro Co Pd 2/15/89	5.00 ✓

COMPLAINT

1 copy (sheriff)

Sept. 16, 1987 Complaint Reinstated.

Oct. 9, 1987, Appearance of Bozic & Thomas by David P. Truax, Esq. Attorneys For Defendants filed.

Oct. 20, 1987 Sheriff's rEturn filed. Before me, the undersigned authority, personally appeared V. DalBon who being duly sworn according to law, deposes and says that on the 5th day of October, 1987, at 10:45 A.M., he served Complaint, filed at No. 671 AD TErm, 1987, Crawford County, Pennsylvania, upon defendant Patricia D. cArvender at 904 Bocksotce st., Castle Shannon By makingknown the contnents thereof to Andy Pascoe - Father and handing to and leaving with him the certified copy of the writ received from Crawford County Sheriff.
So answers, V. DalBon, Deputy Sheriff
Eugene L. Coon, Sheriff

Before me, the undersigned authority, personally appeared V. DalBon who being duly sworn according to law, deposes and says that on the 5th day of October, 1987, at 10:45 A.M., he served Complaint, filed at No. 671 AD Term, 1987, John U. Carvender at 904 Bockstoce St. CAstle Shannon By making known the contents thereof to Andy Pascoe = Father of Patricia and handing to and leaving with him the certified copy of the writ received from crawford County SHeriff.
So answers, V. DalBon, Deputy SHeriff
Eugene L. coon, Sheriff

SERVED John U. Carvender within named defendant by deputizing the Sheriff of Allegheny County, PA as per his affidavit of service attached. Served; 10-5-87
SERVED Patricia D. Carvender within named defendant by deputizing the Sheriff of Allegheny County, PA as per his affidavit of service attached. Served: 10-5-87
So answers, Howard N. Stewart, sheriff

Jan 28, 1988 Answer and New Matter filed.

Mar 15, 1988 Answer to New Matter filed.

July 21, 1988, Transcript of Testimony of deposition of JOhn U. Carvender, Jr. filed.

July 21, 1988, Transcript of Testimony of deposition of Christine Mae Karastury, filed.

July 21, 1988, Transcript of Testimony of Deposition ofDavid Eugene Weidler filed.

Oct. 14, 1988 Certificate of Readiness filed.

On February 1989 Trial List

Jan. 27, 1989 Order Setting Nonjury trial filed. AND NOW, January 26, 1989 nonjury trial inthe above captioned case is hereby set for February 14, 1989, at 9:00 a.m., in Courtroom 1 or 2. For The Court,
Imogene Yetman, C.A.

Jan. 27, 1989 Copies of order to William Gregg and David Truax

Feb. 14, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

Daniel J. Kuhn 672.	LAWRENCE E. PHILLIPS AND LISA H. PHILLIPS, HIS WIFE vs. ARTHUR CHAMBERLIN AND DEBRA CHAMBERLIN, HIS WIFE Filed Aug.10, 1987 Ta x & entry Paid $40.50 ✓ Sheriff's Costs 33.07	COMPLAINT FOR SPECIFIC PERFORMANCE 2 copies (sheriff) Aug. 14, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Debra Chamberlin personally the within named defendant by handing a true copy of the within Complaint for Specific Performance No. A.D. 1987 - 672 to her, on August 13, 1987, at 8:58 a.m., at her place of residence, at P.O. Box 192, Spartansburg, in the County of crawford, sTate of Pennsylvania. SERVED Arthur Chamberlin the within named defendant by handing a true copy of the within Complaint For Specific Performance, No. A.D. 1987 - 672, to Debra Chamberline, an adult member of the family with whom he resides, namely his wife, on August 13, 1987 at 8:59 A.M. at their residence, P.O. Box 192, Spartansburg, in the County of Crawford, State of Pennsylvania. So answers, Edgar D. Householder, Deputy Sheriff Howard N. STewart, Sheriff

1987

Culbertson, WEiss,
Schetroma & Schug
Mary Ann Kirkpatrick

673.

1/4/88 Recd $ 29.69
From DEFENDANT.

1/4/88 Paid 29.69 To
ATTY KIRKPATRICK CK # 4374
Johnson Commun Pro.

CHRISTINE R. HOPKINS

vs.

RICHARD C. HOPKINS

Filed Aug. 10, 1987

Tax & entry PH 1/4/88 $40.50 ✓
Pro Co. PH 1/4/88 9.00 ✓

PETITION FOR EMERGENCY RELIEF FROM ABUSE

ORDER: AND NOW, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 18 day of August, 1987 at 2:30 P.M. in C. R. No.2, of the Crawford County Court House, Meadville, Pa.

The Respondent, Richard C. Hopkins, is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to Christine R. Hopkins or in any way threatening her, frightening her or harassing her.

The Respondent, Richard C. Hopkins, is directed and prohibited from contacting Christine R. Hopkins, in any way until further order of this court.

The Respondent is excluded immediately and forthwith from the residence located at 579 Randolph St, Meadville, Pa.

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.

Aug. 10, 1987

BY THE COURT,
Robert L. Walker, J.

Aug.10, 1987, copy of order to Atty. Kirkpatrick.

Aug. 12, 1987 Affidavit of Service filed: James Withers, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a competent adult and is employed as a Pennsylvania State Constable from the Meadville Magistrate's Office.

2. That on information furnished to him, he caused a certified cipy of the Petition for Emergency Relief from Abuse in the above matter to be served upon Richard C. Hopkins at 7:50 o'clock A.M., on 8-12-87, at 307 Apt #3, Walnut St., Meadville, Pa.

3. That costs incurred for this service were as follows:

a.) Service	$ 25.00
b.) Mileage	$ 4.69
TOTAL	$ 29.69

4. Further Deponent Saith Not.

James Withers

Aug. 19, 1987 Order filed:AND NOW, August 18, 1987, it appearing that the plaintiff Christine R. Hopkins resides at the former marital domicile, 579 Randolph Street, MeaDVILLE, Pennsylvania, and the defendant resides at 307 Walnut Street, Meadville, Pennsylvania, and it further appearing that two of thechildren reside with the plaintiff, to-wit, Rickie Hopkins and Autumn Hopkins and the third child Jayson Hopkins resides with the father and it further appearing that the parties are separated and in the process of obtaining a divorce and that there is considerable friction between the parties, which primarily comes to a head during contacts relating to the children:

NOW, THEREFORE, the following Order is entered:

1. The defendant shall not go to the residence at 579 Randolph Street, Meadville, Pennsylvania for any purpose whatsoever at any time.

2. The defendant shall not physically abuse, attempt to physically abuse, threaten to abuse or harass the plaintiff at any time or in any manner.

3. The defendant shall have the right to have the two children that are in the custody of the plaintiff with him each Sunday between 12:00 o'clock Noon and 8:00 o'clock p.m., with the children being transported to and from the mother's home by the defendant's mother.

4. The mother shall have the right to have her son Jayson with her from 12:00 o'clock Noon until 8:00 o'clock p.m. on alternating Saturdays, the Saturdays being those when the mother is not employed. Since the parties live close enough, Jayson shall walk to and from the visits.

5. Anyother visits between the parties and their children shall be only upon the mutual consent of the parties, which shall be reached in a manner whic h does not cause them to be in the immediate presence of each other.

6. The provisions of this Order relating to custody and visitation shall be superseded by any ultimate Order that might be made in a custody or visitation proceeding filed by either party through the legal system.

7. This Order shall continue in full force for a period of one(1) year from the date hereof.

8. The defendant shall pay the record costs in this proceeding and the Prothonotary shall advise the defendant of the amount thereof.

9. The Meadville City Police Department or any other Police Agency having jurisdiction shall enforce the provisions of this Order in accordance with the Protection From Abuse Act.

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

Aug. 24, 1987 copies of order to Mary Ann Kirkpatrick, Esq., and Richard C. Hopkins, defendant.

1987

Fuller, Kinnunen, Petruso and Gamble
JOhn D. Petruso

674.

Kuftic & Devine
Dennis Kuftic for Kelly's

MEADVILLE AREA FEDERAL CREDIT UNION

vs.

WILLIAM H. KELLY, AND TAMMY KELLY, HIS WIFE, AND ROSEMARY GEORGE

Filed Aug. 10,1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 86.70 ✓
Pro Co Pd 10/19/87- 9.00 ✓
Pro Co Pd 11-6-87. 9.00 ✓

COMPLAINT

3 copies (sheriff)

Sept. 21, 1987 Complaint Reinstated.

Sept. 28, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Harry D. Holmwood, Dep. who being duly sworn according to law, deposes and says that on the 10th day of Sept. 1987, at 4:05 pm he served William H. Kelly, filed at No. AD 674 1987, Crawford Co., Pa. upon defendant William H. Kelly at 5455 Louise Ave. Erie Co., Edinboro, Pa. By making known the contents thereof to William H. Kelly and handing to and leaving with himm the certified copy of the Complaint re ceived from Crawford Co.

Harry D. Holmwood, Dep. Sheriff
So answers, Robert N. Michel, Sheriff. Erie Co

SERVED William H. Kelly within named defendant by deputizing the Sheriff of Erie Co. Pa. as per affidavit of service attached.Served: Sept. 10, 1987
SERVED Tammy Kelly within defendant by deputizing the Sheriff of Erie Co. Pa., as per affidavit of service attached. Served: Sept. 10, 1987
SERVED AND MADE KNOWN TO Rosemary George personally the within named defendant by handing a true copy of the within Complaint to her, on Sept. 26, 1987 at 6:51 pm at her residence, R.D.10 MeaDVILLE, IN THE County of Crawford, State of Pa.

So answers,
Edgar D. Householder, Dept. Sheriff
Howar d N. Stewart, Sheriff

Oct. 19, 1987, Upon praecipe of plaintiff attorney (12:53 p.m.) and with copy of notice of intention to file default judgment attached, Judgment is hereby entered in favor of the plaintiff and against two of the defendants William H. Kelly and Tammy Kelly, his wife, in the sum of Six Thousand Four Hundred Five and 42/100 Dollars, plus interest and costs of suit.
Judgment entered - 10/19/87
K - 171, 241

Debt - - $6,405.42
JUDGMENT
James F. Simmons,
Prothonotary

And Now, Nov 2, 1987 @ 3:04 P.M., Upon Praecipe of Plaintiff's attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against one of the Defendants, Rosemary George in the amount of Six Thousand Four Hundred Five and 42/100 Dollars plus interest and costs of suit for failure to file and answer.
G-144

Debt.....$6,405.42 + Int. & Costs
JUDGMENT
James F. Simmons
Prothonotary

Judgment filed 11-2-87

EX 1987-100

Jan. 27, 1988 Petition To Strike Or Open Judgment and Order filed. AND NOW, this 27 day of Jan., 1988, upon motionof Dennis G. Kuftic, Esquire, attorney for defendants, William H. Kelly and Tammy Kelly, his wife, or in the alternative, to show cause why the judgment should not be opened and Tamm Kelly be permitted to let into a defense.
rule returnable the 25 day of Feb., 1988, in courtroom #1 or 2, at 9:30 o'clock AM.
All proceedings, including the Sheriff's sale scheduled for February 3, 1988 to stay until determination ofthe Rule. P. Richard Thomas, J
Jan. 27, 1988 Copies of order to John Petruso and Dennis Kuftic

Feb. 25, 1988, Affidavit of Service filed. John D. Petruso being duly sworn a ccording to law deposes and says that he is the attorney for the plaintiff in the above matter and that on Feb. 25, 1988, he served the defendants by mailing true and correct copies of the compalint to their atty. by first class mail, postage prepaid. John D. Petruso, Esq.

Feb 26, 1988 Order filed: AND NOW, February 25, 1988, it appearing from the record that the Complaint was served on William H. Kelly and Tammy Kelly, two of the defendants herein, after the expiration of thirty days from the date of filing and without reinstatement, the judgment as to the defendants William H. Kelly and Tammy Kelly, his wife, is stricken without prejudice to the right of the plaintiff to reinstate the Complaint and reserve it upon those defendants.

BY ORDER OF THE COURT,
Robert L. Walker, Judge
Feb 26, 1988 Copies of order to John Petruso and Dennis Kuftic, Esq.

Feb. 25, 1988 Complaint Reinstated.

Mar 17, 1988 Preliminary Objections filed.

Mar 17, 1988 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument List.

On April 1988 Argument List

Continued at Page 124A

1987

Continued from Pg. 124 ----- Meadville Area Fed. Credit Union vs. Wm. Kelly et al (AD 1987 - 674)

June 5, 1989, MEMORANDUM AND ORDER FILED. ORDER: AND NOW, June 5, 1989, the preliminary objections of Tami Kelly inthe nautre of a demurrer are sustained. The plaintiff is granted twenty (20) days in which to file an amended complaint against Tami Kelly if it so desires.

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

June 8, 1989, copies of Memo and Order to Attys. J. D. Petruso and D. Kuftic.

EX 1989-104

124B

1987

1987

Blystone and Blystone
Peter E. Blystone

675.

Craig R. McKay
J. Alan Johnson
U. S. Attys for U. S.

PENNBANK

vs.

ROBERT C. WINTERS AND THE UNITED STATES OF AMERICA

Filed Aug. 10, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 44.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

Sept. 24, 1987 Writ Return filed. Before me, the undersigned authority, personally appeared James Nelson who being duly sworn according to law, deposes and says that on the 27 day of August, 1987, at 10:00 a.m., he served complaint in mortgage foreclosure, filed_____at No. 675 Term, 1987, Crawford Co., PA., upon defendant United States Attorney at 633 U.S. Post Office and Courthouse, Pgh. PA. By making known the contents thereof to Marianne Burns, sec. and handing to and leaving with her the certified copy of the _____ received from Crawford.

James Nelson, Deputy Sheriff
Eugene L. Coon, Sheriff
Allegheny Co.PA.

SERVED and made known to Robert C. Winters personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure to him, on Aug. 24, 1987 at 1:40 P.M. at his place of employment, Chestnut Street Station, 257 Chestnut St., Meadville, Crawford Co., PA.

SERVED United States of America within named defendant by deputizing the Sheriff of Allegheny Co., PA. as per his affidavit of service hereto attached. Served: Aug. 27, 1987.

So answers,

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

Oct. 22, 1987, Answer of Defendant United States of America, filed.

Watts, Pepicelli,
Youngs & Youngs PC
Alan L. Pepicelli

676.

Bozic & Thomas
R. Charles Thomas

STEPHEN W. SHANLEY AND VIRGINIA JEAN SHANLEY, CO-ADMINISTRATORS OF THE ESTATE OF BELINDA JANE SHANLEY, DECEASED

vs.

BRIAN MERLE BLAIR

Filed Aug. 10, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 10/30/87- 6.00 ✓
Pro Co Pd 11-4-87- 1.00 ✓

SUMMONS - CIVIL ACTION

Issued (sheriff)

Aug. 11, 1987 Acceptanceof Service and Entry of Appearance filed: AND NOW, this 11 day of August, 1987, I hereby accept service of the Writ of Summons in Civil Action on behalf of Defendant, Brian Merle Blair, by receipt of a true and correct copy thereof, being duly authorized to accept service on behalf of said Defendant.

I hereby enter my appearance as attorney for Brian Merle Blair, the above-captioned defendant.

BOZIC & THOMAS
R. Charles Thomas, Esquire
Attorney for Defendant

Aug. 20, 1987 Petition for Settlement of Wrongful Death/Survival Claims and Order filed: AND NOW, this 20th day of Aug. , 1987, upon consideration of the within Petition for the settlement of Wrongful Death and Survival claims in the above-captioned case, this Court approves the within settlement of $100,000, with allocation of the settlement proceeds to be as follows:

a. $100,000 to your Petitioners under the Wrongful Death Action to be distributed as follows:

i. To Watts, Pepicelli, Youngs and Youngs PC, as attorney's fees, to be paid from the Wrongful Death Action proceeds: $25,000.00

ii. To Watts, Pepicelli, Youngs and Youngs PC, AS reimbursement for costs advanced: 54.50

iii. To your Petitioners under the Wrongful Death Action to be distributed to Stephen W. Shanley and Virginia Jean Shanley, in accordance with the provisions of the Pennsylvania Wrongful Death Act, 42 Pa. C.S.§8301: $74,944.50

b. $1.00 to the Estate of Belinda Jane Shanley, Deceased, under the Survivial Action.

And upon payment of said sums and record costs of suit, Plaintiffs are authorized and directed to execute a Release in favor of Defendant.

BY THE COURT,
Robert L. Walker , J.

Aug. 25, copies of order to Alan L. Pepicelli and R. Charles Thomas, Esqs.

Oct. 27, 1987, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Oct. 17, 1988 Writ Return filed. Summons returned to Prothonotary October 17, 1988. No instructions, no check.
So answers, Howard N. Stewart, Sheriff

1987

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

677.

CHERYL D. MILLS

vs.

ARTHUR D. MILLS

FIled Aug. 11, 1987

Tax & entry Paid $40.50 ✓
1 count paID 15.00 ✓
Pro Co pd 11/19/87 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sept. 25, 1987 Affidavit Of Service filed.
And Now, september 24th 1987, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the attorney for Cheryl D. Mills, 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 547 806 313, postmarked August 11, 1987, to the last kno;wn address of the Defendant, Arthur D. Mills, P.O. Box 114, Conneaut Lake, Pennsyvlania. 16316.
3. That the defendant, Arthur D. Mills, on August 15, 1987, personally signed the return receipt card wich was affixed to the Complaint in the above matter ans 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

Nov. 13, 1987 Memorandum of Agreement as to Equitable Distribution, Divorce and Child Support filed.

Nov 13, 1987 Affidavit of Consent of Plaintiff filed.

Nov. 13, 1987 Affidavit of Consent of Defendant filed.

Nov. 18, 1987 Upon praecipe of Plaintiff Attorney for Review Under Section 201(c) of the Divorce Code, this case moved to court

Dec. 11, 1987 **DECREE AND ORDER FILED.**

And Now, Dec 10, 1987, it is ordered and decreed that Cheryl D. Mills Plaintiff, and arthur D. Mills, Defendant, are divorced from the bonds of matrimony.

By the Court
Robert L. Walker, J

Bozic and Thomas
R. Charles Thomas

678.

COLLEEN R. SCHIRMER

vs.

ROBERT J. SCHIRMER

Filed Aug. 11, 1987

Tax & entry Paid $40.50
Pro Co. Pd 2/26/88 9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Feb. 26, 1988 Affidavit of Service of Complaint In Divorce filed. R. Charles Thomas, Esq., being duly sworn according to law, deposes and says that on Aug. 19, 1987, 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, Robert J. Schirmer, at Defendant's last known address of RD #2, Edinboro, PA 16412, by Certified Mail No. P151 159 760, postage prepaid, restricted delivery, return receipt requested, adn that attached hereto is a duly executed return receipt card showing date of delivery as Aug. 22, 1987.

R. Charles Thomas. Atty.

Feb. 26, 1988 Affidavit of Consent of Plaintiff filed.

Feb. 26, 1988 Affidavit of Consent of Defendant filed.

Feb. 26, 1988 Upon Praecipe of Plaintiff Attorney For Review Under §201(c) of Divorce Code, this case is moved to Court.

Mar. 18, 1988 **DIVORCE DECREE FILED.**

AND NOW, March 18, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

COLLEEN R. SCHIRMER and ROBERT J. SCHIRMER

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

1987

Kathryn Linn-Stevenson

679.

Watts, Pepicelli, Youngs, Youngs
Theodore H. Watts

COMMONWEALTH OF PENNSYLVANIA

vs.

DAVID A. STEWART

Filed Aug. 11, 1987

Tax & entry 8/13/87 $40.50 ✓

APPEAL FROM REVOCATION OF OPERATING PRIVILEGES

2 copies (atty)

ORDER:

AND NOW, this 11th day of August 1987, upon presentation and consideration ofthe within Petition, it is hereby ordered, adjudged and decreed that a hearing on the within Appeal shall be held on the 27 dayof Oct 1987, at 10:00 A.M. in Courtroom 1 or 2 Crawford CountyCourthouse, Meadville, Pa. It is further ordered that thirty (30) days written notice shall be given by the Prothonotary to the Dept. of Transportaiton, Bur. of Drivers Licensing, Citation Processing Div., Rm 302, Trans. and Safety Bldg., Harrisburg, Pa. 17120, by cert. mail, ret. rec. requested.

It is further ordered and decreed that the Appellant, David A. Stewart, shall retain his operating privilege and license pending the outcome of this Appeal. which shall act as a supersedeas.

BY THE COURT,
Robert L. Walker, J.

Aug 28, 1987 Certificate of Service filed: I, Theodore H. Watts, am an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, and on August 12, 1987, I sent a copy of Appeal from Revocation of Operating Privileges to Department of Transportation, Bureau of Drivers Licensing, Citation Processing Division, Room 302, Transportation and Safety Building, Harrisburg, Pennsylvania 17120, by Certified Mail No. P042 075 168, and that on August 20, 1987, I received a return receipt for said certified mail signed by Dennis S. Martz and dated August 17, 1987, a copy of which is attached hereto.

I verify that the statements made in this Certificate 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: August 28, 1987 Theodore H. Watts

May 25, 1988, MEMORANDUM AND ORDER filed. AND NOW May 25, 1988 the defendants appeal is dismissed and the revocation of defendant's operating privileges by the Dept. of Transportation for a period of five (5) years under 75 Pa. C.S. 1542 is sustained.

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

May 26, 1988, copies of order toAttys. K. Linn-Stevenson and T. Watts.

Bozic and Thomas
John H. Bozic, Jr.

680.

JEFFREY A. McNANY

vs.

KIMBERLY D. McNANY

Filed Aug. 12, 1987

Tax & entry Paid $40.50 ✓
Pro Co pd 1/5/88 9.00 ✓
Pro Co Pd 3/8/88 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Dec. 31, 1987 Affidavit Of Service filed. JOHN H. BOZIC, JR., Esquire, being duly sworn according to law, deposes and says that on August 11, 1987, 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, Kimberly D. McNany, at R.D.#3, Box 608, Meadville, PA 16335 by Certified Mail, Return Receipt Requested Deliver to Addressee ONly; further, that there attached hereto a duly executed return receipt card showing date of delivery as August 13, 1987.
John H. Bozic, Jr.

Dec. 31, 1987 Affidavit Of Consent of Defendant filed.

Dec. 31, 1987 Affidavit Of Consent of Plaintiff filed.

Dec. 31, 1987 Upon praecipe of Plaintiff Attorney For Review Under §201 (c) of the Divorce Code, this case moved to court.

Jan. 25, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

J E F F R E Y A . M c N A N Y and K I M B E R L Y D . M c N A N Y

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

Mar. 8, 1988, Notice of Election to Retake MaIDEN Name filed. To Be Known As: KIMBERLY D. HAYES

1987

Ruthanne Beighley

681.

JOYCE A. TUPPER

vs.

LAURA C. TUPPER

Filed Aug. 12, 1987

Tax & entry Paid $40.50
John Fuller,Mediator

COMPLAINT FOR GRANDPARENT VISITATION

1 copy (Atty)

1 copy (Mediator)

Order And Notice filed. You, Laura C. Tupper, Defendant, have been sued in court to obtain visitation rights of the children: Tara Ann Tupper and Kyra Joanne Tupper, born Nov. 3, 1987 and Oct. 21, 1986, respectively.

You are ordered to appear in person at the Crawford Co. Courthouse, before John Fuller, Mediator, when scheduled.

You are further ordered to bring with you the children: Tara Ann Tupper and Kyra Joanne Tupper.

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

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

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street, Meadville, PA 16335
Telephone: (814) 724-7719

By the court:
Robert L. Walker,J.

Aug. 12, 1987 Copy of Order to Attys. Ruthanne Beighley and John Fuller.

Sept. 18, 1987 Order filed: AND NOW, September 17, 1987, based on an agreement of the parties the Order previously entered by the Court on June 3, 1987 at AD 1987-315 is amended in part so as to delete the visitation rights of the father on the third weekend of each month with his daughter, Kyra and so as to delete his visitation rights with his daughter Tara on the first weekend of each month.

Based on the agreement of the parties, IT IS FURTHER ORDERED AND DECREED:

1. That the grandmother, Joyce A. Tupper shall be entitled to visit and take into her custody on the third weekend of each month (that is the weekend in which the third Friday of each month falls), beginning September 18, 1987 the minor child, Kyra Tupper, from 6:00 p.m. on Friday afternoon or evening until 6;00 p.m. on Sunday afternoon or evening.
2. Beginning October 2, 1987 the grandmother, Joyce A. Tupper, shall be entitled to take into her custody the minor child, Tara Tupper the first weekend of each month (that is the weekend in which the first Friday of each month falls), beginning October 2, 1987 from 6:00 p.m. Friday evening until 6:00 Sunday evening.
3. It is understood and agreed that on such weekend visits that the Grandmother, Joyce A. Tupper shall provide transportation of the children from the children's home in Crawford County to the grandmother's home in Girard, Ohio and that the grandmother shall transport the children back to Crawford County on Sunday evening at the conclusion of such visit.

Cost of the mediation conference in the amount of Eighty ($80.00) Dollars shall be paid by Crawford County.

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.

P. Richard Thomas, Judge

Sept 21, 1987 Copies of order to Ruthanne Beigley, Esq. and Brian Lindsay, Esqs. and John Fuller, Esq.

1987

Bruce A. Barrett

682.

S. BETH WILTROUT

vs.

TED J. WILTROUT

Filed Aug. 12, 1987

Tax & entry Paid $40.50 ✓
Pro Co pd 1/13/87 9.00 ✓
Pro Co Paid 2/3/88 - 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 16, 1987 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following gacts 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 the Complaint Under Section 201(c) of the Divorce Code was sent by registered mail to the defendant.
3. The registered mail was sent to Ted J. Wiltrout at R.D.#3 Box 45, Conneaut Lake, PA 16316 on August 13, 1987. The Sender's receipt is attached hereto.
4. That the defendant received said registered mail on August 14, 1987. Said receipt card numberr is P 547 807 161 is attached hereto and signed by Ted J. Wiltrout. Bruce A. Barrett

Dec 10, 1987 Affidavit of Consent of Plaintiff filed.

Jan. 12, 1988 Affidavit Of Consent of Defendant filed.

Jan. 12, 1988 Upon praecipe of Plaintiff attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Jan. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, January 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

S. BETH WILTROUT and TED J. WILTROUT

is hereby dissolved and the parties 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
P. Richard Thomas, J

Feb. 2, 1988 Notice Of Intention To Resume Prior Name filed. S. Beth Wiltrout TO BE KNOWN TO S. Beth Weyel

1987

Allen and Hall
Stephen E. Hall

683.

Terry K. Wheeler

MARY A. DRITTO

vs.

BONNIE R. EASLER AND
REGIS J. EASLER

Filed Aug. 12, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 28.97
Sheriff's Costs 37.16

COMPLAINT

2 copies (sheriff)

Aug. 27, 1987 Sheriff's rEturn filed. SERVED AND MADE KNOWN TO Bonnie R. Easler personally the within named defendant by handing a true copy of the within Complaint to her on August 21, 1987 at 11:50 a.m. at Sheriff's Office, Crawford County Courthouse, Meadville Crawford County, Pennsylvania.
SERVED Regis J. Easler within named defendant on August 21, 1987 at 11:51 a.m. by serving Bonnie R. Easler his agent, as per attached affidavit, at Sheriff's Office, Courthouse, Meadville, Crawford, County, PA
So answers; Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 9, 1987, Preliminary Objection of defendants filed.

Sept 9, 1987, Appearance of Terry K., Wheeler, attorney for defendants, filed.

Oct 30, 1987 Motion for Rule to Amend Complaint and Order filed: AND NOW, 10/30, 1987, on motion of Stephen E. Hall, Esq., attorney for plaintiff, a rule is entered upon the defendants to show cause why the complaint should not be amended as set forth in the foregoing motion. Rule returnable Nov 20, 1987, at 9:00 o'clock a.m., Court Room No. 1 Or 2, Crawford County Courthouse, Meadville, Pennsylvania.
P. Richard Thomas, J
Nov 5, 1987 Copies of order to Stephen Hall and Terry Wheeler, Esqs.

Oct 30, 1987 Amended Complaint filed.

Nov. 18, 1987 Consent To Motion To Amend Complaint and Order filed. AND NOW, November 18, 1987, upon consideration of the foregoing, leave is hereby granted to plaintiff to amend her complaint so as to read as the complaint annexed to plaintiff's motion for rule to amend complaint; in that defendants acknowledge that they are already in receipt of the aforesaid amended complaint defendants shall plead to said complaint within twenty (20) days of the date of this order.
Robert L. Walker, J
Nov. 19, 1987 Copies of order to Stephen Hall and Terry Wheeler

Dec. 7, 1987 Answer and New Matter filed.

Dec. 29, 1987 Reply to New Matter filed.

Mar. 23, 1988, Plaintiff's Request for Production and INspection filed.

Sept 8, 1989 Certificate of Readiness filed.

ON OCTOBER 1989 - TRIAL LIST

Sept. 20, 1989 Defendants' Request For Production and Inspection filed.

Sept. 25, 1989 Motion For Continuance filed.

Sept. 26, 1989 ORDER filed. AND NOW, Sept. 25, 1989, at the call of the Trial List, both counsel agree the matter is not ready for trial, the case is continued generally and upon motion of either counsel, a precise trial date will be set.
By Order Of The Court,
P. Richard Thomas, P.J.
Sept. 27, 1989 Copy of Order to Attys. Stephen Hall and Terry Wheeler.

Nov. 8, 1989 Motion To Set Trial Date filed.

Nov. 8, 1989 Order filed. AND NOW, November 8, 1989, upon consideration of the foregoing motion, a nin jury trial of the within-captioned action is hereby set for Nov. 29, 1989 at 2:00 p.m., in Courtroom No. 1, Crawford County Courthouse, Meadville, PA 16335.
BY THE COURT,
P. Richard Thomas, J
Nov. 8, 1989 Copy of order put in Stephen Hall's box and copy mailed to Terry Wheeler

Nov. 9, 1989, RE: CONTINUANCE OF SCHEDULED HEARING - ORDER filed. And now, Nov. 8, 1989 this court having previously set a nonjury trial in this case for Nov. 29, 1989 the date for non jury trial is rescheduled for Dec. 8, 1989 at 3:00 p.n. because of unavailability of counsel for the plaintiff. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Nov. 13, 1989, copies toS. Hall and T. Sheeler, attys.

Dec. 8, 1989 Motion for Continuance of scheduled non-jury trial and Order filed.
Order: AND NOW, DEc.8, 1989 consideration of the foregoing Motion, it is hereby ordered that the non-jury trial scheduled in this matter is hereby continued generally to be rescheduled upon Motion of either of the parties.
BY ORDER OF THE COURT,
P. Richard Thomas, J.
Dec. 8, 1989 copy of Order to Attys Stephen Hall and Terry Wheeler.

Motion for Stay and Order filed: AND NOW, this 12 day of Dec., 1989, upon consideration of the within motion, it is hereby ORDERED AND DECREED that all proceedings in the above captioned matter shall be stayed pursuant to the provisions of the United State Bankruptcy Court, and that the Defendants are relieved of the obligation of attending the trial scheduled in this matter.
BY THE COURT,
P. Richard Thomas, J.
Dec 14, 1989 Copies of order put in Atty. Hall's box and copy mailed to Atty. Wheeler.

Continued on page 572

Cauley, Conflenti
& Latella
Franklyn E. Conflenti
Robert L. Mellinger

684.

Meyer, Darragh,
Buckler, Bebenek
& Eck
Daniel C. Lawson

ZIMMER, KUNZ, LOUGHREN, HART,
LAZAROFF, TRENOR, BANYAS &
CONWAY, P.C.
Louis B. Loughren

STEVEN S. PETRUOLO

vs.

DANIEL LEE MARBURGER

Filed Aug. 13, 1987

Ta x & entry Paid	$40.50 ✓
Sheriff's Costs	43.42
Pro Co Pd 1/12/89	5.00 ✓
Pro Co pd 2/23/89	1.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

(Jury Trial Demanded)

Aug. 17, 1987 Sheriff's Return filed. SERVED Daniel Lee Marburger within named defendant on August 14, 1987 at 1:35 P.M. by handing a true copy of the within Complaint to Pam Marburger, adult member of the family with whom he resides, namely his wife at their place of residence, Espyville, Crawford County, Pa. So answers,

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

Aug. 26, 1987 Appearance of Meyer, Darragh, Buckler Bebenek & Eck by Daniel C. Lawson for Defendant filed.

Sept. 10, 1987, Answer and New Matter filed.

Oct. 1, 1987, Plaintiff's Preliminary Objections to Defendant's New Matter filed.

Oct. 1, 1987, Upon praecipe of plaintiff attorney, preliminary objections placed on next argument list.

On Argument List November 1987.

Dec. 16, 1987 Memorandum and Order filed. AND NOW, December 15, 1987, the plaintiff's preliminary objections are overruled without prejudice to the right of the plaintiff to further assert the arguments raised in the preliminary at an appropriate time in this litigation. BY ORDER OF THE COURT, Robert L. Walker, J

Dec. 16, 1987 Copies of order to Franklyn Conflenti and Daniel LAwson

Dec. 29, 1987 Notice of Service of Interrogatories filed.

Feb. 10, 1988, Plaintiffs Notice of Service of Interrogatories filed.

Feb. 24, 1988, Answer To Defendant's First Set of Interrogatories Directed to Plaintiff filed.

Mar. 2, 1988, Plaintiff's Reply to New Matter filed.

May 20, 1988 Appearance of Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conway, P.C. in place of Daniel C. Lawson, Esq. and Meyer, Darragh, Buckler, Bebenek & Eck as counsel for Defendant, filed.

July 11, 1988 Notice Of Deposition of Steven S. Petruolo filed.

July 11, 1988 Upon praecipe of Defendant Attorney for Substitution of Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Co., PC by Louis B. Boughren for Derendant filed.

Sept. 12, 1988, Notice of Deposition of Daniel Lee Marburger filed.

Sept 23, 1988 Notice of Deposition of Daniel Lee Marburger filed.

Oct. 7, 1988, Answers to Interrogatories Directed to Defendant, filed.

Oct. 11, 1988 Notice Of Deposition of Daniel Lee Marburger filed.

Dec. 7, 1988 Deposition of Daniel Marburger filed.

Jan. 12, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled, discontinued and ended, upon payment of costs, only.

1987

Allen & Hall
Stephen E. Hall

685.

CHARLES S. WALKER, JR. AND NANCY L. WALKER

vs.

ELIZABETH ANN HENRY AND LARRY L. HENRY

Filed Aug. 13, 1987

Tax & entry Paid $40.50 ✓

John Fuller, Mediator
Sheriff's costs 18.00

COMPLAINT FOR CUSTODY

1 copy (atty)

1 copy (mediator)

ORDER OF COURT:

You, Elizabeth Ann Henry and Larry L. Henry, have been sued in court to obtain custody, partial custody, or visitation with the child, Jessica Ann Henry.

JOHN FULLER is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.

You are further ordered to bring with you, if in your physical custody, the above named child.

You are directed not to move the above named child from the Com. of Pa. pending final order in this matter.

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

Crawford County Bar Assoc. Ser. to the Public Comm, 310/312 Chestnut St, Meadville, Pa. 16335 Tele: 814 724-7719

BY THE COURT,
Robert L. Walker, J.

Dated: Aug. 13, 1987

Sept. 18, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Elizabeth Ann Henry personally the within named defendant by handing a true copy of the within Order and Complaint to her on september 9, 1987 at 2:59 PM at her residence, 495 North Street, Meadville, Crawford county, Pennsylvania.

So answers,

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

Oct. 8, 1987 ORDER filed. AND NOW, Oct. 8, 1987 after mediation conference before John Fuller, Esq., IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Jessica Ann Henry shall be shared between the father, Larry L. Henry, the mother, Elizabeth Ann Henry, and the grandparents, Charles S. Walker, Jr. and Nancy L. Walker, that is, each shall be entitled full access to medical records, school records, and other important records, and each shall be entitled to participate in decisions affecting the child's education, religious instruction, medical treatment and other important matters.

II. Physical custody of Jessica Ann Henry shall be with her grandparents, Charles S. Walker, Jr. and Nancy L. Walker, subject to the following consitions:

(a) The mother, Elizabeth Ann Henry, shall be entitled to visit the child, during the day, from time to time, as agreed upon between her and the grandparents, Charles S. Walker, Jr. and Nancy L. Walker. The mother is encouraged to seek such counseling and help in improving her parenting as will enable her at some time in the future to assume a greater role in the physical custody of this child.

(b) The father, Larry Henry, shall be entitled to visit the child and take the child into his custody for a period of seven (7) days over the child's Christmas vacation from school. In the event the father desires to have the child travel to TEnnessee where the father is currently stationed it shall be the responsibility of the father to provide for such transportation. In addition, the father shall be entitled to have the child in his custody from the time the child finishes school in June of 1988 until July 1, 1988. The father shall furnish transportation for the child for such Summer visit. In addition, the father shall be entitled to see the child whenever he is in Crawford County and to make arrangements for the child to visit him in Tennesse for an occasional long weekend, if this is practical, and after thirty (30) days notice to the grandparents.

(c) Neither parent or grandparents shall say or do anything in an attempt to turn the child against the other parent or grandparents but will do everything in each of their power to foster a loving and favorable attitude on the part of the child towards both parents and grandparents.

This Order is a temporary Order but shall become a permanent Order unless exceptions thereto are filed by any party within thirty (30) days of the date hereof.

This Order is entered without prejudice to the right of any party to request a further mediation conference or hearing at any time after July 1,1988 without proving a major change of circumstances. In the event no one requests a further medidation conference or hearing then the arrangement set forth above shall be the same in 1988, 1989 and successive years.

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

Robert L. Walker,J.

Oct. 12, 1987 Copy of Order to Attys. Stephen Hall and John Fuller.

1987

Mason and Mason
Joan D. Mason

686.

Bozic and Thomas
David P. Truax

BENNY A. HAWTHORNE

vs.

KENT W. HAWTHORNE

Filed Aug. 13, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 3-14-88 - 9.00
Pro. Co. Pd. 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

August 28, 1987 Affidavit of Service filed. I, Joan D. Mason, Esq., Atty. for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Aug. 24, 1987 mail to the above Defendant, Kent W. Hawthorne by certified mail #401 446 543, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Kent W. Hawthorne on Aug. 25, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason, Atty.

Sept. 1, 1987, Appearance of Bozic and Thomas, by David P Truax, attorneys for defendant filed.

March 10, 1988 Affidavit of Consent of Plaintiff filed.

March 10, 1988 Affidavit of Consent of Defendant filed.

March 10, 1988 Upon Praecipe of Plaintiff Attorney For Review Under SEction 201(c) of Divorce Code, this case is moved to Court.

Apr. 6, 1988 **DIVORCE DECREE FILED.**

AND NOW, April 5, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BENNY A. HAWTHORNE and KENT W. HAWTHORNE

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 21, 1990 Notice of Election to Retake Maiden Name filed. Benny A. Hawthorne to be known as Benny A. Cruz.

1987

JAMES R. IRWIN
R. Charles Thomas
Bozic & Thomas

687.

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick
Peters, Lindsay, Lewis & Hatheway
Brian J. Lindsay

12/1/87 Recd. $150.44
From Plaintiff

Recd $150.44
12-31-87
Vivian Stoltz

9/6/88 Recd. $196.00 from
Plaintiff
Recd Oct 5, 1988
$196.00
Vivian Stoltz

7/13/90 Recd. $346.44
From Defendant
Recd 3-1-90
$346.44
Vivian Stoltz

Received from Plf last
mediation $51.00
5-21-92

Received from
Dept 6-12-92
Mediation
$57.00

Pd CC Com 6-25-92
med cost 102.00
Ck#6902

11-21-94 Rec'd from dept
med fee 150.00

141.00

4-5-95 Rec'd from
Plf-med fee 151.00
5-8-95 Pd Co 292.00
med fee

5-17-95 Rec'd from dept
mother med fee 150.00

Continued
on page
566

8-14-95 Rec'd from dept mother
med fee 150.00

10-12-95 Pd Co #9512 10.00

C. THOMAS SWIFT

vs.

CLAUDIA SWIFT

COMPLAINT FOR CUSTODY

1 copy (atty)

1 copy (mediator)

William Pineo, Mediator 302.00
Pro Co Pd 5-8-95 9.00
Pro Co
William Pineo 9.00
Filed Aug. 13, 1987 32.00
Pro Co Pd 5-21-92 9.00
Tax & entry Paid $40.50
William Pineo, Mediator
Mediation Costs 300.88
Pro Co Pd 12/1/87 9.00
Mediation Costs 392.00
Pro Co Pd 9/8/88 9.00

ORDER OF COURT:

You, Claudia Swift, defendant have been sued in court to obtain custody of the following child, Tomi Swift.

You are ordered to appear in person at such time and 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 child: Tomi Swift.

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 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 tofind out where you can get legal help.

Crawford CountyBar Assoc. Ser. to the Public Comm. 310/312 Chestnut St, Meadville, Pa. 16335. Tele. 814 724-7719.

BY THE COURT,
Robert L.Walker, J.

Sept 15, 1987, Affidavit of Service filed. R. Charles Thomas, Esq. being duly sworn according to law, deposes and says that on Aug. 14, 1987, he sent a true and correct copy of the complaint for custody and order of vourt filed in above action to defendant, Claudia Swift, by Cert. mail, ret. rec. req. at her last known address to-wit: 108 North Main St, Cambridge Spgs., Pa. being Cert. Mail No P151 159 758; that there is attached to this affidavit a duly executed ret. rec. card showing date of delivery as Aug. 26, 1987.

R. Charles Thomas, Esq.

Sept. 18, 1987, Appearance of Culbertson, Weiss, Schetroma and Schug, by Mary AnnKirkpatirck, attorneys for defendant, filed.

Oct. 23, 1987, Answer to Complaint for Custody filed.

Nov. 6, 1987 Temporary Order filed. AND NOW, this 6th day of Nov., 1987, after Mediation in the above referenced case and upon the recommendation of the child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The complaint and Answer in the above referenced case shall be deemed to have been amended to include a Complaint for Custody of Cecili Swift and Answer thereto. The Mediator has noted for the Court that the pl aintiff desired that this amendment be made and in the interest of efficiency and because she wished ti minimize the legal proceedings with respect toher children and the attendent anguish occasioned thereby, the defendant consented.
2. Custody of Tomi Swift and Cecili Swift is temporarily awarded to the defendant mother and the plaintiff father shall have the right of visitation with said children every Sunday from noon to 5:00 p.m.
3. The parents shall arrange for themselves and for the subject minor children counseling through the Meadville Mental Health center or similar agency so that the parents can attempt to learn how to resolve in a civil manner their differences with respect to appropriate standards of juvenile behavior and appropriate disciplinary responses to infraction of those standards, and such other matters as shall be thought appropriate to effective parenting by the counselors. Counseling of the children shall be arranged in order to help the children learn how to cope with the maintenance of good parent-child relationships givwen the sitution in this family and such other matters as the counselors deem proper.
4. The parties and the chidlren shall cooperate with each other and with the counseling agency and arrangements for the counseling shall comply with the recommendations of the counselors.
5. The counselors or counseling agency is requested to report to the Meditor as he requests on the progress of the counseling and the prognosis.
6. Upon completion of the counseling or upon recommendation of the counseling agency,further mediation shall be scheduled by the Mediator.
7. Each party shall teach the children to give to the other that love and respect which is due a parent from his or her child and neither shall say or do anything to blacken the character of the other in the eyes of the subject minor children. Each of the parties shall further instruct his or her friends and relatives to make any disparaging remarks about the other party in the presence of said children.
8. Neither party will expose the subject minor children to the company of persons of the opposite sex to whom he or she is not related to by blood or marriage between the hours of 9:00 p.m. and 8:00 a.m.
9. Neither party shall expose the children to situation which are morally impoper or physically unsafe given their ages or intelligence.
10. The Mediator has noted for the Court that an adult person who is unrelated to the family is presently sharing the living quarters of the mother and the subject minor children. The Mediator believes that this family presently is stressed enough by the present situation and that the presence of unrelated persons living within the hom is potentially provacative and therefore the mother shall request that all such persons make their homes elasewhere within thirty days of the dte of this Order.
11. Costs and fees of this Mediation which are fixed at $300.88 are divided equally between the parties with the share of each being assessed to him or her as costs in this case.
12. Either party may move the Court for a hearing de novo for a period of thirty days from the date hereof. Should neither party so move, this Order shall be considered permanent except for the provision for further Mediation following counseling which is et out above.

By the Court,
Robert L. Walker, J

Nov. 10, 1987 Copies of order to R. Charles Thomas, M.A. Kirpatrick and William Pineo

688.

Bruce A. Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

RICKY L. MOST

Filed Aug. 13, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procudures Act of 1976

(Section 304 and 305)

June 13, 1988 Petition for Involuntary Treatment filed

June 16, 1988 Report of Mental Health Review Officer, Rcommendation and Order filed. AND NOW, this 15th day of June, 1988, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review ofthe report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Ricky L. Most be committed to see below for treatment for a period not to exceed 90 days.

After extensive hearing the Court is of the opinion that the patient, Ricky L. Most, is in need of continued treatment. However, treatment on an in=patient basis does not seem indicated at this time. Accordingly, the court orders the patient be released to out-patient status for a period not to exceed ninety days. AND he is further ordered to report to partial hospitalization for a period of two weeks from this date. The patient is further released to the custody of Dana Williams Rankin, who has acted as his foster mother in the past, for the aforesaid two week interval. In the event of any change in the patient's condition, she is to report it immediately tothe Mental Health authorities. In the event the patient fails to comply with partial hospitalization as scheduled, that fact shall be immediately reported to the Court.

at the end of the aforesaid two week period, a hearing shall be held to determine what, if any, progress the patient has made and whether this order for out-patient treatment shall be continued for the balance of the ninety day period.

BY THE COURT,
P. Richard Thomas, J

June 17, 1988 Copies of order to Warren St. Hosp., Bruce Barrett and MH/MR

June 29, 1988, Petition for Involuntary Treatment filed.

July 5, 1988 Report Of Mental Health Review Officer, recommendation and Order filed. AND NOW, this 5th day of July, 1988, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review ofthe report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Ricky L. Most be committed to Warren State Hospital for treatment for a period not to exceed 90 days. This order shall take effect when arrangements for transfer of the patient can be made.

BY THE COURT,
Robert L. Walker, J

July 6, 1988 copies of order to Bruce Barret, Mr. Dickey and WSH

Nov. 4, 1988 Petition for Involuntary Treatment filed.

Dec. 2, 1988, Report of Mental Health Review Officer, Recommendation and Order filed. ORDER: AND NOW, this 1st day of Dec. 1988, upon consideration of the petition filed at the above no. and other relevant matter, and after a review of the report of the M. H. Review Officer, it is hereby ORDERED AND DIRECTED that the said Ricky L. Most be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT, P. Richard Thomas,J.

Dec. 7, 1988 copies to Bruce Barrett, WSH, and MH/MR

May 13, 1991, Petition for Order of Court filed.

May 17, 1991 Report of Mental Health Review Officer, Recommendation and order filed. ORDER: AND NOW, this 17 day of May 1991, upon consideration ofthe petition filed at the above no. 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 Ricky D. Most be committed to WSH for treatment for a period not to exceed 90 days. This order shall take effect when arrangements can be made for transfer of the patient.

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

May 17, 1991, Copy of order to Hosp., 5/20/91 copies to Atty. Barrett and Wm Lilly, MH MR.

Aug. 2, 1991, Petition for Involuntary Treatment filed.

1987

David W. Pickens

689.

Brian Lindsay
Legal Aid

ELEANOR PUSZ

vs.

CHRIS ELIASZ

Filed and issued
Aug. 14, 1987

Indigent filing

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

Aug. 14, 1987, Rule entered upon plaintiff to file complaint issued.

Aug 14, 1987, Praecipe to Proceed in Forma Pauperis and Petition for Leave to Proceed In Forma Pauperis, filed.

Aug. 19, 1987 Affidavit of Service of Notice of Appeal & Praecipe to Enter Rule to File Compliant & Rule to File at her last address of Plaintiff filed.
Brian Lindsay,atty for defendant

Aug. 19, 1987 AFFIDAVIT of Service of Notice of Appeal at last address of Plaintiff filed.
Brian Lindsay, atty.for defendant

Sept. 2, 1987, Complaint filed. 1 copy (atty)

Sept 17, 1987 Affidavit of Service filed: I, David W. Pickens, an attorney duly authorized to practice law in the Commonwealth of Pennsylvania, served a copy of the complaint, together with a notice to plead, on the defendant by leaving a copy of same, properly endorsed, with plaintiff's attorney, Brian Lindsay, Esquire, on 9-2-87, This being an appeal by the defendant of a District Justice's decision, defendant filed the original process with address of her attorney endorsed thereon. This service was in accordance with Pa. R.C.P. 440.

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: September 17, 1987 David W. Pickens

Jorden and White
Harry F. White, II

690.

Bruce A. Barrett

IN RE:
RAY F. EISENBIES

Filed Aug. 14, 1987

Tax & entry Paid $40.50 ✓

Sheriff's costs 18.00

PETITION FOR INVOLUNTARY COMMITMENT AND TREATMENT

1 copy (atty)

ORDER:

AND NOW, this 14th day of August 1987, upon consideration of the foregoing petition for involuntary treatment, a hearing is hereby scheduled for the 17th day of August 1987 at 3:30 P.M.

BRUCE BARRETT, ESQUIRE, is hereby appointed to represent Ray F. Eisenbies.

BY THE COURT,
Robert L. Walker, J.

Aug. 14, 1987, copies of order to Attys. H. White and Bruce Barrett.

Aug. 17, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Ray F. Eisenbies personally the within named person on Aug. 14, 1987 at 2:42P.M. at Meadville Medical Center, LIberty St., Room 455, Crawford Co, Pa.
So answers,
Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff,

Aug. 19, 1987 Order filed: AND NOW, August 19, 1987, after partial hearing, further hearing in this matter is continued to be rescheduled upon request of any party in interest once the Respondent is physically able to be present.

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

August 24, 1987 copies of order to Attys. H. White and Bruce Barrett.

Oct. 21, 1987, TEMPORARY ORDER: AND NOW, Oct. 14, 1987, after hearing and receiving imnut from family members, treating physicians and counsel from the State of Florida, the Court believes that even though Mr. Eisenbies appears relatively astute, considering his advanced years, the history indicates a situation that requires a guardian of the person and a guardian of the estate to protect his interest. ACCORDINGLY, the court hereby appoints Ray P. Eisenbies and Nona Gage as guardiaNS OF THE PERSON AND GUARDIANS OF THE ESTATE OF Ray F. Eisenbies to act in such capacity on a tmeporary basis until further order of this court.

Said Guardians are authorized to serve without posting bond.

It appears Ray F. Eisenbies resides in the Crawford County area in the summer months and resides in the State of Florida during the winter months. In view of some reluctance to this appointment voiced by Mr. Eisenbies, the court will entertain a petition for review of this Temporary Guardianship or a petition to make it permanent presented to this court on or after July 1, 1988. This order shall remain in effect, however, until further order of this court.

(original order filed at O.C. 1987 - 185)

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

1987

Watts, Pepicelli, Youngs and Youngs PC
Alan L. Pepicelli

691.

CONNIE LOU STAROCCI

vs.

ALPHONSE LOUIS STAROCCI II

Filed Aug. 14, 1987

Tax & entry Paid $40.50 ✓
Pro Co pd 2/5/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Aug 28, 1987 Affidavit of Service filed: Alan L. Pepicelli, Esquire, hereby certifies that he is the Attorney for the Plaintiff in the within Action and that a certified copy of the Complaint in Divorce in the within Aciton and that a certified copy of the Complaint in Divorce was sent by certified mail, addressee only, return receipt requested to the Defendant, Alphonse Louis Starocci II, c/o Al Starocci, 102 Plum Street, (Upstairs), Erie, Pennsylvania 16507 on August 14, 1987 and was received by the Defendant on August 15, 1987. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

The statements herein made are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

WATTS, PEPICELLI, YOUNGS AND YOUNGS
By: Alan L. Pepicelli

Feb. 4, 1988 Affidavit Of Consent of Defendant filed.

Feb. 4, 1988 Affidavit Of Consent of Plaintiff filed.

Feb. 4, 1988 Upon praecipe Of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Feb. 25, 1988 **D I V O R C E D E C R E E F I L E D.**

AND NOW, February 24, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CONNIE LOU STAROCCI and ALPHONSE LOUIS STAROCCI, II

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

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

142

1987

Joseph F. Kulwicki 692. Theodore H. Watts	RICHARD D. SMITH AND SALLY A. SMITH vs. WILLIAM N. OTT, REBECCA OTT AND CARRIE E. OTT Filed Aug. 14, 1987 Tax & entry Paid $40.50 ✓ Pro Co Pd 10/30/87- 6.00 ✓	COMPLAINT IN CIVIL ACTION (1 copy -Atty. Watts) (Jury Trial Demanded) Aug. 18, 1987, Service of Complaint accepted by Theodore H. Watts, attorney for defendant, filed. Oct. 27, 1987, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.

1987

Joseph F. Kulwicki

693.

WILLIAM HENRY SCHELL

vs.

CINDY LEE SCHELL

Filed Aug. 14, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 11/29/88 9.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Aug. 20, 1987 VERONICA PHILLIPS, being duly sworn according to law, deposes and says that she is employee of Joseph F. Kulwicki, ESq., and that as such on Aug. 14,1987, she placed a true and correct copy of the Complaint in Divorce in the above matter in the United States Mail, Certified No. P 401 445 568, Return Receipt Requested, addressed to the Defendant, Cindy Lee Schell, at her last known address of R.D.# 3, Box 323, Conneaut Lake, Pa. 16316.

The signature card for said certified mail item was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant as having received same on Aug. 18, 1987. The receipt and signature card for certified mail item No. P 401 445 568 are attached hereto and made a part hereof.

FURTHER DEPONENT SAITH NOT.

Veronica Phillips

June 30, 1988 Affidavit Of Consent of Plaintiff filed.

Aug 1, 1988 Affidavit of Consent of Defendant filed.

Nov. 23, 1988, Upon praecipe of plaintiff attorney, For Review, this case moved tocourt.

Dec. 6, 1988 **DIVORCE DECREE FILED**

AND NOW, December 5, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILLIAM SCHELL and CINDY LEE SCHELL

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.

1987

Bozic and Thomas
R. Charles Thomas

694.

Blystone & Blystone
By: Peter E. Blystone

CAROL P. YOCINA

vs.

MICHAEL YOCINA, SR.

Filed Aug. 17, 1987

Tax & Entry paid $40.50 ✓

Pro co. paid 12-4-87 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 30, 1987 Appearance of Blystone & Blystone by Peter E. Blystone, attorney for defendant filed.

Nov. 30, 1987 Affidavit of Consent of Defendant. filed.

Dec. 4, 1987 Affidavit of Service of Complaint in Divorce filed. R. CHARLES THOMAS, Esq., being duly sworn according to law, deposes and says that on Aug. 17, 1987, 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, Michael Yocina, Sr., at Defendant's last known address of 506 Rogers Ferry Road, Meadville, Pa. 16335, by Certified Mail No P 151 159 761, postage prepaid , restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery aS Aug. 18th, 1987.
R.Chas. Thomas, Atty.

Dec. 4, 1987 Affidavit of Consent of plaintiff, Carol P. Yocina filed.

Dec. 4, 1987
Upon Plaintiff's Attorney Praecipe for Review Under §201(c) of the Divorce Code , this case is moved to Court.

Dec. 21, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 17, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

C A R O L P . Y O C I N A and M I C H A E L Y O C I N A , S R .

is hereby dissolved and the aprties 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 ORDE ROF THE COURT,
P. Richard Thomas, J

1987

Louis P. Vitti & Assoc
Louis P Vitti

695.

FEDERAL NATIONAL MORTGAGE ASSOCIATION, ASSIGNEE OF PITTSBURGH MORTGAGE CORPORATION

vs.

FREDERICK S. RHOADES AND HELEN C. RHOADES, HIS WIFE

Lauren Rhoades, as Administrator of the Estate of Helen C. Rhoades, Deceased, ~~and Jenny Rhoades Pier~~, party defendants and DISMISSED Per Court Dtd 12/4/87 Pearl McMann Rhoades

Filed Aug. 17, 1987

Tax & entry paid	$40.50 ✓
Sheriff's Costs	55.17
Sheriff's Costs	66.20
Sheriff's Costs	48.60 ✓
Pro Co Pd 3/1/88	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Sept 16, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared David E. Hogue, Deputy Sheriff, who being duly sworn according to law, deposes and says that on Sept 2, 1987, at 3:56 P.M., he served Complaint in Mortgage Foreclosure filed at AD 1987-695, Crawford County, Pennsylvania, upon defendant Frederick S. Rhoades at Mercer County Living Center, Mercer, Pennsylvania 16137, by making known the contents thereof to Frederick S. Rhoades, personally, and handing to and leaving with him the certified copy of the complaint received from Sheriff of Crawford County.

David C. Hogue, Deputy Sheriff
Donald Marenchin, Sheriff

And now, September 2, 1987, after diligent search and inquiry, Helen C. Rhoades, defendant within named, **NOT FOUND** within the jurisdiction of this court.

Donald A. Marenchin, Sheriff
William Romine, Jr., Deputy Sheriff

SERVED Frederick S. Rhoades, within named Defendant by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served September 2, 1987.

NOT FOUND, as to within named defendant, Helen C. Rhoades, as per affidavit from Mercer County, Pennsylvania hereto attached. Deceased 3 years.
So anwers, Howard N. Stewart, Sheriff

Sept. 18, 1987 Complaint Reinstated.

Record Continued....

Sept 18, 1987 Upon Praecipe of Plaintiff's Attorney, Lauren Rhoades, as Administrator of the Estate of Helen C. Rhoades, Deceased and Jenny Rhoades Pier, are added as Party Defendants.

Sept. 18, 1987 Amended Complaint filed.

Oct 12, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Ronald L. Clark, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 28th day of September, 1987, at 5:20 P.M. he served Amended Complaint and Complaint in Mortgage Foreclosure upon Helen C. Rhoades, deceased and Lauren Rhoades, Administrator of the Estate of Helen C. Rhoades, deceased at Weaver Mobile Home Park, Lot 12, Transfer, Pennsylvania by handing to Lauren Rhoades personally a true and attested copy of the original amended complaint and making known to Lauren Rhoades, the contents thereof.

Ronald L. Clark, Deputy Sheriff
Donald A. Marenchin, Sheriff

Before me, the undersigned authority, personally appeared Ronald L. Clark, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 25th day of September, 1987, at 4:30 P.M., he served Amended Complaint and Complaint in Mortgage Foreclosure upon Jenny Rhoades Pier, at 510 Main Street, Apt. #9, Greenville, Pennsylvania 16125, by handing to Jenny Rhoades Pier personally a true and attested copy of the original amended complaint and complaint and making known to Jenny Rhoades Pier the contents thereof.

Ronald L. Clark, Deputy Sheriff
Donald A. Marenchin, Sheriff

SERVED Helen C. Rhoades, deceased and Lauren Rhoades, Administrator of the Estate of Helen C. Rhoades, deceased by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service attached.
Served: September 28, 1987.

Served Jenny Rhoades Pier within named defendant by deputizing the Sheriff of Mercer County, Pennsylvania as per his affidavit of service attached.
Served: September 25, 1987
So answers, Howard N. Stewart, Sheriff

Nov 5, 1987 Petition to Delete Defendant and Order filed: AND NOW, this 5th day of Nov., 1987, it is hereby Ordered, Adjudged and Decreed that Jenny Rhoades Pier is dismissed as a party defendant to the action and her name to be remove from the caption.

BY THE COURT,
P. Richard Thomas, J

Nov. 10, 1987 Copies of order to Louis P. Vitti, Esq.

Dec. 4, 1987 Upon praecipe of Plaintiff Attorney to add party defendant Pearl McMann Rhoades filed.

Dec. 4, 1987 Second Amended Complaint filed.

Dec. 4, 1987 Complaint Reinstated.

Jan. 8, 1988 Sheriff's rEturn filed. Before me, the undersigned authority, personally appeared Ronald L. Clark, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 22nd day of December, 1987, at 11:30 am. he served Complaint in Mortgage Foreclosure, Amended Complaint and Second Amended Complaint, filed at No. 395 AD Term, 1987, Crawford County Pennsylvania, upon defendant Peral McMann Rhoades at 19 S. Mercer St., Greenville, PA 16125 By making known the contents thereof to Pearl Rhoades personally and handing to and leaving with her the certified copy of the Complaint, amended Complaint and second amended complaint received from Sheriff of Crawford County.
So answers, Ronald L. Clark, Deputy Sheriff Donald A. Marenchin, Sheriff
SERVED Pearl McMann Rhoades by deputizing the Sheriff of Mercer County, PA., as per his affidavit of service attached
Served: Dec. 22, 1987. So answers, Howard N. Stewart, Sheriff

Continued on margen

And Now, Mar. 1, 1988 at 11:30 a.m., Upon praecipe of plaintiff attorney, with affidavit of non military service attached, Judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, in the amount of Eight Thousand, Five Hundred Twenty-six and 20/100 dollars, together with interest and costs.

Debt ~~$7,526.20~~
JUDGMENT
James F. Simmons
Prothonotary

Judgment entered-
3/1/88
R - 66,86,106,136

Mar. 4, 1988, Notice of entry of Judgment mailed to defendants.

EXECUTION 1988- 18

Barrett & Dratler
Bruce A. Barrett

696.

Joan D. Mason

KIMBERLY K. SHEETS

vs.

RICHARD A. SHEETS

Filed Aug. 17, 1987

Tax & entry Paid $40.50 ✓

Sheriff's costs 22.97

County of Crawford, State of Pennsylvania.
So answers,

PETITION FOR RELIEF UDER PROTECTION FROM ABUSE ACT

2 copies (atty)

ORDER:

AND NOW, this 17th day of August 1987, upon consideration of the foregoing Petition, it is hereby ordered and decreed that the respondent shall refrain from abusing, harrassing, and annoying the petitioner either at the jointly owned property or in public and further that possession ofthe residence or household at R. D. #2, Box 195, Linesville, Pa. is granted to the petitioner to the exclusion of theRespondent, pending further hearing.

A hearing is hereby scheduled for the 24th day of Aug. 1987, at at 3:00 P.M. in courtroom # 1 or 2.

Robert L. Walker, J.

Aug. 21, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Richard A. Sheets personally the within named defendant by handing a true copy of the within Petition and Order for Protection from Abuse to him on Aug. 18, 1987 at 12:20 P.M. at Linesville, in the

Edgar D. Householderr, Dep. Sheriff
E. Ralph Copeland, Ch.Dep. Sheriff
Howard N. Stewart, Sheriff

Aug. 25, 1987 Order filed: AND NOW, August 24, 1987, after hearing, the Defendant is ordered not to go to the marital residence except as otherwise provided herein nor to harass, threaten, or abuse his wife:

1. The DefendaNT IS PERMITTED TO GO TO THE MARITAL RESIDENCE between 6:00 p.m. and 8:00 p.m. on August 25, 1987, for the purpose of obtaining his tools and any other personal items and shall request that his mother accompany him to the home during that period.

2. The Plaintiff having paid the filing fee, the Defendant is ordered to pay the Sheriff's cost.

3. This Order shall continue in full force and effect for a period of one month from this date and not thereafter sbsent further Order of Court, which will not be extended without further testimony.

Any Police Department is authorized and directed to enforce the provisions of this Order in accordance with the Protection from Abuse Act.

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

Aug. 27, 1987 copies of order to Bruce Barrett and Joan D. Mason, esqs.

1987

Mason and Mason
Joan D. Mason

697.

~~Anthony J. Vardaro~~
Withdrawn

PATRICIA B. WILSON

vs.

JOHN R. WILSON, JR.

Filed Aug. 17, 1987

Tax & entry paid $40.50

Sheriff's costs 155.56

PETITION FOR PROTECTIVE ORDER

2 copies (atty)

TEMPORARY ORDER:

AND NOW, this 17 day of August 1987, upon consideration of the foregoing Petition for Protective Order, is is hereby ordered that:

1. A hearing be held on the Petition for protective order on the 24th day of August 1987, at 3:00 P.M. in courtoom 1 or 2.

2. Pending said hearing, the respondent is hereby ordered not to abuse or threaten the petitioner or the minor child nor to contact her in any way whatsoever, directly or through anyone else.

3. Custody of the minor child is awarded to the Petitioner, pending further hearing.

4. Pending said hearing, the Respondent is hereby excluded from the marital residence, and is not to enter the premises whatsoever.

5. A copy of this order is to be given to the Pa. State Police and any other law enforcement agency that has jurisdiction, who are hereby ordered to enforce this order. If the respondent shall violate this order, he shall immediately be committed to the Crawford County JaIL until such time as this matter may come to the attention of the court to impose proper penalty for violation of the order.

6. Costs shall be determined at the time of the hearing, and Petitioner shall be permitted to file this petition without advance payment of costs, and to have it served upon the Respondent without advance payment of costs to the sheriff.

Per Curiam,

Robert L. Walker, J.

Aug. 19, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO John R. Wilson, Jr. within named defendant personally on August 18, 1987 at 8:15 p.m. by handing a true copy of the within Petition and Order for Protection from Abuse at his residence R.D.# 1, Angling Road, Box 337, Springboro, Crawford Co., Pa.

So answers,

E. Ralph Copeland, Chief Dep. Sheriff
Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Aug. 25, 1987 Order filed: AND NOW, August 24, 1987, , at the time fixed for hearing, the Defendant having been served on August 18, 1987, but having failed to appear at this time, the facts pled in the petition are accepted as accurate, at least at this time, and the temporary Order entered August 17, 1987, is continued in full force and effect for a period of one year from this date or until further Order of Court, whichever may first occur, and the terms and conditions of the temporary Order are made permanent, including the provision that the Pennsylvania State Police or any other law enforcement agency may enforce this Order in accordance with the Protection from Abuse Act. Upon request of the Respondent, a further hearing will be scheduled.

The Petitioner's counsel shall serve a copy of this Order by regular mail and certified mail upon the Respondent as soon as she is able to obtain a mailing address and the Petitioner is directed to furnish her counsel with any address she may obtain at which the Defendant may or can be served.

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

Aug. 27, 1987 copies of order to Joan D. Mason, Atty. and John R. Wilson, Jr., dft.

Feb 23, 1988 Appearance of Anthony J. Vardaro, Esq. for Defendant filed.

Feb 24, 1988 Petition for Contempt and Extension of Protection from Abuse Order filed: AND NOW, this 24th day of February, 1988, upon consideration of the foregoing Petition for Contempt and Extension of Protection from Abuse Order, hearing is set for the 11th day of March, 1988, at 10:30 o'clock A.M. in courtroom # 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania. Service may be made on Defendant's attorney, Anthony Vardaro, who has entered and appearance in this action.

Per Curiam,
Robert L. Walker, J.

Feb 24, 1988 Copies of order to Anthony Vardaro and Joan Mason, Esqs.

Mar 8, 1988 Motion for Continuance and Order filed: AND NOW, this 8th day of March, 1988, upon consideration of the foregoing Motion, the above hearing is continued until the 25th day of March, 1988, at 1:30 o'clock P.M. in Courtroom No. 2, Crawford County Courthouse.

BY THE COURT,
Robert L. Walker, J.

Mar 11, 1988 Copies of order to Joan Mason and Anthony Vardaro, Esqs.

Mar. 30, 1988 Order filed. AND NOW, March 29, 1988, a he aring on Plaintiff's Petition for Contempt and Extension of Protection from Abuse Order is hereby set for April 5, 1988 at 9:30 o'clock A.M. in Courtroom No. 2, Courthouse Meadville, PA.

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

Apr. 4, 1988 Copies of order to Joan Mason and Anthony Vardaro

Continued on Page 601

April 5, 1988 ORDER filed. AND NOW, April 5, 1988, after hearing, petition to adjudicate the Defendant in contempt is denied. The petition to extend the Order is denied as premature since it has something in excess of four months to run, during which period of time the parties should resolve the issues posed by the divorce. The Order heretofore entered is amended as follows:

1. The Defendant shall have the right to obtain custody of his minor child at 9:00 a.m. each Sunday and return him to the home of the mother at 7:00 p.m. In the event he does not intend to pick the child up at the time fixed, he shall contact the Plaintiff by telephone not

1987

698.

MEADVILLE PRODUCTION
CREDIT ASSOCIATION

vs.

WILLIAM J. BERNARDING
BETH ANN BERNARDING

Filed Aug 18, 1987
@ 8:59 A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50

AGREEMEMT TO REVIVE

of

DSB 1982 - 688

The undersigned hereby agrees that the judgment entered on Sept. 8, 1982 be revived and the lien continued; Judgment of revival indexed against the defendants in the amount of Twenty Two Thousand Eight Hundred Twenty and 30/100 Dollars plus costs

Dated.....August 13, 1987
Debt.....$22,820.30
B - 174, 24....JUDGMENT

James F. Simmons,
Prothonotary

Nov. 24, 1987 This Judgment Satisfied (see paper filed)

1987

William J. Gregg

699.

Mason and Mason
Joan D. Mason

10/11/87 Recd $60.00 from Plaintiff

Recd 11-17-87
$60.00
Vivian Stalty

WILLIAM D. NOLAN

vs.

~~SUZANNE NOLAN~~ --
SUZANNE SUM, (PREVIOUSLY SUZANNE NOLAN)

Filed Aug. 18, 1987

Tax & entry Paid $40.50 ✓
John Fuller, Mediator
Mediation Costs 120.00
Bro to Pl 10/11/87 9.00 ✓

PETITION FOR MODIFICATION OF CUSTODY ORDER

1 copy (mediator)
1 copy (atty)

ORDER:
AND NOW, this 18 day of Aug. 1987, upon presentation of the foregoing Petition, the parties hereto and their respective counsel, are ordered to appear before JOHN FULLER, CHILD CUSTODY MASTER, at such time and place as said Child Custody Master shall hereafter determine. If a dispute arises as to jurisdiction or venue it shall be resolved preliminarily after argument before the court.
BY THE COURT,
Robert L. Walker, J.

Sept. 17, 1987 Order filed. AND NOW, September 16, 1987, after mediation conference before John Fuller Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:
I. Legal custody of Autumn Marie Nolan shall be shared between the mother and father, that is each shall be entitled to full access to medical records, school records and other important records, and each shall be entitled to take part in decisions affecting the child's education, religious instruction, medical treatment and other important decisions.
II Physical custody of the child Autumn Marie Nolan shall be with her mother, Suzanne Nolan subject to the following conditions:
(a) The father shall be entitled to visit and take the child into him custody every other weekend beginning September 18, 1987 from 5:00 p.m. on Friday until 5:00 p.m. on Sunday evening. Custody of the child shall be transferred from mother to father and father to mother at the aforesaid times at the location of STeadman's Restaurant in Jamestown Borough.
(b) Holidays shall be defined as Thanksgiving and Christmas. The child shall beein the home of the father on Thanksgiving Day of 1987 and in the home of the mother on Christmas Day of 1987. In 1988 the child shall bein the home of the mother on Thanksgiving Day and in the home of the father on Christmas Day. On holidays when the child is in the home of the motben the child shall be in the home of the father on the evening preceding such holiday from 4:00 p.m. until 8:00 p.m. The parties shall continue to alternate having the child in their home on the above specified holidays from year to year in the same manner as provided above until this Order has been changed or amended.
(c) Beginning with the Summer of 1988, the father shall be entitled to have the child in his home for three nonconsecutive one week periods. The father shall provide the motehr at least thirty (30) days notice of any such extended Summer visitation.
(d) Neither mother nor father shall say anything derogatory about the other parent but on the other hand shall so everything in the power of each to foster a favorable and loving attitude onthe part of the child towards both parents.
(e) Neither parent is to remove the child from either Mercer County of Crawford County without advance notice to and consent of the other parent.
(f) Each parent shall provide the other with current addresses and telephone numbers at all times.
(g) If the event the father is more than one-half hour late for any scheduled visits, the visit shall be deemed cancelled.
(h) Neither parent shall drink alcholic beverages while the child is in their custody.
(i) Neither parent shall leave the child at any time without a responsible adult babysitter.
This Order shall be a temporary Order but shall become a permanent Order unless exceptions thereto are filed by either aprty within thirty (30) days of the date hereof.
Cost of the mediation conference shall be equally divided between the parties.
P. Richard Thomas,
Sept. 17, 1987 copies of order to Plaintiff, Bill Gregg, Defendant and William Pineo

Sept. 23, 1987, Motion to correct caption, and order filed.
ORDER OF COURT: And now, 9/23/87, Granted.
P. Richard Thomas, J.
Sept. 23, 1987, copies of order to Attys. Wm. Gregg, Joan Mason, dft. and Wm. Pineo.

Nov. 2, 1987 Amended Order filed. AND NOW, October 27, 1987, after mediation conference before John Fuller, Esquire, and subsequent to the Plaintiff's Motion (consented to by Plaintiff's attorney) of September, 23, 1987, IT IS ORDERED AND DECREED AS FOLLOWS:
I. Legal custody of Autumn Marie Nolan shall be shared between the mother and father, that is each shall be entitled to full access to medical records, school records and other important records, and each shall be entitled to take part in decisions affecting the child's education, religious instruction, medical treatment and otehr important decisions.
II. Physical custody of the child Autumn Marie Nolan shall be with her mother Suzanne Sum subject to the following conditions:
(a) The father shall be entitled to visit and take the child into his custody every other weekend beginning September 18, 1987 from 5:00 p.m. on Friday until 5:00 p.m. on Sunday evening. Custody of the child shakk be transferred from mother to father and father to mother at the aforesaid times at the location of Steadman's Restaurant in Jamestown Borough.
(b) Holidays shall be defined as Thanksgiving and Christmas. The child shall be inthe home of the father on Thanksgiving Day of 1987 and in the home of the mother on Christmas Day of 1987. In 1988 the child shall be in the home of the mother on Thanksgiving Day and in the home of the father on Christmas Day.

Continued on page 600

1987

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

700.

Ferguson, Spataro and O'Shea
Douglas W. Ferguson

DAVID C. HAEMER

vs.

KATHLEEN D. HAEMER

Filed Aug. 18, 1987

Tax & entry Paid	$40.50 ✓
1 count paid	15.00 ✓
2 counts pd. 8/3/87	30.00 ✓

~~Alan Pepicelli~~ Master
M. D. Mason

8/12/88 Recd $400.00 from plaintiff

8/12/88. Recd 100.00 from defendant (pd by pltf)

1/18/89 Check # 4848 to M. Dan Mason, Master $286.00

1/18/89 Check #4847 to Barbara L. Ravis Stenographer $214.00

1/25/89 RECD. $734.00 From PLAINTIFF

1/25/89 PAID $734.00 To M. DAN MASON, ESQ. MASTER FEE CK #4856

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DISTRIBUTION

1 copy (atty)

Aug 24, 1987 Verification of Service filed: I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 18th day of August, 1987 send by Certified Mail, Return receipt requested, addressee only, to Kathleen D. Haemer, Defendant a true and correct copy of the divorce complaint filed at the above term and number at her last known address of RD#1, Saegertown, Pa. 16433, as evidenced by the attached sender's receipt No. P547-805-383 and that on the 21st day of August, 1987 I did receive the duly executed return receipt dated the August 20, 1987.

James R. Irwin, Esq.

Sept. 1, 1987, Appearance of Ferguson, Spataro and O'Shea, by Douglas W. Ferguson, Esq., attorney for defendant filed.

Sept. 1, 1987 Answer and Counterclaim in Divorce filed. (adding Counts of Alimony Pendente Lite, Counsel Fees, Costs and Expenses) 1 copy (atty)

Sept. 28, 1987 Defendants Income and Expense Statement filed.

Oct. 2, 1987, Motion to Schedule hearing and order filed. ORDER: AND NOW, this 2 day of Oct. 1987, Rule returnable for hearing on the 27 day of Oct. 1987. at 3:00 P.M. C. R. No. 2.

P. Richard Thomas, J.

Oct. 5, 1987, copies of order to Attys. James Irwin and D. Ferguson.

Oct. 21, 1987, Motion for Continuance and Order filed. ORDER: AND NOW, this 21 day of Oct. 1987, upon presentation and consideration ofthe foregoing Motion, the hearing for Oct. 27, 1987, is continued until the 30 day of Oct. 1987, at 3:00 P.M. in Courtroom No. 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Oct. 22, 1987, copies of order to Attys. James Irwin and D. Ferguson.

Nov 5, 1987 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Nov 10, 1987 Motion to Cancel Hearing and Order filed: AND NOW, this 6th day of Nov., 1987 the within Motion is granted.

Robert L. Walker, J.

Nov 13, 1987 Copies of order to James Irwin and Douglas Ferguson, Esqs.

Nov. 25, 1987 Counter Affidavit Filed By Defendant Pursuant To Section 201(d) of the Divorce filed.

Feb. 16, 1988 Motion For Hearing Under 23 PS §201(d)(1)(ii) and Order filed. AND NOW, this 16th day of February, 1988, upon presentation and consideration of the foregoing Motion, a hearing is schedled for the 10th day of Mar., 1988 at 10 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA.

BY THE COURT:
Robert L. Walker, J

Feb. 17, 1988 Copies of order to James Irwin and Douglas Ferguson

Mar. 21, 1988 Memorandum and Order filed. AND NOW, March 21, 1988, the Court finds that the parties tothis action have lived separate and apart for a period in excess of three years within the meaning of the Divorce Code and that the marriage is irretrievably broken.

BY THE COURT,
Robert L. Walker, J

Mar. 21, 1988 Copies given to Atty's

July 13, 1988 Motion to Reschedule hearing filed.

July 13, 1988 Order filed. AND NOW, this 13th day of July, 1988, Rule returnable for hearing on the 17th day of August, 1988 at 10:00 AM.

BY THE COURT,
Robert Walker,J.

July 13, 1988 Copies of Order sent to James R. Irwin and Douglas W. Ferguson

July 19, 1988 Plaintiff's Income and Expense Statement filed.

July 19, 1988 Plaintiff's Inventory and Appraisement filed.

July 27, 1988 Motion for Appointment of Master in Divorce (see order of 8-1-88 below)

July 29, 1988 Addendum to Plaintiff's Inventory and Appraisement filed.

July 29, 1988 Addendum to Plaintiff's Income and Expense Statement filed.

Aug 1, 1988 AND NOW, 8-1-88, ALAN PEPICELLI, ESQUIRE, is appointed Master in respect to the following claims: DIVORCE, ALIMONY, EQUITABLE DISTRIBUTION, COSTS & COUNSEL FEES.
Deposit required: By plaintiff $ 400 , By Defendant $ 100 .

PER CURIAM.
Robert L. Walker, Judge

Aug. 2, 1988 Copies of order to Alan Pepicelli, Douglas Ferguson and James Irwin, Esq.

Aug. 8, 1988 Petition for Sanctions filed.

RECORD CONTINUED ON PAGE 576...

1987

Bozic and Thomas
R. Charles Thomas
C. Barton Jones

701.

Joan Mason

WILLIAM LeMASTER

vs.

RUTH ANN LeMASTER

Filed Aug. 18, 1987

Ta x & entry Paid $40.50 ✓

Pro Co. Pd 9-23-87 30.00 ✓
Pro Co pd 12/1/87 15.00 ✓

COMPLAINT IN DIVORCE

Sept. 22, 1987 Appearance of Joan D. Mason, Esq. for Defendant filed.

Sept. 23, 1987 Petition for Additional Remedies filed. (Equitable Distribution and Alimony Pendente Lite, Counsel Fees and Costs)

Sept. 25, 1987 Motion For Hearing on Count II and Order filed. And now, 9/25/87 Hearing Oct. 22, 1987 at 9:30 A P. Richard Thomas, J
Sept. 25, 1987 Copies of order to C. Barton Jones and Joan Mason

Sept. 29, 1987 Petition For Special Relief and Order filed. AND NOW, this 29 day of Sept., 1987, after consideration of the Petition filed by the Defendant, the Plaintiff is ordered not to dispose of jeopardize, sell, or in any other way alienate his or his wife's interest in an assets, acquired during the course of this marriage, regardless of how said assets are titled, where they are located, or what form they take.
Hearing is set for the 22 day of October, 1987, at 9:30 o'clock am., in courtroom 1 or 2, crawford County Courthouse, Meadville, Pennsylvania.
Per Curiam,
P. Richard Thomas, J
Oct. 1, 1987 copies of order to C. Barton Jones and Joan Mason

Sept. 30, 1987 Motion to withdraw as Counsel and Order filed. And now, Oct. 5, 1987 Granted. P. Richard Thomas, J
Oct. 6, 1987 copies of order to C. Barton Jones and Joan Mason

Sept. 30, 1987 Upon praecipe of Plaintiff attorney the above complaint is hereby withdrawn

Sept. 30, 1987 Motion for Complaint to be withdrawn and Order filed. And now, Oct. 5, 1987 This motion moot in view of praecipe to withdrawn the action
P. Richard Thomas, J
Oct. 6, 1987 Copies of order to C. Barton Jones and Joan Mason

Oct. 13, 1987 Appearance of C. Barton Jones for Plaintiff filed.

Oct. 13, 1987 Budget Information of Plaintiff filed.

Oct. 16, 1987 Answer To Petition For Additional Remedies filed.

Oct. 21, 1987, Motion to Reschedule Hearing set for Oct. 22, 1987 and Order filed.
ORDER: AND NOW, 10/21/87 Continued to Nov. 24, 1987 at 9:00 a.m. C. R. No 1.
P. Richard Thomas, J.
Oct. 22, 1987, copies of order to Attys. C. Barton Jones and Joan Mason.

Nov. 12, 1987 Inventory and Appraisement Of William LeMaster filed.

Nov 16, 1987 Motion to Withdraw as Counsel and Order filed: AND NOW, 11-17-87, This request is moot as the Court granted counsel's request to withdraw by order dated Oct. 5, 1987
P. Richard Thomas, J.
Nov 16, 1987 Copies of order to C. Barton Jones and Joan Mason, Esqs.

Nov. 19, 1987, Appearance of Bozic and Thomas, By R. Charles Thomas, attorneys for plaintiff filed.

Nov. 20, 1987, Motion for Discontinuance filed.

Nov. 23, 1987 Order filed. Counsel for the Plaintiff petitioned the Court to withdraw his appearance for the Plaintiff and the same was granted October 5, 1987. C. Barton Jones petitioned the Court on NOvember 13, 1987, adking to again with drawn and the Court denied the request as being moot in view Of the October 5, 1987, order permitting the same.
Unfortunately, the Court overlooked a praecipe for appearance on October 13, 1987, in which Attorney Jones again reentered his appearance for the plaintiff.
Under the foregoing facts, the Court was in error in not granting Plaintiff counsel's most recent request in ruling that it wasmoot. Accordingly, we hereby grant the petition of C. Barton Jones to withdraw as counsel for the Plaintiff in this action, effective November 17, 1987.
BY ORDER OF THE COURT,
P. Richard Thomas, J
Nov. 24, 1987 Copies of order to C. Barton Jones and Joan Mason

Nov. 24. 1987 Counter Claim in Divorce filed. (Alimony)

Nov. 24, 1987 Income And Expense Statement of Defendant filed.

Nov. 24, 1987 Order filed. AND NOW, November 20, 1987, at Motion Court, counsel for the Plaintiff presents a motion to discontinue but advises the Court the discotinuance might not be in order until the Defendant has been given the opportunity to file a counterclaim of divorce. The Court notes the hearing on alimony pendente lite and costs is set for November 24, 1987, at 9:00 a.m. Counsel for the defendant appears, advises the Court that the Defendant intends to file a counterclaim in divorce in addition to the already filed petitions for ancillary relief. Accordingly, the Court directs counsel for the defendant to prepare an appropriate counterclaim in divorce on behalf of her client and have the same ready for signature at the hearing now scheduled for November 24, 1987. In the event the counterclaim is signed and filed, the motion to discontinue will be moot. The Court will continue with the hearing and resolve the issues raised inthe previous petitions on November 24, 1987.
BY ORDER OF THE COURT, P. ricahrd Thoma
Nov. 30, 1987 copies of order to Joan Mason and R. Charles Thomas

Continued on page 598

Bozic and Thomas
R. Charles Thomas

702.

KEITH A. CALDWELL

vs.

GLADYS M. CALDWELL

Filed Aug. 18, 1987

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
Pro Co Pd 3-10-88-902 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar 7, 1988 Marital Agreement filed.

Mar 7, 1988 Affidavit of Service of Complaint in Divorce filed: R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on August 19, 1987, 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, Gladys M. Caldwell, at Defendant's last known address of c/o James Turner, R.D.#1, Walters Road, Cambridge Springs, Pennsylvania 16403, by Certified Mail No P151 159 759, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as August 20, 1987.

Bozic & Thomas
R. Charles Thomas,
Attorneys for Plaintiff

Mar 7, 1988 Affidavit of Consent of Plaintiff filed.

May 12, 1988 Affidavit of Consent of Defendant filed.

May 12, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

May 12, 1988 Motion for Withdrawal of Count from Divorce Complaint filed. And now, April 5, 1988 Upon presentation and consideration of the within Motion, Plaintiff is authorized and directed to withdraw from the Divorce Complaint Count II - Esquitable Distribution, by reason of the fact that this issue has been resolved by Agreement of the parties and this case shall proceed to Court for dis position of the divorce alone. Robert L. Walker, J

Apr. 6, 1988 Copy of order to R. Charles Thomas

Apr. 6, 1988 **DIVORCE DECREE FILED.**

AND NOW, April 5, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KEITH A. CALDWELL and GLADYS M. CALDWELL

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.

1987

Paul J. Elias

703.

DONALD E. HIGGINSON, SR., AND DONNA J. HIGGINSON, HIS WIFE

vs.

KAREN BILICH

Filed Aug. 18, 1987

Tax & entry Paid $40.50 ✓

COMPLAINT FOR PARTIAL CUSTODY, VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Karen Bilich, respondent herein, have been sued in court to obtain partial cusotdy, and/or visitation of the following minor children: Amy Lynn Higginson, Julie Lynn Higginson, and Stacey Ann Higginson.

It is ordered that a mediator be appointed by the court, and a hearing be scheduled by the mediator, before William Pineo, mediator.

You are ordered to appear in person on the date and time set by the mediator.

You are further ordered to bring the minor children with you at the time of hearing.

It is further ordered that this complaint may be served upon the respondent by reg. mail, ret. rec. req.

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

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

Crawford County Bar Association, Service to the Public Committee, 360 Chestnut St, Meadville, Pa. 16335 814 724-7719.

BY THE COURT,
Robert L. Walker, J.

Dated: Aug. 18, 1987

Nov. 20, 1987 Consent Custody Agreement and Order of Court filed. AND NOW, this 20 day of Nov., 1987, upon presentation of the agreement made by the parties, it is hereby ordered, that the provisions of said agreement shall be an order of Court.

BY THE COURT,
P. Richard Thomas, J

Nov. 24, 1987 copy of order to Paul Elias

Culbertson, Weiss,
Schetroma and Schug
Mary Ann Kirkpatrick

704.

NELLY ANN SWENN

vs.

JOSEPH W. SWENN

Filed Aug. 18, 1987

Tax & entry Paid	$40.50 ✓
3 counts paid	45.00 ✓
Pro Co Pd 12/3/87	9.00 ✓

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

1 copy (atty)

Aug 24, 1987 Affidavit of Service filed: AND NOW, August 24th, 1987, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Nelly Ann Swenn, 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 547 806 310, postmarked August 20, 1987, to the last known address of the Defendant, Joseph W. Swenn, 1106 Forest Green Drive, Meadville, Pennsylvania 16335.

3. That the Defendant, Joseph W. Swenn, on August 20, 1987, 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 thereforeeffected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esq.

Nov. 19, 1987 Affidavit Of Consent of Plaintiff filed.

Nov. 19, 1987 Affidavit Of Consent of Defendant filed.

Nov. 20, 1987 Motion to withdraw Counts and Order filed. And Now, 11/20 1987 the within Motion is allowed. P. Richard Thomas,J

Nov. 25, 1987 Copies of order to Mary Ann Kirkpatrick

Nov. 30, 1987, Upon praecipe of plaintiff attorney, for Review Under Section 210(c) of the Divorce Code, this case moved to court.

Dec. 14, 1987 **D E C R E E F I L E D .**

And Now, Dec. 9, 1987, it is ordered and decreed that Nelly Ann Swenn, Plaintiff, and Joseph W. Swenn, Defendant, are divorced from the bonds of Matrimony.

By the Court,
P. Richard Thomas, J

1987

Bettie Peterson-Muth

~~Brian Lindsay~~ withdrew
~~Legal Aid~~

705.

Watts, Pepicelli,
Youngs and Youngs
Christopher J. Youngs

Donald Lewis

Mary Ann Kirkpatrick

CINDY L. LIVERMORE

vs.

WILLIAM J. CATLIN

Filed Aug. 18, 1987

Indigent filing

William Pineo, Mediator
Mediation Costs 40.88
Mediation Costs 122.00

William Pineo Mediator 92.00
9.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
AND NOW, this 19th day of August 1987, upon consideration of the foregoing Complaint for Custody, presented by Cindy L. Livermore through her atty., Brian Lindsay, it is 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 neither party shall remove the minor children, Tamara and Melissa Catlin, from the jurisdiction until further Order of court.

BY THE COURT,
Robert L. Walker, J.

Aug. 18, 1987, Praecipe to Proceed IN Forma Pauperis, Petition for Leave to Proceed IN Forma Pauperis filed.

Aug. 26, 1987 Affidavit filed. I, BRIAN LINDSAY, ESQ. after being duly sworn according to law, depose and say that I am the atty. of record for Cindy L. Livermore and that as such I am authorized to execute this Affidavit; that I did on the 21st day of Aug. 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Willima J. Catlin a true and correct copy of the Complaint for Custody at his last known address of P.O. Box 192, Centerville, Pa. 16404 as evidenced by the attached sender's receipt No 276 200 160 and th that on the 25th day of August 1987, I did receive the duly executed return receipt dated the 24th day of August 1987.
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.

Brian Lindsay, ESQ.

Oct. 20, 1987 Temporary ORder filed. AND NOW, this 20 day of Oct., 1987, after mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:
1. Custody of Tamera I. Catlin and Melissa D. Catlin, minor children, is hereby awarded to Cindy L. Livermore, their mtoerh and plaintiff herein.
2. The father shall have reasonable rights of visitation as may be agreed between the parties. If the parties are unable to agree on the ocnditions and times of visitation, then further Court proceedings may be had on this issue upon application of either party
3. 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 shall do or say anything to blacken the character of the other in the eyes of said children.
4. costs and fees of this Mediation, which are fixed at $40.88 are to be paid by Crawford County, the mother having been granted a Petition to proceed informa pauperis.
5. 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,
P. Richard Thomas, J

Oct. 21, 1987 Copies of order to Brian LIndsay and William Pineo

Feb. 9, 1988, Appearance of Watts, Pepicelli, Youngs and Youngs PC, attorneys for defendant filed.

Feb. 9, 1988, Motion for Custody Hearing Nunc Pro Tunc, and Order filed. ORDER: AND NOW, upon presentation and consideration ofthe foregoing Motion for Custody Hearing Nunc Pro Tunc the within action is referred to William Pineo, Mediator, to hold a new Mediation Conference.

BY THE COURT,
Robert L. Walker, J.

Feb. 10, 1988, copies of order to Attys. C. Youngs and Brian Lindsay.

April 26, 1988 Temporary Order filed. Order: AND NOW, this 26th day of April, 1988, after Mediation in the abovereferenced matter and upon the recommendations of the Child Custody Mediator, IT IS REREBY ORDERED AND DECREED THAT:
1. Pending further Order of this Court, the mother is awarded temporary legal and physical custody of the subject m,inor children.
2. The father shall have the right of visitation on Sunday afternoons from 1:00 p.m. to 5:00 p.m..He shall arrange for transportation.
3. Children's and Youth Services of Crawford County is hereby requested to make a homestury of the father's living quarters and report to the Custody Mediator. Children's and Youth Services of Crawford County is also authorized and directed to disclose to the Mediator any and all information which it may have concerning the subject minor children, or either of the parents.
4. When the Mediator has rec eived the report of Children's and Youth Services of Crawford County, he shall make further report to the Court.
5. Eitherparty may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so m,oves, this Order shall be considered permanent, subject to its own provisions.

By The Court,

Robert L. Walker, J.

April 28, 1988 copies of order given Brian Lindsay, Christopher Youngs, Esqs., William Pineo, Mediator, and Children's and Youth Services.

Continued on page 607

156

1987

Joseph F. Kulwicki

706.

MICHAEL L. HECKER

vs.

DEBORAH L. HECKER

Filed Aug. 19, 1987

Tax & entry Paid $40.50 ✓
Pro Co. PD 5/19/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

May 6, 1988, Affidavit of Consent of plaintiff filed.

May 6, 1988, Affidavit of Consent of defendant filed.

May 19, 1988, Upon Praecipe of Defendant Attorney For Review Under Section 201(c) of Divorce Code, this case is mvoed to Court.

May 20, 1988 Acceptance of Service filed. I, William J. Gregg, Esq., do hereby acknowledge receipt of a true and correct copy of the Complaint in Divorce filed against Deborah L. Hecker in the above-captioned matter and state that I have accepted service of a copy of the Complaint on behalf of Mrs. Hecker with her permission and consent.

William J. Gregg, Esq.

June 6, 1988 **F I N A L D E C R E E F I L E D .**

AND NOW, this 3 day of June, 1988, this action having been heard by the Court, and on the evidence presented, It is ORDERED and DECREED that:

1. The bonds of marriage between Plaitiff, Michael L. Hecker and Defendant, Deborah L. Hecker, are dissolved because the marriage is irretrievably broken.

2. Upon consideration ofthe Memorandum of Agreement dated May 4, 1988, between the parties to this action which Agreement has been duly executed and notarized, it is hereby Ordered and Decreed that the said Memorandum of Agreement be and is hereby entered as a Court Order and be made a part of this Decree and incorporated as such.

By the Court,
P. Richard Thomas, J

1987

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

707.

9-2-87
Received $18.00
Sheriff costs.
C. Allen, Deputy

SALLIE M. FRISINA

vs.

STEPHEN A. FRISINA

Filed Aug. 19, 1987

Tax & entry pd 8/28/87 $40.50 ✓

Sheriff's Costs 18.00 ✓
Pro. Co pd 8/28/87 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (atty)

ORDER FOR HEARING:

AND NOW, this 19th day of August 1987, upon consideration of the within Petition for Relief, a hearing thereon is scheduled for the 28th day of August 1987 at 1:30 P.M. in Courtroom No. 1 or 2 Crawford County Courthouse, Meadville, Pa.

Pending the time set for hearing, the REspondent shall be prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to the petitioner, or placing by physical menace the petitioner in fear of bodily injury, or contacting the Petitioner. Any law enforcement officer with the power to arrest is ordered to assist in the implementation of this order.

Custody of the parties minor child shall remain with the petitioner pending the time for said hearing.

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. In aDDITION, THE Sheriff of Crawford County is hereby ordered and directed to serve the within Petition without the filing of costs at the present time but costs to be directed and ordered at the time of hearing.

BY THE COURT,
Robert L. Walker, J.

Aug 24, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Stephen A. Frisina personally the within named defendant by handing a true copy of the within Petition and Order for Protection from Abuse to him, on August 19, 1987 at 1:10 P.M. at his place of employment, Valesky's Golden Dawn, Water Street, Meadville, in the County of Crawford, State of Pa.
So answers,
Edgar D. Householder, Deputy Sheriff
E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Aug 28, 1987 Order filed: AND NOW, August 28, 1987, at the time scheduled for hearing, the parties each appear with counsel and they advise the Court that an amicable agreement has been reached under the following conditions:

1. Without intending that it be an admission that he committed the offenses alleged in the abuse petition, the Defendant agrees and the Court orders that he not contact, assault, harass, or annoy the Plaintiff in any fashion. He will not go to her residence nor will he telephone her for any purpose, except for the purpose of exercising his visitation rights with the parties' minor child.
2. The Defendant will immediately pay all costs and service fees in connection with this case.
3. This Order shall be in force and effect for a period of one year from this date and in the event any of the conditions of this ordere alleged to have been violated and a duly authorized police officer has reasonable grounds to believe this order has been violated, he may apprehend the Defend, confine him in the Crawford County Jail, and request an immediate hearing before the Court.

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

The foregoing Order was entered in open court on the date indicated, with both parties and their respective counsel in court, the Order having been read to them and each of them having acknowledged their approval thereof.
Robert L. Walker, J.

Sept 1, 1987 Copies to Thomas O'Shea, Esq.

1987

Bukac and Toomey
Terry Toomey,

708.

MELISSA HAGANS

vs.

ALAN HAGANS

Filed Aug. 19, 1987

Tax & entry paid $40.50 ✓

Pro Co Pd 6-3-88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

June 3, 1988 Acceptance of Service filed: I, Alan Hagan, the Defendant in the above-captioned Divorce action, do hereby acknowledge and accept service of the Complaint in Divorce, made upon me on or about August 21, 1987.

Alan Hagans, defendant

June 3, 1988 Affidavit of Consent of Defendant filed.

June 3, 1988 Affidavit of Consent of Plaintiff filed.

June 3, 1988 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

June 29, 1988 Order filed: AND NOW, June 28, 1988, the Court finds that a decree would be inappropriate at this time because the Affidavit of Consent executed by the Plaintiff was executed more than thirty days prior to its filing in violation of Pa. R.C.P. 1920.42 and the file is returned to the Prothonotary.

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

June 30, 1988 Copies of order to Terry Toomey, Esq.

July 13, 1988 Affidavit of Consent of Plaintiff filed.

July 14, 1988 UPon praecipe of P laintiff Attorney To Transmit Record this case moved to court.

July 26, 1988 **D E C R E E I N D I V O R C E F I L E D .**

AND NW, this 26 day of July, 1988, it is hereby ORDERED, ADJUDGED and DECREED that the marriage heretofore existing between MELISSA HAGANS and ALAN HAGANS is hereby dissolved and the aprties 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, J

1987

Brian Lindsay
Legal Aid

709.

Joan D. Mason

9/3/87 Recd $ 24.75
From Plaintiff

9/8/87 Recd $24.75
From Defendant

CAROL A. KORSAK

vs.

PETER KORSAK

Filed Aug. 20, 1987

~~Indigent filing~~

Tax + Entry Pd 9/8/87 40.50
Pro Se Pd 9/8/87 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE

3 copies (atty)

TEMPORARY ORDER:

AND NOW, this 20 day of August 1987, upon motion of Brian Lindsay, Esq., atty. 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 the following Temporary Protection Order is hereby entered:

1. The Respondent, Peter Korsak, is directed and and prohibited from:

a. threatening, harassing or abusing the petitioner and also from approaching the petitioner or her residence until further order of court.

2. Petitioner is granted exclusive possession of the residence located at 116 S. 6th St, Jamestown, Pa. 16134.

3. Petitioner is premitted to proceed without payment of costs, costs to be determined by the court after hearing.

A true and correct ocpy of this order shall be made on the respondent by the sheriff or a competent adult in the same manner as a complaint in an action in equity. A true and correct copy ofthe order shall likewise be given to the Pa. State Police Dept. which has appropriate jurisdiction to enforce this order.

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

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

Final hearing is scheduled for the 25th day of August, 1987, at 10:00 A.M. in C. R. 1 or 2 of the Crawford County Courthouse, Meadville, Pa., Jurisdiction and/or venue to be determined at the time of hearing.

BY THE COURT,
Robert L. Walker, J.

Aug. 20, 1987 Praecipe to Proceed in Forma Pauperis, Petition for Leave to Proceed IN Forma Pauperis and Order filed. ORDER OF COURT: AND NOW, this 20th day of August 1987, Carol A. Korsak, Petitioner inthe above action, is granted leave to proceed in Forma Pauperis reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Aug 24, 1987 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Carol A. Korsak, and that as such I am authorized to execute this Affidavit; that I did, on the 21st day of August, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Peter Korsak a true and correct copy of the Petition for Protection from Abuse, Temporary Order of Court and **Order for H**earing at his last known address of c/o Vic Korsak, 2485 Wildwood, Pennsylvania 15091, as evidenced by the attached sender's receipt No. P 276 200 161 and that on the 24th day of August, 1987, I did receive the duly executed return receipt dated the 22nd day of August, 1987.

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.

Date: August 24, 1987 Brian Lindsay, Esq.
Attorney for Plaintiff

Aug. 26, 1987 Order filed: AND NOW, August 25, 1987, at the time the matter is before the Court, the parties and counsel agree that without admission on the part of the Defendant to the allegations of the petition, that for a period of nine (9) months he will not threaten, annoy, assault harass or follow his spouse in any manner or procure others to do do on his behalf.

This Order supersedes the temporary Order entered August 20, 1987 and the Court makes no ruling regarding the right to occupation of the jointly owned residential real estate in South Shenango Township.

Each party is DIRECTED to pay one-half (½) of the costs for filing fees and related costs in this case within seven (7) days of this date.

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

Aug. 28, 1987 copies of order to Brian Lindsay and Joan D.Mason

Joseph F. Kulwicki

710.

NANCY COUGHANOUR

vs.

JOHN W. COUGHANOUR

Filed Aug. 20, 1987

Tax & entry Paid	$40.50
Pro Co Pd 12/1/87	9.00
Pro Co Pd 12/18/87-	5.00

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

Aug. 25, 1987 Affidavit of Service filed: VERONICA S. PHILLIPS, being duly sworn according to law, deposes and says that she is employed by Joseph F. Kulwicki, Esq., attorney for the plaintiff, and as such, on Friday, August 21, 1987, she placed a certified copy of the Divorce Complaint, in the U.S. mail, addressed as follows:

John W. Coughanhour
639 Washington Street
Meadville, Pa. 16335

Said Divorce Complaint was sent certified mail, being mail item number P 042 058 977, restricted delivery, deliver to addressee only. The signature card for said certified mail item was returned to the office of Joseph F. Kulwicki, Esq., bearing the signature of the defendant as having received same on August 22, 1987.

The receipt and signature card for certified mail item number P 042 058 977 are attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

Veronica S. Phillips

Nov. 25, 1987, Affidavit of Consent of Plaintiff filed.

Nov. 25, 1987, Affidavit of Consent of Defendant filed.

Nov. 25, 1987, Upon praecipe of plaintiff attorney, for Review Under 201(c) of the divorce code, this case moved to court.

Dec. 16, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 14, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

NANCY COUGHANOUR and JOHN W. COUGHANOUR

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

Dec. 18, 1987, Notice of Intention to Resume Prior Name filed. to be Known as:

NANCY HOLMES.

1987

Thomas D. O'Shea
Brian Lindsay
Legal Aid

711.

Kathleen R. Nelson

LINDA M. CLOSE

vs.

WILLIAM F. CLOSE

Filed Aug. 20., 1987

Tax & entry Paid $40.50 ✓

COMPLAINT FOR CUSTODY

ORDER: AND NOW, this 24th day of August, 1987, upon consideration of the foregoing Complaint for Custody, presented, by LInda M. Close through her attorney Brian Lindsay, it is 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

Sept. 1, 1987 copy of order to Brian Lindsay and William Pineo

Aug. 27, 1987 Motion To Remove Child Custody Mediator and Order filed. AND NOW, This 27th day of August, 1987, the Court hereby removes William Pineo as Child Custody Mediator and appoints John Fuller.
BY THE COURT,
Robert L. Walker, J

Sept. 1, 1987 Copy of order to Brian Lindsay, John Fuller and William Pineo

Sept. 2, 1987 Affidavit filed. PATRICIA WOJSIAT, hereby states that she is a competent adult and that she served the Complaint for Custody, filed in the above matter on WILLIAM F. CLOSE, personally, by handing him a true and correct copy thereof and informing him of its contents at R.D.4, Box 810, Conneaut Lake, Pennsylvania 16316 on Tuesday, September 1, 1987, at approximately 1:27 p.m.
I verify that the statements made in this Aff;idavit 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.
Patricia Wojsiat

Sept. 2, 1987 Affidavit filed. I, CAROL E. HARLETT, hereby state that I am a competent adult and that I served a true and correct copy of the Complaint for custody and Motion to Remove Child Custody Mediator on Joan Mason's authorized agent onthe 31st day of August, 1987 at approximately 10:20 a.m. at JOan Mason's law office located at 973 Liberty Street, Meadville Pennsylvania 16335.
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 E. Haylett

Sept. 4, 1987 Motion and Order filed.AND NOW, this 4th day of Sept.,1987, upon consideration of the within motion, the same is hereby granted and the appointment of William Pineo, Esq., as Custody Mediator, is hereby withdrawn.
The Court hereby appoints John Fuller to be the Child Custody Mediator and the parties are hereby ordered to appear before said Mediator for a Mediation Conference at such time and place as the Mediator may direct.
By the Court,
Robert L. Walker, J.

Sept. 16, 1987 Orderfiled. AND NOW, September 15, 1987, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:
I. Legal custody of Andrew Paul Close shall be shared between the mother, LInda M. Close, and the father William F. close, that is each aprent shall be entitled to full access to medical records, school records and other important record and each parent shall be entitled to take part in decisions affecting the child's education, religious instruction, medical treatment and other important decisions.
II. Physcial custody of Andrew Paul close shall be shared between the mother and the father as follows:
(a) From the date of hearing until september 16, 1987 the child shall remain the the custody of the father.
(b) The mother shall take the child into her custody on September 16, 1987 and shall retain custody of the child until October 16, 1987.
(c) The father shall take cusody of the child on October 16, 1987 and retain the child in his custody until November 16, 1987 when the child will be picked up by the mother and kept in her custody for the following month. The parties shall continue to alternate having the child in their custody on a monthly basis exchanging custody on the 16th of each month thereafter.
(d) When the child is in the home of the mother in Massachusetts it shall be the obligation of the father to provide transportation for the child form the mother's home in Massachusetts to the father's home in Crawford County, Pennsylvania. When the child is in the home of the father in crawford County, Pennsylvania it shall be the obligation of the motehr on a cahnge of cutody to provide transportation for the child from the father's home in Crawford County, Pennsylvania to the mother's home in Massachusetts.
(e) This Order is entered without prejudice to the right of either party to request a further mediation conference at any time within two months prior to the time the child begins kindergarten, or ant any other time when there has been a substantial change of circumstances.
(f) Neither mother nor father shall say anything in the presence of the child detrimental about the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.
(g) Each parent shall notify the other parent of any illness or emergency affecting the child or affecting the parent at the earliest possible time. Each parent shall also keep the other parent notified of any change of address and provide the other parent with a current address and current telephone number.
(h) This Order shall be a temporary Order but shall become a permanent Order unless exceptions thereto are filed by either party within thirty (30) day sof the date hereof.
III. The cost of the medition conference shall be paid by Crawaford County, Pennsylvania..
Respectfully submitted.
P. Richard Thomas

Sept. 16, 1987 Copies of order to Brian Lindsay, and John Fuller

Continued on page 568

712.

Mason and Mason
M. Dan Mason

COMMONWEALTH OF PENNSYLVANIA

vs.

JEANNE B. PLEMENTOSH

Filed Aug. 21, 1987

Tax & entry Paid 8.21.87 $40.50

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

Order:
AND NOW, this 24 day of August, 1987, upon presentation and consideration of the within Petition, it is hereby ordered, adjudged and decreed that a hearing on the within Appeal shall be held on the 27th day of October, 1987 at 10:00 A.M. in Courtroom 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.
It is further ordered that thirty (30) days written notice shall be given by counsle for the Defendant to the Department of Transportation, Bureau of Driver Licensing, Citation Processing Division, Room 302, Transportation and Safety Building, Harrisburg, Pennsylvania 17120, by certified mail, return receipt requested, with an appropriate Certificate of Service to thereafter be filed with the Prothonotary.
It is furthe ordered and decreed that the Appellant, Jean B. Plementosh, shall retain her operating privileges and license pending the outcome of the Appeal, which shall act as a supersedeas.

By the Court,
P. Richard Thomas, J.

Aug 25, 1987 Copies of order to Dan Mason, and Katherine Linn, Esqs.

Oct. 61, 1987, Motion to Continue hearing and order filed. ORDER: And Now, Oct. 2,1987, Hearing reset for Dec. lo, 1987, at 1:30 P.M.. Defendant directed to notify Commonwealth atty.
P. Richard Thomas, Judge

Oct. 6, 1987 copies to M. Dan Mason, Esq.

Dec. 15, 1987 Exhibits filed with papers.

Dec 15, 1987 Re: Appeal from License Suspension, Opinion and Order filed: AND NOW, December 11, 1987, in accord with the foregoing and after hearing, the Defendant's appeal is denied and the suspension imposed upon Jeanne B. Plementosh (operator's license no. 0738613801) is sustained.

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

Dec. 16, 1987 Copies of order to Dan Mason and Kathy Stevenson, Esqs.

1987

Ferguson, Spataro & O,Shea
Thomas D. O'Shea

713.

SALLIE M. FRISINA

vs.

STEPHEN A. FRISINA

Filed Aug. 21, 1987

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
Pro Co Pd 1-21-88 9.00 ✓

COMPLAINT IN DIVORCE, CUSTODY

1copy (atty)

Aug. 25, 1987 Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pa., on the above named Defendant by certified mail, addressee only, return receipt requested, dated Aug. 21, 1987. The Defendant acknowledged serviceon Aug. 23, 1987 by accepting delivery on that date as evidenced by the attached signed return re ceipt.

Thomas D. O'Shea, Esq.

Sept. 18, 1987 Agreement As To Custody and Visitation With the Parties' Minor Child and Order filed. AND NOW, this 18th day of Sept., 1987, the within Agreement as to Custody and Visitation with the Parties' Minor Child 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.

Sept. 21, 1987 Copy of Order to Atty. Thomas D. O'Shea.

Dec. 15, 1987 affidavit Of consent of Plaintiff filed.

Jan 20, 1988 Affidavit of Consent of Defendant filed.

Jan 20, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under Section 201(c) of the Divorce Code, this case is moved to Court.

Jan. 28, 1988 **DIVORCE DECREE FILED.**

AND NOW, January 26, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SALLIE M. FRISINA and STEPHEN A. FRISINA

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

Ferguson, Spataro
& O'Shea
John F. Spataro

714.

Neil T. Dombrowski

DORIS MOSIER, AND

ROBERT MOSIER

vs.

GARY ALEXANDER

Filed Aug. 21, 1987
issued

Indigent filing

NOTICE OF APPEAL OF DEFENDANT FROM JUDGMENT
OF WILLIAM D. CHISHOLM, DISTRICT JUSTICE

Aug. 21, 1987, Rule to File Complaint Entered Upon the Plaintiff, issued.

Aug. 21, 1987, Praecipe to Proceed in Forma Pauperis, Petition for Leave to Proceed In Forma Pauperis filed.

Aug. 28, 1987 Proof Of Service filed.

Sept. 11, 1987, Complaint in Civil Action filed. 1 copy (atty)

Oct. 9, 1987, Defendant's Answer and Counterclaim filed. 1 copy (atty)

Nov. 5, 1987 Answer To Counterclaim filed.

1987

Shafer, Swick, Bailey
Irwin and Stack
LouissJ. Stack

715.

JOHN R. YAISSLE,
Executor of the Estate
of
LYNN C. SUMMERS

vs.

TIMOTHY J. ADAMCHIK

Filed Aug. 24, 1987

Tax & entry Paid $40.50
Sheriff's Costs 20.00
9.00
fro to fd 3/16/88

COMPLAINT - QUIET TITLE

1 copy (sheriff)

Oct. 16, 1987 Sheriff's Return filed. Sent copy of Complaint Certified Mail, return receipt requested on August 24, 1987, to within named defendant Timothy J. Adamchik, at his address, 106 Mallard Court, Royal Palm Beach, FLA 33411, which was returned "unclaimed" as per letter hereto attached.
On October 2, 1987 sent copy of the within Complaint to Defendant Timothy J. Adamchik, 106 Mallard Court, Royal Palm Beach, FLA 33411, by regular mail, with Certificate of Mailing, as per receipt of mailing hereto attached.
So answers, Howard N. Stewart, Sheriff

Jan 8, 1988 Petition for Substitution of Successor Pursuant to Rule 2352 and Order filed: AND NOW, this 8 day of January, 1988 upon consideration of the Petition for Substitution of Successor filed by the Estate of Lynn C. Summers and pursuant to PA R.C.P. 2352, it is hereby Ordered that John R. Yaissle, Executor of the Estate of Lynn C. Summers, be and hereby is substituted as the party plaintiff in the above-captioned case. The Prothonotary is directed to index the Successor as a Plaintiff and the caption shall hereinafter read: John R. Yaissle, Executor of the Estate of Lynn C. Summers, Plaintiff, vs. Timothy J. Adamchik, Defendant No AD 1987-715.
By the Court,
P. Richard Thomas, J.
Jan 8, 1988 Copies of order to Louis Stack, Esq.

Jan. 15, 1988 Motion For Judgment Pursuant to Rule 1066 filed.

Jan. 15, 1988 ORDER filed. AND NOW, this 15th day of January, 1988,upon Motion of the Plaintiff for a Default Judgmetn pursuant to PA R.C.P. 1066, and it appearing that service has been made in accordance with the Rules of Civil Procedure and that the Defendant has failed to file an Answer within the time permitted by the Rules, it is Ordered and Decreed that the Defendant, his successors and assigns, be and are hereby forever barred from asserting any right, lien, title, or interest to the premises located in Sadsbury Township, Crawford Co. PA., hereinafter described, to wit:
ALL that certain piece or parcel of land situate in Sadsbury Township, Crawford Co. PA., bounded and described as follows, to-wit:
ON the North by the line dividing Summit Township and Sadsbury Township; on the East by land now or formerly of Vivian Mosburg; on the South and West by public road, Route 6. Containing 55 acres of land, more or less, and having erected thereon a frame dwelling house, barn and other outbuildings.
EXCEPTING AND RESERVING THEREFROM a certain lot heretofore conveyed by Roy G. Bartges, Jr., et ux. to Jacob E. Beaver, et ux.dated March 8, 1972, and recorded in Crawford Co. Deed Book 463, page 78, the dimensions of which were altered by an Agreement dated February 16, 1973, and recorded in Agreement Book 73, page 246.
inconsistent with the interest or claims of the Plaintiff set forth in its Complaint; from impeaching, denying, or in any way attacking Plaintiff's title to said property; from issuing or maintaining any action attachking same; and from issuing or maintaining any action attacking same; and from encumbering, mortgaging, or conveying the same or any part thereof unless the Defendant or any one of them shall, within thirty (30) days of this Order, file with the Court written objections to this Order. If such action is not taken within the thirty (30) day period, the Prothonotary, on praecipe of the Plaintiff, shall enter final judgment.
A-162
By The Court:
Robert L. Walker, J.
Jan. 15, 1988 Copy of Order to Louis J. Stack, Esq.

And now, Feb. 26, 1988 at 10:56 am 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.
A-162
Notice mailed to Defendant 3/1/88
FINAL JUDGMENT
James F. Simmons,
Prothonotary

Culbertson, Weiss, Schetroma & Schugg
Mary Ann Kirkpatrick

~~Elderkin, Martin, Kelly, Messina & Zamboldi~~
~~James H. Richardson Jr~~
withdrew

716.

Joan Mason

LAWRENCE J. MENCOTTI

vs.

MARCELLA M. MENCOTTI

Filed Aug. 24, 1987

Tax & entry Paid $40.50 ✓

Pro Co Pd 11-13-87 30.00 ✓
Pro Co pd 11/18/87 9.00 ✓
Pro Co pd 6/20/89 30.00 ✓
Louis Stack, Master
Pro Co Pd 11-16-89 9.00
State Pd 11-16-89 10.00

11/6/89 Recd $300.00 From Plaintiff

11/6/89 Recd $ 300.00 From Defendant

3/16/90 Paid $200.00 To Louis J. Stack, Master Fee Ck# 5504

3/16/90 Paid $200.00 To Lawrence Mencotti Refund Ck# 5505

3/16/90 Paid $200.00 To Marcella Mencotti Refund Ck# 5506

COMPLAINT UNDER DIVORCE CODE

2 copies (atty)

Sept 9, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Nov 5, 1987 Affidavit of Service filed: The undersigned, being duly sworn according to law, deposes and states that he served a true and correct copy of a Complaint Under Divorce Code and Plaintiff's Affidavit Under Section 201(c) of the Divorce Code on the Defendant Marcella M. Mencotti, by personal service at 9:15 A.M.on Oct. 23, 1987 at Chicago, Ill. 130 E. Randolph. The defendant was identified by telling me her name.
John Jacobs

Nov 13, 1987 Petition for Additional Remedies filed. (Equitable Distribution, Attorney Fees, Court Costs and Related Fees)

Nov. 13, 1987 Affidavit Of Non Military Service filed.

Nov. 13, 1987 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec. 11, 1987 Order filed. This divorce action was forwarded to the Court for granting of an uncontested 401(d) divorce on November 19, 1987. The Court notes from the file that on November 13, 1987, the Defendant wife filed a Petition for Additional Remedies in this case, requesting equitable distribution, attorney fees, court costs and related expenses. Since this now appears to be a contested divorce with the aforesaid collateral issues, we return the same to the Prothonotary's Office until the matter isin a posture for resolution of the ancillary issues.
Dated: December 10, 1987.
BY ORDER OF THE COURT,
P. Richard Thomas, J

Dec. 14, 1987 Copies of order to James Richardson and Joan Mason

Oct. 19, 1988, Inventory and Appraisement of Property and Income and Expense Statement of Plaintiff Lawrence J. Mencotti, filed.

Dec. 22, 1988 Defendant's Income and Expense Statement filed. 1 copy (atty)

Dec. 23, 1988, Defendant's Inventory and Appraisement filed. 1 copy (atty)

Mar 23, 1989 Plaintiff's Response to Defendant's Income and Expense Statement filed.

Mar 23, 1989 Plaintiff's Response to Defendant's Inventory and Appraisement Statement filed.

Mar 23, 1989 Motion for Appointment of Master and Order filed: AND NOW, this 28th day of March, 1989, Louis J. Stack, Esq., is appointed Master with respect to all claims identified in the accompanying Motion for Appointment of a Master. Each party shall deposit $300 with the Prothonotary as security for master's costs.
BY THE COURT,
Robert L. Walker, J.

Mar 31, 1989 Copies of order to Attys. Richardson and Mason. and Stack.

June 19, 1989 Petition For Additional Remedies filed. (Alimony)

June 19, 1989 Petition For Additional Remedies filed. (Child Support)

June 30, 1989 Affidavit of Acceptance of Service filed. I, James Richardson, Esquire, Attorney for the Plaintiff in the above captioned action, being duly sworn according to law, do hereby state that I accepted service of Defendant's Petitions for Additional Remedies on behalf of the Plaintiff, Lawrence J. Mencotti, on June 22nd, 1989, by receiving said petitions by way of first class mail at my office, at 150 East Eighth Street, Erie, Pennsylvania 16507-0819
James Richardson

Aug. 16, 1989 Motion to continue Master's Hearing and Order filed. And now, August 16, 1989 Motion granted to be rescheduled by Master.
Robert L. Walker, J

Aug. 16, 1989 Copies of order to James Richardson, Joan Mason and Louis Stack

Aug. 16, 1989 Notice of Master's Hearing filed.

Oct. 13, 1989, notice of Master's Hearing filed.

Oct. 17, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by Mary Ann Kirkpatrick for Defendant filed.

Oct. 25, 1989 Motion to Refer Alimony Claim to Master and Order filed. And Now, October 25, 1989, Defendant's Claim for Alimony is referred to Louis Stack, Master.
By the Court,
P. Richard Thomas, J

Oct. 25, 1989 Copies of order put in Mary Ann Kirkpatrick, Joan Mason and Louis Stack's box.

Oct. 25, 1989 Petition to Bifurcate Divorce and Order filed. And Now, October 25, 1989, hearing on Plaintiff's Petition to Bifurcate Divorce is scheduled for Nov. 16, 1989 at 1:30 o'clock in Court Room 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.
By the Court,
P. Richard Thomas, J

Oct. 25, 1989 Copies of ord erput in Mary Ann Kirkpatrick, Joan Mason and Louis Stack's box.

Nov. 1, 1989 Withdrawal of Appearance of James H. Richardson, Jr. for Plaintiff filed.

Continued on Page 166a

Lawrence J. Mencotti
vs.
Marcella M. Mencotti

REcord Continued from page 166

of
AD 1987 - 716

Nov. 14, 1989, Affidavit of Consent of plaintiff filed.

Nov. 14, 1989 Affidavit of Consent of defendant filed.

Nov 15, 1989 Motion for Withdrawal of Petition to Bifurcate and Order filed: AND NOW, November 14, 1989, Plaintiff's request to withdraw his Petition to Bifurcate is granted and the hearing scheduled for November 16, 1989 is cancelled.

By the Court,
P. Richard Thomas, J.

Nov 15, 1989 Copies of order put in Attys. Mason, Stack and Kirkpatrick's boxes.

Nov 15, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Nov. 28, 1989 STIPULATION AND DECREE FILED.

AND NOW, this 28th day of November, 1989, the court orders and decrees as follows:

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

2. PENNSYLVANIA STATE EMPLOYES RETIREMENT SYSTEM PENSION AND RETIREMENT BENEFIT:

For the purposes of determining division of this benefit, the parties were married at the time Plaintiff commenced working under the above noted retirement system. The parties separated July 31, 1984. This shall be the period of time determining the numerator in the coverture or marital fraction noted below. ALso for the purpose of division of this benefit, total time worked (the denominator of said fraction) shall be considered to be from date of hire of the Plaintiff, Lawrence J. Mencotti, until date of retirement, or death of Plaintiff. For the purpose of calculations, the number of years, months and days shall be counted during each said period, and a fraction arrived at, as follows:

years, months and days between September 1, 1970
and July 31, 1984

---

years, months and days between September 1, 1970 and date of
retirement/death of Lawrence J. Mencotti

As to any benefit payable to Lawrence J. Mencotti, or to a person or persons designated by him as his alternate payee or beneficiary of pension benefits of any description, he shall designate the Defendant, Marcella Mencotti, as beneficiary, or recipient of a portion of each said benefit or payment, which shall be figured by applying half of the marital coverture fraction set forth above. This division shall apply (1) to all pre-retirement or post-retirement death benefits, whichever shall be applicable; (2) to lump sum payment or payments; (3) to monthly benefit amounts. The calculation of benfits to which said fraction shall apply shall include all employee contributions and increase to and interest thereon, and also to all employer and state contributions and increase to and interest thereon, earned by or credited to the Plaintiff between his date of hire and his date of final retirement or death. This provision shall not apply to the joint and survivor optional election.

If Lawrence J. Mencotti shall elect a joint and survivor annuity, he shall reimburse to Defendant Marcella M. Mencotti during their joint lifetimes, a sum equal to one half of the above marital coverture fraction, as applied to the figure or premium paid or deducted each month from the monthly benefit payments to provide for continuation of all or any part of the pension (whichever he shall have elected) for his designated survivor. The purpose of this provision is to avoid any expense or deduction from Defendant's share of the pension, to provide joint and survivor benefits for any person other than herself. Said payment from Plaintiff to Defendant shall be monthly.

Any deduction s made from Plaintiff's monthly benefit amount, except DEfendant's allocated portion and if required, amounts deducted in consideration of his joint and survivor election, shall not reduce Defendant's allocated portion. Each party shall be responsible for the payment of income tax on his or her share of the gross lump sum payment (if lump sum payment is made) and likewise on his or her respective share of the pension received monthly.

The Plaintiff, Lawrence J. Mencotti shall execute any authorization and consent form or forms, or correspond as correspond as necessary to facilitate release and provision to Marcella Mencotti, of any information, records, documents, and calculations, relative to the interest attributed to him as an annuitant/employee, relating to the State Employes' Retirement System benefit, and such successor plan or plzns as may substitute in whole or in part for the existing plan. He shall also promptly provide her with a copy of his annual statement from the Plan, each year.

At such time as the Plaintiff, Lawrence J. Mencotti intends to retire, he shall, at lease two months in advance of retirement, provide to Marcella Mencotti documents identical to those that he will be providing to the Pennsylvania State Employes' Retirement System, indicating his election of options in regard to this benefit.

Marcella Mencotti shall be entitled to the benefits noted above, pursuant to the provisions of the Pennsylvania Divorce Code including equitable distribution provisions. The obligations provided for herein shall bind the estate of Lawrence J. Mencotti.

It is noted that Plaintiff's social security number is 366-42-3974, his address is presently 1357 Laurel Drive, Meadville, Pennsylvania 16335, and his date of birth is September 10, 1942. It is likewise noted that Marcella Mencotti's social security number is 356-36-1964, her present address is 3513 Lake AVenue, #106, Wilmette, Illinois 60091, and that her birth date is May 13, 1946.

The Plaintiff, Lawrence J. Mencotti is directed to make all efforts to have the state pay directly to Marcella Mencotti, that portion of each monthly payment, and that portion of any lump sum payment or death benefit, that is to be hers, under this decree. In the event that said direct payment is not possible, or has not gone into effect, Lawrence J. Mencotti shallpromptly pay to Marcella Mencotti, by c heck or money order, an amount equivalen t to that amount which she should receive in accordance with this decree, if and when he receives funds that should have been divided as directed above.

Marcella Mencotti shall be entitled to benefits under this decree, whether she has remarried, or relocated, and whether she is employed or unemployed.

3. PROCEEDS OF SALE OF REAL ESTATE: The parties hereto shall divide equally the current balance in the Prudential -Bache security account #062-340657-29, which has an approximate value of $13,500.00 to $14,000.00. This account represents the net proceeds from the sale of the parties' Cambridge Springs, Pennsylvania residence in April of 1988. The Plaintiff shall provide to the Defendant, copies of documents detailing improvements to the property, for the purpose of determining capital gains, and calculating

Continued on Page 166 B

166
B

1987

MENCOTTI VS. MENCOTTI, AD 1987 - 716 (Divorce)

capital gains taxes , and shall provide her with copies of said documents immediately. Each party shall be responsible for the capital gains tax consequences on that share of the net proceeds that he or she receives.

4. BAXTER TRAVENOL STOCK: The Baxter-Travenol stock, comprised of 440 shares, shall be distributed so that 130 shares shall belong to the Plaintiff, and 310 shares shall belong to theDefendant.

5.LIFE INSURANCE: Defendant shall retain cash value of the New York Life Insurance Policy #35-616-410, owned by her, which has an approximate present value of $1,300.00 to $1,400.00.

Lawrence J. Mencotti shall designate his daughter Cara Mencotti as sole beneficiary of the $50,000 term life insurance coverage on his life, provided through and on account of his employment by the Commonwealth of Pennsylvania, so long as said insurance is available to him, including any increases of said coverage, at no expense to himself. Plaintiff's obligation to designate Cara Mencotti as beneficiary shall terminate at Cara's 25th birthday.

6. NEW YORK LIFE TAX SHELTERED ANNUITY: Plaintiff, Lawrence J. Mencotti shall retain the New York Life tax sheltered annuity, titled to him.

7. TANGIBLE PERSONAL PROPERTY: The parties hereto have divided to their satisfaction, those items of personal property acquired during the marriage, and each shall retain those items that he or she now has. However, the coin collection in i ts entirety shall belong to Cara Mencotti, and shall be retained for her benefit by the Plaintiff, in a secure place accessible immediately both to him and to Cara Mencotti.

8. CHECKING ACCOUNT, SAVINGS ACCOUNT, VEHICLES: The parties hereto have divided their checking and savings accounts and vehicles in a manner acceptable to each, and each party shall retain those items he or she now has, or the proceeds of any such items that may have been sold.

9. CERTIFICATES OF DEPOSIT: Three $1,000.00 certificate of deposits now exist, which either are now exist, which either are now, or shall be titled to Cara Mencotti and perhaps to one or the other of of the parties hereto, and shall be retained for use for education of Cara Mencotti.

10. ALIMONY: Defendant hereby waives her request for alimony.

11. ATTORNEY FEES AND COURT COSTS: Each party hereto shall bear responsibility for his or her own attorney fees, and for half of the court costs incurred.

12. 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 dec ree.

BY THE COURT:

Rober t L. Walker, J.

Mar. 16, 1990 Motion For Release of Funds and Order filed. And now, March 16, 1990 motion allowed. Gordon R. Miller, J

Mar. 20, 1990 Copies of order put in Mary Ann Kirkpatrick, Joan Mason and Louis Stack's box.

February 5.2002 - Del computer for entries.

1987

Bruce L. Smith

717.

Richard L. Jacobs

Stephen M. Elek

Bozic & Thomas
R. Charles Thomas
William Shaw

WILLIAM R. AND KAREN PROPER

vs.

FLORABELLE JOHNSON

HAZLETT TREE SERVICE
John Hazlett, Pres & William Shaw
Additional Def.

Filed and issued
Aug. 24, 1987

Ta x & entry Paid	$40.25
Sheriff's Costs	30.84
Pro Co pd 7/25/88	15.00
Pro Co. pd 12-8-88	6.00

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE RONALD A. COLE, SR.

Aug. 24, 1987, Rule Entered Upon plaintiff to file Complaint Issued.

Aug. 27, 1987 Proof of Service filed.

Nov 5, 1987 Complaint filed.

Nov. 23, 1987, Upon praecipe of attorney for original dft., Writ to Join Additional Defendant Hazlett Tree Service, JOhn Hazlett, President, issued. (atty)

Dec. 7, 1987 Affidavit of Service filed. The undersigned, Stephen M. Elek, Esquire, attorney for Additional Defendant, Hazlett Tree Service, JohnHazlett, President, by signature hereby sets forth that he is authorized to accept service of the Writ to Join Additional Defendant and acknowledges that he has received service of same this 30th day of November, 1987.
Stephen M. Elek, Esquire

Dec. 17, 1987, Upon praecipe of attorneys for original defendant, writ issued to join additional defendants, Hazlett Tree Service, John Hazlett, President, and William Shaw.

Jan. 29, 1988 Writ Return filed. SERVED AND MADE KNOWN TO William Shaw personally the within named Additional Defendant on January 18, 1988 at 11:52 AM by handing a copy ofthe within Writ to him at Sheriff's Office, Courthouse, Meadville, Crawford County, PA.
So answers,
Catherine I. Allen, Dep. Sher.
Howard N. Stewart, Sheriff

Feb. 2, 1988 Appearance of Bozic & Thomas by R. Charles Thomas for William Shaw one ofthe Additional Defendants filed.

Feb. 9, 1988, Answer and New Matter of defendant filed.

Feb. 9, 1988, Complaint to Join Additional Defendants Hazlett Tree Service, JOhn Hazlett, Pres. & William Shaw, filed.

Feb. 16, 1988, Reply to New Matter of Defendant Florabelle Johnson, filed.

Mar. 4, 1988 Stipulation of both parties to all references and allegations against "John Hazlett, President" are stricken from the claim asserted by Defendant, Florabelle Johnson filed.

Mar. 11, 1988 Answer Of William Shaw, One of the Additional Defendants filed

May 27, 1988, Answer to Complaint to Join Additional Defendant filed. (on behalf of add'l dft Hazlett Tree Service)

June 14, 1988 Reply To New Matter Of original Defendant, Florabelle Johnson filed.

Dec. 8, 1988 Upon Praecipe of Plaintiffs' Atty. this caseis marked settled and discontinued of record.
Bruce L. Smith, esq.

±

July 14, 1988 Motion For Consolidation and Order filed. AND NOW, this 14th day of July, 1988, after review of the foregoing Motion and it appearing that the respective cases mentioned present identical issues of fact and law stemming from a single event, that are appealed frm the Deendants against whom judgment was entered in Magisrate's Court, the same two cases are hereby consolidated and will thereafter carry A.D. No. 1987 - 717.
BY THE COURT:
Robert L. Walker, J

July 15, 1988 copies of order to Bruce SMith, Richard Jacobs, STephen Elek and R. Charles Thomas

July 25, 1988 Upon praecipe of Plaintiffs attorney For Reference To Arbitrators, the following are hereby appointed: Douglas W. Ferguson, Chairman
~~David Pickens~~ Glenn Thompson ~~Christopher J. Youngs~~ Terry Toomey

July 29, 1988, Arbitrators Take the Qualifying Oath.

Aug 19, 1988 Notice of Arbitrator's Hearing filed.

Sept. 23, 1988 Upon praecipe of Christopher Youngs To Withdraw as Arbitrator David Pickens is hereby appointed as arbitrator.

Oct. 18, 1988, Upon praecipe of Arbitrator David Pickens, he is hereby withdrawn as an Arbitrator, and Glenn Thompson, is substituted in his stead.

Oct. 25, 1988, Decision of the ARbitrators filed in which they find: in favor ofthe plaintiff for damages totalling $1,695.00, plus costs but no interest to date of Decision, against Defendants, Hazlett Tree Service and Florabella Johnson, with apportionment of liability as follows:
Hazlett Tree Service 80%
Florabelle Johnson 20%
No. liability is found against the defendant William C. Shaw, as an additional defendant.
Decision entered - 10/25/88
J - 217
H - 181
DECISION OF ARBITRATORS
James F. Simmons, Prothonotary

Oct. 25, 1988, copies to Bruce Smith, Richard L. Jacobs, Stephen Elek and R. Chas. Thomas, attys.

Continued on margin

1987

Harry N. Sydor

718.

JOHN V. CULVER AND
PATTI CULVER

vs.

ROBERT PAUL SNYDER AND
CONNIE SNYDER

Filed Aug. 24, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 35.59
Sheriff's costs 28.55
Pro Co Pd. 6/6/88 9.00 ✓ 6.00 ✓
Proc Pd 10/24/86 4.00 ✓
Proc Pd 3-10-89

SUMMONS IN TRESPASS

(Issued-sheriff)

Sept. 2, 1987 Sheriff's return filed. SERVED Robert Paul Snyder within named defendant on August 31, 1987 at 2:08 p.m. by handing a true copy of the within Summons to Rober Snyder, Sr., adult member of the family with whom he resides, namely his father at their residence, R.D. #1, conneautville, in the County of Crawford, State of Pennsylvania.
SERVED Connie Snyder within named defendant on August 31, 1987 at 2:09 p.m. by handing a true copy of the within Summons to Robert Snyder, Sr., adult member of the family with whom she resides, namely her father at their residence, R.D.#1 Conneautville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. HOuseholder, Deputy Sheriff
Howard N. Stewart, sheriff

Jan. 21, 1988 Complaint In Civil Action filed.

Feb. 22, 1988, Complaint REinstated.

April 7, 1988 Sheriff's Return filed. SERVED and made known to Robert Paul Snyder personally the within named defendant by handing a true copy of the within Complaint to him, on March 23, 1988 at 11:00 a.m. at his place of residence, RD Conneautville, Crawford Co. PA.
SERVED Connie Snyder within named defendant on March 23, 1988 at 11:01 A.M. by handing a true copy of the within Complaint to Robert Paul Snyder, adult member of the family with whom she resides, namely her brother, at their residence, RD Conneautville, Crawford Co. PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 6, 1988, at 1:29 p.m.upon praecipe of plaintiff attorney, with copies of default notices and affidavit of non military service attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, in the amount of Eighteen Thousand Five Hundred Dollars, plus costs.
Judgment entered - 6/6/88 Debt - - $18,500.00
S - 264, 33

JUDGMENT
James F. Simmons,
Prothonotary

Mar 10, 1989 Upon Praecipe of Plaintiffs' Attorney, Verdicts, Judgments, Executions, Awards, Decrees, Equity, Liens, Counter-claims or Cross-claims and plaintiffs' case or as to Garnishee only, D.S.B., M.L. & Claims, as to CONNIE SNYDER only are hereby marked settled, discontinued and Satisfied of record.

1987

Bettie J. Peterson-Muth

719.

Jorden & White
Harry F. White

JOSEPH BADAGLIACCA

vs.

DANIEL SCOTT COLWELL

Filed Aug. 24, 1987

Tax & entry Paid	$40.50 ✓
Sheriff's costs	18.00
Pro Paid 7/26/88	5.00 ✓

COMPLAINT

2 copies (atty)

Oct. 2, 1987, Complaint Reinstated.

Oct. 20, 1987 Sheriff's Return filed. SERVED And Made Known To Daniel Scott Colwell personally the within named defendant by handing a true copy of the within Complaint to him, on Oct. 6, 1987 at 3:18 p.m. at his place of residence, 1294 Livermore St., Meadville, Crawford Co., PA.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 6, 1987 Answer, New Matter and Counterclaim filed.

Nov. 23, 1987, Answer to New Matter and Counterclaim filed.

July 26, 1988, Upon praecipe of plaintiff attorney, the above captioned action is marked discontinued of record.

1987

John M. Dawson
District Attorney

720.

COMMONWEALTH EX REL.
JOHN M. DAWSON,
DISTRICT ATTORNEY OF
CRAWFORD COUNTY

vs.

LUCILE M KEAN,
CRAWFORD COUNTY JURY
COMMISSIONER

Filed Aug. 24, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 21.74
Pro Co Pd 11/5/87 5.00 ✓

COMPLAINT SEEKING OUSTER OF DEFENDANT WHO HAS
BEEN DISQUALIFIED FROM CONTINUING TO HOLD OFFICE

1 copy (atty)

Aug. 26, 1987 Sheriff's Return filed.:SERVED AND MADE KNOWN TO Lucile M. Kean personally the within named defendant by handing a true copy of the within Complaint to her on Aug. 24, 1987 at 3:06 P.M. at her place of residence , R.D.# 1 Box 48 Hartstown, in the County of Crawford, State of Pa.
So answers,

Edgar D. Householder, Dep. Sheriff
E. Ralph Copeland, Ch. Dep. Sheriff
Howard N. Stewart, Sheriff

Oct. 21,1987, Upon praecipe of plaintiff attorney, the case is discontinued for reason that defendant has resigned from her position as Crawford County Jury Commissioner.

1987

Ferguson, Spatato
& O'Shea
Thomas D. O'Shea
J. Wesley Rowden
721.

APRIL CASE GENS

vs.

JOHN J. GENS

Filed Aug. 24, 1987

Tax & entry Paid $40.50
1 count paid 15.00
Pro Co. Pd 12/1/88 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sept. 14, 1987 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 Defendan tby certified mail, addressee only, return receipt requested, dated Agaust 25, 1987, by accepting delivery on that date as evidenced by the attached signed return receipt. Thomas D. O'Shea

Nov 23, 1988 Motion to Withdraw Count in Divorce and Order filed: AND NOW, 11-17,1988, the within motion is allowed.
P. Richard Thomas, J.

Nov 28, 1988 Copy of order to Atty. Rowden.

Dec. 1, 1988 Affidavit of Consent of Plaintiff filed.

Dec. 1, 1988 Affidavit of Consent of Defendant filed.

Dec. 1, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 20, 1988 **DIVORCE DECREE FILED**

AND NOW, December 19, 1988, it is hereby ordered, adjudged and decreed tha t the marriage heretofore existing between

APRIL CASE GENS and JOHN J. GENS

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

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

Mason and Mason
Joan D. Mason

722.

~~Anthony J. Vardaro~~
Withdrawn

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

~~Donald E. Lewis~~
withdrawn

Barbara J. Walton

~~Edward J. Hatheway~~ (withdrawn)

PATRICIA B. WILSON

vs.

JOHN R. WILSON, JR.

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, FEES, COURT COSTS, AND ALIMONY PENDENTE LITE

2 copies (atty)

Filed Aug. 24, 1987

Tax & entry Paid $40.50 ✓
2 counts paid 30.00 ✓
Pro Co pd 3-1-89 15.00 ✓
William Jorden, Master
John Fuller, Mediator
Pro Co pd 8-2-94 9.00
Pro Co: pd 9/7/94 $30.00
User Fee pd 9-7-94 $ 5.00

✓ Aug. 5, 1988 Petition for Exclusive Use of Marital Residence and ORDER filed. And now, this 5 day of Aug., 1988, upon consideration of the attached Petition for Exclusive Use of Marital Residence, hearing is set for the 12 day of Aug., 1988, at 3:00 o'clock P.M., in Courtroom #2, Crawford Co. Courthouse, Meadville, PA. Pending hearing on this matter, Defendant shall continue to allow Plaintiff exclusive use of the marital residence and real estate.

Per Curiam,
P. Richard Thomas, J.

Aug. 5, 1988, Copy of Order to Atty. Joan Mason

✓ Aug. 5, 1988 Income and Expense Statement of Plaintiff filed.

✓ Aug. 5, 1988 Inventory and Appraisement of Plaintiff filed.

✓ Aug. 10, 1988, Motion for Continuance, and order filed. ORDER: AND NOW, this 10th day of August 1988 upon consideration of the foregoing Motion, the above hearing is continued until the 2nd day of Sept. 1988 at 9:00 a.m. in C. R. No. 2.

FOR THE COURT: Imogene Yetman, Ct. Adm.

Aug. 10, 1988, copies to J.Mason and A. Vardaro.

Received from Plaintiff 8-26-92 Partial Mediation payment $25.00

✓ Aug. 26, 1988 Petition For INjunctive Relief and Order filed. AND NOW, this 24th day of August, 1988 upon consideration of the foregoing Petition and on Motion of Anthony J. Vardaro, Attorney for Petitioner, a Rule is entered upon the Plaintiff to show cause, if any she has, why the relief requested by the Defendant/Petitioner should not be granted.

Said Rule is returnable on the 2nd day of Sept., 1988 at 9:00 o'clock A.M. in Courtroom No. 2, Crawford County Courthouse, Meadville, Pennsylvania.

Pending the above captioned hearing and argument, it is the Order of the Court that both parties are forbidden from disposing of any marital assets unless both agree in writing to such disposition.

BY THE COURT,
Robert L. Walker, J

Aug. 30, 1988 Copies of order to Attys. J. Mason and A. Vardaro

Received from defendant 8-31-92 Mediation Fee 75.00

✓ Sept. 2, 1988 Exhibits filed.

✓ Sept. 6, 1988 Order filed. AND NOW, September 2, 1988, after hearing on cross petitions, one on behalf of the defendant for injunctive relief and one on behalf of the plaintiff for exclusive use of the marital domicile, the following Order is entered:

1. The defendant's petition for injunctive relief was improperly filed at 1987-697, which was the Protection from Abuse action in whichthe Order has now expired in accordance with its terms with more than one year having elapsed and the Prothonotary is DIRECTED to re-file the petition for injunctive relief at 1987-722, at which number and term all future papers inthis matter will be filed.
2. The defendant shall file his inventory and apprisement and income and expense statements on or before September 14, 1988 and shall respond timely to the plaintiff's Interrogatories and other appropriate request for authorizations or information.
3. The Plaintiff is granted the exclusive possessionof the marital domicile until January 31, 1989, which time will be extended inthe event the defendant fails to file the documents required in the preceding paragraph by a number of days which is double the amount of days the defendant is dilatory in his filing.
4. The plaintiff shall on or before September 14, 1988 file an accounting of the sale of amy marital property and the disposition of the proceeds thereof and shall serve a copy thereof upon defendant's counsel.
5. The issue of whether the sale of any marital property was reasonable and the disposition of the proceeds shall be amatter to be determined by the Master in connection with equitable distribution.
6. Neither party shall sell any marital property without the written consent of the other party as to price and terms, which consent shall not be unreasonably withheld considering the fact that the parties agree that there is a joint obligation to the INternal Revenue Service which requires some expeditious payment.

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

Sept. 7, 1988 Copies of order to Joan Mason and Anthony Vardaro

Received from Plaintiff Bal of mediation Fee 50.00 9-11-92

Paid 9-14-92 CC.Com.Med Fee Ck#7046 100.00

✓ Sept. 14, 1988 Affidavit Of Accounting filed, I, Patricia B. Wilson, state as follows:

1. I sold the 1961 Allis Chalmers bulldozer, and the 8 ton tilt top trailer for the sum of $3,000.00 on August 12, 1988, and applied the entire proceeds to thejoint Revenue Service debts, to pay in full the debt owed for 1983, andin part the debt owed for 1984. (The receipt fromthe IRS and applicationofthe proceeds to the 1983 and 1984 Taxes, have already been submitted to the court in connection with the hearing h eld September 2, 1988(.
2. I sold a five year old mare and a four month old filly on August 18th, for a total sum of $1,000.00, and forwarded $900.00 of the proceeds to the IRS on August 22, 1988, to apply to the 1984 taxes. (The receipt from the IRS and the attached papers showing application of the funds, were submitted to the court in connection with the hearing held on September 2, 1988)
3. I have sold no further items of marital property at any time. Patricia B. Wilson

5-3-93 Received from deft Mastersdeft 400.00

Rec Feb 18, 1993 from Plef-mastersdey 400.00

5-14-93 Rec from Plef Mastersdey 500.00

5-28-93 Rec from deft. Mastersdey 900.00

7-7-93 Pd Lois Conklin et Rep Ck# 7660 722.50

8-18-93 Pd L. Heller et Rep Ck# 7730 638.60

Bal Left 838.90

8-2-94 Pd Master Ck# 8474 829.90

Bal 0

✓ Sept. 14, 1988 Plaintiff's First Set Of Intterogatories To defendant and Request For Production of Documents and Answers Thereto filed.

✓ Sept. 14, 1988 Income and Expense Statement Of Defendant filed.

✓ Sept. 14, 1988 Inventory and Appraisement of Defendant filed.

✓ Sept. 28, 1988 Notice Of service Of Defendant's First Set Of Interrogatories To Plaintiff and Request For Production of Documents filed.

Continued on Page 172A

Nov. 4, 1988, Affidavit of Consent of plaintiff filed.

Nov. 21, 1988, Petition for Contempt/Clarification and Extension of Exclusivity of Possession and Special Relief, and order filed. ORDER: AND NOW, this 21 day of Nov. 1988, upon consideration fo the foregoing Petition for Contempt/Clarification and Exclusivity of Possession, and Special Relief, hearing is set for the 5th day of Dec. 1988, at 3:30 p.m. in Courtroom No. 2, Crawford County Court House, Meadville Pa.

Per Curiam,
P. Richard Thomas, J.

Nov. 23, 1988 copies to Attys. J. Mason, and A. Vardaro.

Dec 6, 1988 Order filed: AND NOW, December 5, 1988, a petition for contempt, clarification and special relief having been filed and it appearing that the parties to this litigation are unable to agree on even the simplest matters, the defendant shall not under any circumstances take any property from the marital residence, whether or not he claims it to be his personal property or whether or not it is marital property. If the defendant has in his possession any items of marital property that he has removed from the premises, he shall retain them in his possession until a final decree; and in the event it is established that he has disposed of any marital property, he will be subject to appropriate sanctions for contempt of court.

The plaintiff's request for extension of her exclusive use of the marital premises is granted to the extent that it shall continue until a decree of divorce is entered in this court, but not through any appellate procedures. All pre-trial discovery shall be responded to and concluded on or before December 15, 1988 and not further requests for pre-trial discovery shall be filed after that date and it is expected that the plaintiff will request the appointment of a Master in Divorce on or before December 22, 1988 in appropriate form.

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

Dec 8, 1988 Copies of order to Joan Mason and Anthony Vardaro, Esqs.

Dec. 15, 1988, Defendant's First Set of Interrogatories to Plaintiff and Request for Production of Documents with answers, filed.

Jan. 9, 1989 Affidavit of Consent of Defendant filed.

Mar. 1, 1989 Petition For Additional Remedies filed. (Custody)

June 5, 1989 Motion to Withdraw Appearance and Order filed: AND NOW, this 5 day of June, 1989, upon consideration of the foregoing Motion, Anthony J. Vardaro, Esquire, is permitted to withdraw his appearance on behalf of the Defendant, John R. Wilson, Jr.

BY THE COURT, P. Richard Thomas, J.

June 9, 1989 Copies of order put in Attys. Mason and Vardaro's boxes.

June 19, 1989 Affidavit of Consent of Plaintiff filed.

June 30, 1989 Affidavit of Acceptance of Service filed. I, John R. Wilson, Jr., being duly sworn according to law, do hereby certify that I did receive a certified copy of the Petition for Additional Remedies, Count IV - Custody, filed in the above captioned case, on March 1, 1989, at 4:57 p.m. o'clock p.m., at the offices of Mason and Mason Attorneys, 973 Liberty Street, Meadville, Pennsylvania 16335.

John R. Wilson, Jr.

July 7, 1989 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin for defendant filed.

Oct. 11, 1989, Motion for Appointment of Master in Divorce and Order filed. (motion of attorney for plaintiff) ORDER APPOINTING MASTER: AND NOW, October 18, 1989, William T. Jorden Esq. is appointed master in respect tothe following claims:

Dissolution of marriage, alimony pendente lite, equitable distribution, Counsel fees, costs, and expenses.

Deposit REquired: By Plaintiff $400.00; by Defendant $800.00.

PER CURIAM,
Robert L. Walker, Judge

Oct. 19, 1989 copies of order to Attys. J. Mason, James Irwin, and w. JOrden.

Oct. 11, 1989, Motion for Appointment of Master in Divorce and Order filed. (motion of atty. for dft.) ORDER APPOINTING MASTER: And Now, Oct. 18, 1989, William T. Jorden Esq. is appointed Master in respect to the following claims:

Dissolution of marriage, alimony pendente lite, equitable distribution, Counsel Fees, costs and expenses.

Depsit required: By Plaintiff $400.00 By Defendant $800.00

Oct. 19, 1989 copies of order to Attys. J. Mason, James Irwin, and W. Jorden.

Mar 28, 1990 Motion to Withdraw Appearance and Order filed: AND NOW, this 23 day of March, 1990, upon presentation and consideration of the within Motion, Defendant's counsel, James R. Irwin, Esquire, is hereby authorized to withdraw his appearance on behalf of the Defendant in the abovecaptioned case.

Gordon R. Miller, J

Mar.29, 1990 Copies of order put in Attys. Irwin, Mason and Jorden's boxes.

Nov. 20, 1990 Notice of Pre-Master's Hearing Conference filed.

Dec. 3, 1990 Notice of Pre-Master's Hearing Conference filed. (corrected)

Jan. 24, 1992 Motion To Appoint Mediator and Order filed. AN DNOW, this 24 day of January, 1992, upon presentation and consideration of the foregoing Motion, John Fuller is appointed as Child Custody Mediator and the parties are directed to appear at such time and place as the Mediator may select for the purpose of mediation.

BY THE COURT,
Anthony J. Vardaro, J

1 copy (med) 2 copies (atty)

Continued of Record to Page 172 B

Aug. 4, 1992 Order Filed. AND NOW, August 3, 1992, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED as follows, to wit:

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

II. Physical custody of Gregory Wilson shall be with his mother, subject to the following conditions:

A. The fther shall be entitled to visit and take the child into his custody every other weekend from nine o'clock (9:00), A.M. onSaturday to eight o'clocl (8:00) P.M. , onSunday, beginning August 1, 1992. From September 1 to June 1 of each year the Sunday return shall be seven o'clcok (7:00), P.M.

B. The father shall be entitled to visit and take the child into his custody every other Sunday from two o'clock (2:00), P.M. until eight o'clock (8:00), P.M. (seven o'clock, P.M., from September through May), beginning July 26, 1992.

C. Holidays shall be defined as Christmas, Easter andThanksgiving. Custody of the child shall be shared onthe aforesaid holidays and inthe absence of an agreement to the contrary, the child shall be in the custody of the father on the aforesaid holidays from nine o'clock (9:00),. A.M., to three o'clock (3:00), P.M., and in the custody of the mother the remainder of the aforesaid holidays.

D. Beginning with the summer of 1993, the child shall be in the custody of the father for a period of two (2) weeks in June, one (1) week in July and one (1) week in August, each year. The father shall give the mother at least thirty (30) days notice of the exact dates of the summer visits. In the summer of 1992, the father shall be entitled to have the child in his custody for one (1) week in August.

E.The father shall be entitled to have the child in his custody for one (1) week each year during the school year, which week shall coincide, if possible, with the child's spring vacation.

F. Transportation of the child on weekends,holidays and summer visits shall be equally divided as follows: the parent receiving the custody shall provide transportation. The father shall pick up the child at the home of the maternal grandmother, Mrs. Jordan.

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

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

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

J. Each parent shall advise the other parent if at any time there is a change in those persons occupying either the mother's or the fat her's residence.

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 divided equally between the father and the mother.

Anthony J. Vardaro, Jude

Aug.4, 1992 copy of the Order to John Fuller, Esq. Joan D. Mason, Esquire, and John R. Wilson, Jr.

√ Oct. 23, 1992 MOTION TO WITHDRAW APPEARANCE and ORDER, filed. ORDER: AND NOW, this 23rd daty of October, 1992, this Honorable Court grants Petitioner's request to withdraw appearance. Anthony J. Vardaro, J.

Oct. 27, 1992 copy to B. Lindsay, J. Mason

√ Oct. 28, 1992 Motion for Leave to Withdraw and Order Filed. AND NOW10/28/92 , upon presentation and consideration of the foregoing Motion is granted.

Oct. 28, 1992 Copy of Order to Attys. Joan D. Mason, Jorden, Fuller, Defendant.Copy to Atty. Lewis.

√ Nov. 30, 1992 Reconsideration for Hearing filed. Nov. 30, 1992 Motion Denied.

P. Richard Thomas,

Dec. 2, 1992 Copy of Motion to Attys. Joan D. Mason, Fuller, Jordan. Copy to Plft. & Deft.

√ Dec 7, 1992 Notice of Pre-Master's Hearing Conference, filed.

√ Jan. 11, 1993 Notice of Master's Hearing, filed.

√ April 2, 1993 Petiton to Require Cooperation in Appraisal and ORDER filed. AND NOW, This 2nd day of April, 1993, the Defendant to make his individually owned home and real estate fully available and accessible to Mr. Frank Urbanick, for appraisal and photographing purposes, on or Thursday,April 8, 1993 at 10:30 A.M.

Plaintiff's request for attorney fees and payment of the appraisal,shall be decided by the master. A copy of the appraisal shall be given to the defendant when it is completed.

Gordon R. Miller, J.

Apr. 8, 1993 Copy of Order to Atty. Joan Mason, John Fuller & Defendant. Copy to Atty. Jorden

√ Apr. 27, 1993 Motion for Master's Fees and Costs filed.

√ Apr. 27, 1993 Order filed. AND NOW,April 27, 1993 upon receipt and review of the attached mtoion of the Master, said motion is granted and it is ordered as follows:

1. The plaintiff shall deposit with the Prothonotary the sum of $900 ($400 of which was the original deposit required by the order of October 18, 1989).
2. The defendant shall deposit with the Prothonotary the sum of $1,300 (($800 of which was the original deposit required by the order of October 18, 1989).
3. Said sums shall be deposited with the Prothonotary on or before May 28, 1993.
4. If either party fails to make said deposit the Master shall immediately file a motion with the Court to hold the defaulting party in contempt of court and the Court will set a hearing as soon thereafter as the attention of the Court may be had.

BY ORDER OF COURT,
Gordon R. Miller, J

Apr. 27, 1993 copies given to J. Mason, Irwin, & Jorden

√ May 26, 1993 Notice of Master's Hearing in Divorce filed.

√ July 7, 1993, Motion for Payment of Trans cript Costs and Order filed. ORDER: AND NOW, this 7 day of July 1993, upon consideration of the foregoing Motion for Payment of Trans cript Costs in the amount of $722.50, the Prothonotary of Crawford County is hereby ordered to dispurse said amount of William T. Jorden, Master in the above captioned action, with the check to the order of Lois Conklin.

BY THE COURT,
Anthony J. Vardaro, J.

July 7, 1993, copies of order to Attys. J. Mason, Irwin and Jorden.

√ Aug. 17, 1993 Motion for Payment of Transcript Costs and ORDER filed. AND NOW, this 17 day of August,1993,upon consideration of the foregoing Motion for Payment of Transcript Costs in the amount of $638.60, the Prothonotary of Crawford County is hereby ordered to issue a check from the funds held on deposit to the order of Lorraine A. Dallas, Court Reporter, and to deliver the same to Attorney William T.Jorden for his to dispurse.

BY THE COURT,
Anthony J.Vardaro,J.

Aug. 23, 1993 Copy of Order to Attys.Mason,Irwin & Jorden.

√ Dec. 8, 1993 Master's Report Including Findings of Fact, Conclusions of Law and Proposed Order filed.

(Continued on Page 172C)

Dec. 17, 1993, Amendment to Master's Report filed.

Dec. 17, 1993, Certificate of Service of above amendment to master's report filed.

Dec. 17, 1993, Plaintiff's Exceptions to Master's Report filed.

Dec. 22, 1993 Appearance of Barbara J. Walton, Esquire for John R. Wilson, Defendant, filed.

Dec. 23, 1993 Response to Exceptions to Master's Report onbehalf of John R.Wilson, Defendant, filed.

Dec. 28, 1993 Exceptions To Amended Master's Report filed.

Feb. 25, 1994 Upon Praecipe of plaintiff attorney, this case placed on next Argument List.

ON 1994 MARCH ARGUMENT LIST

Mar. 31, 1994 Transcript of Colloquy Taken at Time of Argument onExceptions to Mater's Report filed.

Mar. 31, 1994 ORDER filed. AND NOW, March 28, 1994, after argument on the exceptions both parties filed to the Master's Report and Amended Master's Report and after a brief hearing where the Court explored the identification and contents of matters presented to t he Master after the hearing, it is ORDERED as follows:

The Master shall photocopy and deliver to the Court letters sent by him to Attorney Mason on October 7, 1993, October 27, 1993 and November 29, 1993, regarding the submission of additional documents as well as a copy of all the additional documents that Mrs. Mason submitted on November 29, 1993, which said documents are referred to by the Master on pages 6 and 7 of the Amended Master's Report. The Master shall also photocopy and submit to the Court any written objections that the Defendant made to these additional documents presented by Mrs. Mason. The Court will place these documents in a single binder and mark them as Matters Submitted After the Last Master's Hearing. Those will be available to this Court if appropriate and available to an appellate Court if an appeal is taken.

This Court will not consider those matters since they were submitted after the hearing and not subject to the normal hearing process unless we find that during the hearing as reflected by any transcript the Master clearly permitted the submission of after documents.

The Master shall also make photocopies and submit to the Court the following documents: Check 253 written by the Defendant in MaY of 1988 to his wife, letter of FEbruary, 1988 from Attorney Vardaro to Attorney Mason, and a letter from the Defendant to Attorney Mason of August 1, 1993. These matters again shall be considered by the Court if the transcript permits theCourt to do so. Otherwise, they shall be kept for review by an appellate Court.

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

3-31-94 Copies dist. to Mason & Jorden. 4-5-94 Copy Mailed to Deft.

DIVORCE DECREE FILED

July 28, 1994 MEMORANDUM, FINDINGS AND FINAL DECREE filed. AND NOW, this 27th day of July, 1994, it is ORDERED, ADJUDGED and DECREED as follows:

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

2. The marital real estate being ALL THAT CERTAIN piece or parcel of land situate in spring Township, Crawford Co., PA., conveyed to John R. Wilson and Patricia B. Jorden, now Patricia B. Wilson, by deed of Beey C. Jorden, dated June 6, 1977 and recorded in Crawford Co. Deed Book 508, page 890 is hereby distributed and awarded to Patricia B. Wilson, solely. The rights of John R. Wilson in said real estate and improvements are hereby terminated.

3. Patricia B. Wilson takes said residential real estate subject to a mortgage from John R. Wilson and Patricia B. Jorden to the Farmers National Bank of conneautville, dated May 3, 1978 and recorded in Crawford Co. Mortgage Book 375, page 660. Patricia B. Wilson shall be solely responsible to pay and satisfy said mortgage, and any accompanying mortgage bond, in accordance with the terms thereof.

4. The following personal property is non-marital property which shall be retained by the plaintiff, Patricia B. Wilson:

Leo, the horse
Blossom, the horse
Two wooden chairs
Blue char
Stuffed chair
Oriental rugs
Wing-bak chair
Television from mother
Stereo
Coffee tables
End tables
Pictures
Lamps
Black fireplace tools
Hitchcock chairs
Gable dining room table
Hutch
Antique reading lamp
Antique mahogany chest
Antique stand/table
Four chairs
Antique brass candeholders
Brass Tiffany lamp
Antique brass lamp
Queen size bed
Two chests
Life insurance acquired after separation

5. The following items of personal property are non-marital property belonging to the defendant, John R. Wilson.

Tools owned by defendant prior to the marriage
Bedspreads from his mother
Radial arm saw
Brassbed

RECORD CONTINUED ON PAGE 172 d.....

6. The following marital property is hereby awarded to and distributed to the plaintiff, Patricia B. Wilson:

Residential real estate less mortgage balance referred to in paragraph 2 and 3 of this decree	$51,941.71
Plaintiff's pension plan	
Gas well royalties from 9/87 through 1992 less $187.00 credit to defendant in non-support case	3,273.18
Isuzu pup automobile	600.00
Difference between the sale of bulldozer, trailer and horses less the amount applies to the Internal Revenue Service	100.00
Foal sold	300.00
Household belongings that she now has in her possession except those specifically allocated to the defendant	--
Fisher woodstove	--
Freezers	--
All oil, gas and mineral rights normally associated with the ownership and title to real estate included not not limited to the interests of Patricia B. Wilson and John R. Wilson in and to any oil and gas leases	--
TOTAL	$57,114.89

7. The following marital property is hereby awarded to and distributed to the defendant, John R. Wilson:

Defendant's pension plan	$23,598.56
Harley-Davidson motorcycle	1,100.00
Trooper II vehicle	800.00
Fuzz buster	245.00
Life insurance policy 0266967 issued by The Fidelity Life Insurance Co. insuring the defendant's lfie	0
John Deere mower	1,500.00
Trusses, doors and building materials except materials specifically designated for the marital home	--
100 gallon fuel tank	--
VCR-VHS	--
Stihl chain saw	--
Warm wood stove	--
Items which he has in his possession except those which have been specifically allocated to the plaintiff	--
Television set	--
Brush hog	--
Total	$27,243.56

8. The plaintiff shall pay the sum of $3,243.85 to the defendant in cash or its equivalent within sixty (60) days from the date of this decree in full and complete payment of all sums due the plaintiff to the defendant by way of equitable distribution taking into account the various adjustments explained and calculated in the memorandum attached to this final decree.

9. Within forty (40) days from this date any party having possession of personal property distributed to the other shall deliver the same to the party entitled to receive it in accordance with this decree. Furthermore as to any personal property that is registered or titled or where ownership may be evidenced by documents or writing, the parties shall sign any and all necessary papers to transfer title to the party to whom said property has been distributed by this decree. Said documents must be signed and delivered within forty (40) days from this date.

10. Any party receiving an asset that is subject to any outstanding indebtedness shall be solely responsible to satisfy said indebtedness and will save and hold harmless the other from any loss the other suffers, including attorneys fees and costs, by reason of the failure of the responsible party to satisfy said indebtedness. The defendant shall be fully and completely responsible for all indebtedness incurred by him or the parties to his insurance company, Fidelity Life Insurance co. To the extent that there is any outstanding indebtedness on the following accounts the plaintiff shall pay the balance of said indebtedness in full: Mellon Redi-Credit account, Master-Card/VISA, VISA, PNC.

11. Each party shall be responsible for his or her attorneys fees, costs and expenses. Neither is awarded counsel fees in this case.

12. The plaintiff shall pay the sum of $95.00 to Crawford Co. and deliver said payment to the Court Administrator within thirty (30) days from this date. That payment is to reimburse Crawford Co. for the pension appraisal .

13. The Master shall be paid $65.00 per hour for 66.30 hours plus $22.00 in costs and expenses for a total of $4,331.50.

14. The Prothonotry shall pay to the Master the sum of $829.90 from the funds on deposit to apply on the Master's fees and expenses. The balance of the Master's fees in the amount of $3,501.60 shall be paid by the parties in the following manner: the plaintiff shall pay to the Master $1,167.20 within forty (40) days from the date of this decree; and the defendant shall pay to the Master the sum of $2,334.40 within forty (40) days from the date of this decree.

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

Aug. 8, 1994 Certified Divorce Decree and Order of 8-8-94 (Sua sponte) mailed to Defendant.

√ Aug. 8, 1994 Order filed. AND NOW, August 8, 1994, it has come to the Court's attention that the defendant, who is not represented by counsel, may not have received a copy of the divorce decree and attached memorandum that we filed recently. Therefore the court, sua sponte orders as follows:

1. The Prothonotary shall send a true and correct copy ofthe memorandum and divorce decree to the defendant at R.D. #2, Box 367B, Linesville, Pennsylvania 16424.
2. The thirty (30) days for the defendant to take an appeal, if he desires to do so, shall begin to run from the date of this order and not the date of the final divorce decree since he did not receive a copy of the divorce decree.

BY THE COURT,
Gordon R. Miller, J

Aug. 8, 1994 copies to Wilson (dft) & Mason

√ Sept. 7, 1994 Notice of Appeal of Defendant/Appellant, John R. Wilson,to the Superior Court of Pennsylvania, filed.

√ Sept. 13, 1994 Notice from The Superior Court of Pennsylvania under heading TRIAL COURT INFORMATION that "A separate Notice of Appeal must be filed for each Order being appealed," filed.

√ Sept. 19, 1994 Amended Notice of Appeal of Defendant to Superior Court of Pennsylvania from the Order dated July 27, 1994 filed.

√ Sep. 29, 1994 Notice of Superior Court Docketing, Docket #01641PGH94, filed.

Oct. 19, 1995, Certified copy of judgment and opinion from Superior Court filed. JUDGMENT: ON CONSIDERATION WHEREOF IT IS NOW HERE ORDERED AND ADJUDGED BY THIS COURT THAT THE JUDGMENT of the Court of Common Pleas of Crawford County be and the same is hereby AFFIRMED.

Oct. 19, 1995, Certificate of Contents of Remanded Record (record, 5 transcripts, order and opinion) filed.

Continued on Page 172 E

172
E

1997

Continuation of AD 1987 - 172 from page 172(d) Wilson vs. Wilson

Jan. 19, 1996, Motion of Edward J. HATHAWAY, to Withdraw as Legal Counsel, and Order filed. GRANTED.
1/19/96 faxed to Hatheway and Mason.

172
F

1991

John Fuller
Children & Youth Services

723.

IN RE:

CHANGE OF NAME

of

CLARENCE ELBER CHINN

Filed Aug. 24, 1987

Tax & entry Paid $40.50

PETITION FOR CHANGE OF NAME

Aug. 24, 1987, Consent of Cindy Chinn Moore, and Charles Chinn,Certified Copy of Birth Certificate, and Order attached. ORDER: AND NOW, to=wit, this 24th day of Aug. 1987, upon motion of JOhn Fuller, Attorney for petitioner, IT IS ORDERED, AND DECREED that the within petition be heard on the 1st day of Oct. 1987, at 9:30 A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. and that notice of the filing of the within Petition and of the aforesaid date of hearing be published in the Crawford County Legal Journal and the Meadville Tribune newspaper once a week for one week.

Robert L. Walker, J.

Aug. 27, 1987, copy of order to Atty. John Fuller.

Oct. 1, 1987, Affidavit of Plaintiff counsel, Proofs of Publication, affidavit of Prothonotary, Affidavit of Recorder of Deeds, Affidavit of Sheriff, filed.

DECREE filed. AND NOW to-wit, this 1st day of Oct. 1987, upon hearing of the within Petition and upon motion of john Fuller, Esq. attorney for the petitioner, and upon presentation of the Proofs of Publication of Notices required by law, together with proof that there are no judgments or decrees of record or other matter of like effect against the child, Clarence Elber Chinn, and appearing that both the mother and the child are requesting the court to grant the prayer of this petition,

IT IS ORDERED AND DECREED, that the name of Clarence Elber Chinn be and is hereby changed to: CLARENCE ELBER PORTER.

Robert L. Walker,
Judge

Oct. 1, 1987, copy of order to Atty. J. Fuller.

1987

Barco and Barco
George J. Barco

724.

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

HENRY POWELL AND
RUBY D. POWELL

vs.

DAVID R. GEIGER AND
LINDA D. GEIGER

Filed Aug. 25, 1987

Tax & Entry paid	$40.50
Sheriff's Costs	24.00
Pro Pd 6/18/93	6.00

COMPLAINT IN TRESPASS

1 copy (sheriff)

Sept. 2, 1987 Sheriff's Return filed. SERVED David R. Geiger within named defendant on August 26, 1987 at 1:38 p.m. by handing a true copy of the within Complaint in Trespass to Linda Geiger, adult member of the family, namely his wife, at their residence, 791 Washington street, Meadville, Crawford County, PA. SERVED Linda D. Geiger personally the within named defendant by handing a true copy of the within complaint in Trespass to her on August 26, 1987, at 1:39 p.m. at her residence, 791 washington street, Meadville, Crawford County, PA
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. stewart, Sheriff

Sept. 4, 1987 Appearance of Elderkin, Martin, Kelly, Mesina & Zamboldi By Kenneth G. Vasil, Attys. for Defendant filed.

Sept. 4, 1987 Notice of Service of Interrogatories to Plaintiffs (First Set) filed.

Sept. 15, 1987 Answer and New Matter filed.

Oct 7, 1987 Reply to New Matter filed.

Dec. 4, 1987 Certification Of service filed.

Dec. 4, 1987 Answers And Responses To Interrogatories And Request For Production Of Documents Addressed To Plaintiffs (First Set) filed.

Dec. 14, 1987 Certificate Of Service Of Interrogatories To Defendnats David R. Geiger and Linda D. Geiger First Set filed.

Feb 4, 1988, Answers to Interrogatories to Defendants (First Set) filed.

Nov. 15, 1989, Notice of Taking Deposition on oral examination of Ruby D. Powell filed.

Dec. 13, 1989, Notice of Taking Depositions on Oral Examination of Ruby D. Powell filed.

Sept. 7, 1990 Notice Of Taking Deposition On Oral Examination of David R. Geiger and Linda D. Geiger filed.

Oct. 7, 1992 Notice of Service of Requests for Production of Documents (Second Set) filed.

Feb. 4, 1993 Appearance of Watts & Pepicelli by Alan L. Pepicelli for Plaintiffs filed.

Feb. 4, 1993 Notice of Service of Response to Request for Prodcution Directed to Plaintiffs (Second Set) filed.

June 17, 1993, Upon praecipe of plaintiff attorneys, the above captioned case is marked settled and discontinued of record.

1987

Bukac and Toomey
Terry Toomey

725.

RUTH L. DAUGHERTY

vs.

ROBERT W. DAUGHERTY

Filed Aug. 25, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 11-10-87- 9 00 ✓

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Aug. 25, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Nov 4, 1987 Affidavit of Service filed:
I, Terry Toomey, Esquire, being duly sworn according to law depose and say that:
I am attorney for the Plaintiff, Ruth L. Daugherty, in the above captioned divorce action.
2. On August 26, 1987, I sent a copy of the Complaint in Divorce in the above matter by certified mail, return receipt requested to the Defendant at his residence, 748 Brawley Avenue, Meadville, Pennsylvania 16335. Attached hereto is a copy of the return receipt bearing the signature of the Defendant, Robert W. Daugerty, which receipt certifies the service of the Complaint on the Defendant on August 27, 1987.
I certify that the information contained in this Affidavit is true and correct to the best of my knowledge and belief.
Terry Toomey, Esq.

Nov. 4, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under Section 201(d)) of the Divorce Code, this case is moved to court.

Dec. 2, 1987 **DIVORCE DECREE FILED.**

AND NOW, November 30, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RUTH L. DAUGHERTY and ROBERT W. DAUGHERTY

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

1987

Bukac and Toomey
Terry Toomey

726.

MICHAEL R. HERRON

vs.

LISA K. HERRON

Filed Aug. 25, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 12/11/87- 9.00 ✓
Pro Co pd 1/12/88 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 17, 1987 Acceptance Of Service filed. I, Lisa K. Herron, the Defendant in the above-captioned action do hereby accept service of the Complaint in Divorce of the Plaintiff, Michael R. Herron, this 25th day of August, 1987.

Lisa K. Herron

Dec. 11, 1987, Affidavit of Consent of plaintiff filed.

Dec. 11, 1987, Affidavit of Consent of defendant filed.

Dec. 11, 1987, Upon praecipe of plaintiff attorney, to Transmit the Record, this case moved to court.

Dec 23, 1987 **D E C R E E I N D I V O R C E F I L E D .**

AND NOW, this 23 day of Dec., 1987, it is hereby ORDERED, ADJUDGED AND DECREED that the marriage heretofore existing between Michael R. Herron and Lisa K. Herron 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, J

Jan. 12, 1988 Notice Of ElectionTo rEtake Maiden Name filed. Lisa K. Herron TO BE KNOWN AS Lisa M. Knodle

1987

(withdrawn)
~~Ruthanne Berghley~~

Mason and Mason
Joan D. Mason

727.

PETER KORSAK

vs.

CAROL A. KORSAK

Filed Aug. 26, 1987

Tax & entry Paid $40.50
1 count paid 15.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

2 copies (atty)

Sept. 9, 1987 Affidavit of Service filed. I, Bob Gordon, employee for the law firm of Mason and Mason, being duly sworn according to law, depose and say that I did on Aug. 31, 1987, at 4:02 p.m. serve on the above Defendant, Carol A. Korsak, by personally handing her a certified copy of the Divorce Complaint in the above divorce action, at Lake St., Conneaut Lake Park Office, Conneaut Lake, PA.

Bob Gordon

Aug. 16, 1989 Complaint Reinstated.

Oct. 13, 1989, Withdrawal of Appearance of Ruthanne Beighley, attorney for plaintiff, filed, with consent of plaintiff.

July 7, 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 10-13-89 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Bruce L. Smith

728.

JULIE R. MOSHER

vs.

DANNY L. MOSHER

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Filed Aug. 26, 1987

Tax & entry Paid $40.50 ✓

Pro Co. paid 12-7-87 9.00 ✓

Sept. 1, 1987, Affidavit of Service filed. Bruce L. Smith, being sworn ac cording to law, deposes and saYS THAt on the 27th day of Aug. 1987, he served the Complaint and Notice to Defend and Claim Rights in the above matter by mailing a true and correct copy of said Complaint and Notice to the defendant at his residence at c/o George Mosher, R. D. #2, Box 133A Titusville, Pa., 16354, that were received by dft. on Aug. 28, 1987, as evidenced by ret. rec. NO. P 620 643 235 attaCHED HERETO.

Bruce L. Smith, Esq.

Dec. 7, 1987 Affidavit of Consent of Defendant filed.

Dec. 7, 1987 Affidavit of Consent of Plaintiff filed.

Dec. 7, 1987 Upon plaintiff's Attorney Praecipe to Transmit Record filed, this case is moved to Court.

Dec. 16, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 14, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

J U L I E R . M O S H E R and **D A N N Y L . M O 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,
P. Richard Thomas, J

1987

Bruce A. Barrett

Brian Lindsay
Legal AID

729.

CINDY L. CONAWAY

vs.

MICHAEL D. CONAWAY

COMPLAINT IN DIVORCE

1 copy (atty)

Oct 30, 1987 Complaint Reinstated.

Dec. 2, 1987, Complaint Reinstated.

Feb. 11, 1988, Complaint Reinstated.

Filed Aug. 25, 1987

Tax & Entry paid $40.50 ✓
Pro Co Pd 8/25/87 9.00 ✓
Pro Co Pd 10-14-1988 9.00 ✓

Mar. 1, 1988 Affidavit of Service filed. I, DENNIS MUNSHOWER, being duly sworn according to law, depose and say that I am a competent adult; that I served the Complaint in Divorce, filed in the above matter, on MICHAEL D. conaway, personally. by handing him a true and correct copy thereof and informing him of its contents at 2125 A apt. 4, Gladstone Court, Erie, Pa. 16511 on Sunday, Feb. 21, 1988 at approximately 2:30 pm.

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

Date: 2-26-88 Dennis Munshower

Mar. 25, 1988 Notice Of Eligibility/Retainer Agreement filed.

July 15, 1988 AFfidavit of Consent of Defendant filed.

Oct 14, 1988 Appearance of Bruce A. Barrett, Esq. for Plaintiff filed.

Oct 14, 1988 Affidavit of Consent of Plaintiff filed.

Oct 14, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court,

Nov. 2, 1988 DIVORCE DECREE FILED. P. Richard Thomas, P.J.

DECREE:

AND NOW, November 2, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CINDY L. CONAWAY AND MICHAEL D. CONAWAY

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.

1987

Blystone & Blystone
Peter E. Blystone

730.

PENNBANK

vs.

RICHARD G. McGOWEN

Filed Aug. 26, 1987

Tax & entry Paid $40.50 ✓

Sheriff's Costs 22.15
Pro. Co Pd 10/26/87- 9.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

1 copy (sheriff)

Oct 1, 1987 Sheriff's Return filed: SERVED Richard G. McGowan, within named defendant on September 25, 1987 at 2:39 P.M. by handing a true copy of the within Complaint in Mortgage Foreclosure to Lisa McGowan, adult member of the family with whom he resides, namely his daughter, at their residence, Route 198, Blooming Valley, Crawford County, Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 23, 1987, Affidavit of NOn Military Service of Defendant, filed.

And now, Oct. 26, 1987 at 4:19 P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against he defendant for failure to file an answer, damages assessed in the amount of Twenty One Thousand Three Hundred Eighty four and 99/100 Dollars plus interest from 7/30/86 at 13% per annum. (includes 1985 realty taxes paid of $417.05; atty fees of $998.48)
Judgment entered - 10/26/87
M - 143

Debt - - $21,384.99
Int. from 7/30/86 at 13%
JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1987 - 91

1987

Blystone & Blystone
Peter E. Blystone

731.

PENNBANK

vs.

JOHN R. ALSDORF AND
MARGARET P. ALSDORF

Filed Aug. 26, 1987

Tax & entry Paid $40.50

Sheriff's Costs 28.51
Pro Co Pd. 10/26/87 9.00 ✓
Pro Co. pd. 4/21/97 5.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (atty)

Oct 1, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO John R. Alsdorf, the within named defendant by handing a true copy of the within Complaint to him, on September 22, 1987 at 8:50 A.M. at Sheriff's Office, Room 303, Courthouse, Meadville, Crawford County, Pennsylvania.

SERVED AND MADE KNOWN TO Margaret P. Alsdorf personally the within named defendant by handing a true copy of the within Complaint to her on September 22, 1987 at 8:49 A.M. at Sheriff's Office, Room 303, Courthouse, Meadville, Crawford County, Pennsylvania.

So answers, Catherine I Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 23, 1987, Affidavit of Non Military Service of defendant, filed.

And Now, Oct. 26, 1987 at 4:18 P.M., upon praecipe of plaintiff attorney, judgment is hereby entered in favor ofthe plaintiffand against the defendants for want of an answer, damages assessed in the amount of Twenty Two Thousand Four hUndred Fifty One and 50/100 Dollars, with int. at 9.25% per annum from 1/7/87. (debt includes real estates taxes paid of $662.83, and atty. fees of $1,037.56)

Debt - - $22,451.50
Int. from 1/7/87 at 9.25%

Judgment entered 10/26/87
A - 91, 111

JUDGMENT
James F. Simmons,
Prothonotary

Execution AD 1987 -90

Apr. 4, 1997 Praecipe for Discontinuance of Record filed. All claims or causes of action asserted in the above-captioned matter having been fully settled and determined, you are hereby directed to mark the case discontinued.

Respectfully submitted,
Blystone & Blystone
By: Peter E. Blystone
Attorney for Plaintiff

1987

Edward J. Krug P.C.
Robert D. Pietrala

732.

CHRYSLER FIRST CONSUMER DISCOUNT COMPANY

vs.

ARTHUR J. OSANI a/k/a A. JAMES OSANI AND CAROL SUE OSANI, HIS WIFE

Filed Aug. 27, 1987

Tax & entry Paid $40.50 ✓
Sheriff's costs 30.20

COMPLAINT IN CIVIL ACTION - MORTGAGE FORECLOSURE

2 copies (atty)

Sept. 30, 1987 Sheriff's Return filed. SERVED and Made known to Carol Sue Osani personally the within Complaint in Mortgage Foreclosure to her on Sept. 25, 1987 at 2:22 p.m. at her residence, RD #3, Stanford Road, Cambridge Springs, Crawford Co., PA.

SERVED Arthur J. Osani within named defendant on Sept. 25, 1987 at 2:23 p.m. by handing a true copy of the within Complaint to Carol Osani, adult member of his family, namely his wife, at their residence, RD #3, Standord Rd., CAmbridge Springs, Crawford Co., PA.

So answers,

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

1987

Bozic and Thomas
David P. Truax

733.

DARLENE M. PROPER

vs.

DAVID R. PROPER

Filed Aug. 27, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 12/18/87 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 1, 1987, Affidavit of Service of Complaint in Divorce filed. David P. Truax, Esq. being duly sworn according to law, deposes and says that on Aug. 27, 1987, he sent a true and correct copy of the complaint in divorce, with notice to defend, to dft., at his last known address of Main St, Box 10 Townville, Pa. 16360 by Cert. mail No. P 151 159 829 postage prepaid, restricted delivery, ret. rec. req. and that attached hereto is a duly executed ret. rec. card sshowing date of del as Aug. 28, 1987.
David P. Truax , Esq.

Nov. 30, 1987, Affidavit of Consent of plaintiff filed.

Dec 16, 1987 Affidavit of Consent of Defendant filed.

Dec. 16, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to court.

Dec. 24, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 23, 1987, it is here by ordered, adjudged and decreed that the marriage heretofore existing between

D A R L E N E M . P R O P E R and D A V I D R . P R O P 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, J

1987

Brian Lindsay
Legal Aid

734.

ELIZABETH B. DYER

vs.

JOHN DYER

Filed Aug. 27, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 8/27/87 9.00 ✓
Pro Co Pd 10-13-87- 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Aug. 27, 1987, Plaintiff's Affidavit Under Section 201(d) of the divorce code filed.

Sept 17, 1987 Affidavit of Service filed: I, Brian Lindsay, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for Elizabeth B. Dyer and that as such I am authorized to execute this Affidavit; that I did on the 27th day of August, 1987, send by Certified Mail Addressee Only, Return Receipt Requested to John Dyer a true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit under Section 201(d) of the Divorce Code at his last known address of 138 South Diamond Street, Mercer, Pennsylvania 16137 as evidenced by the attached sender's receipt No. P 276 200 164 and that on the 1st day of September, 1987, I did receive the duly executed return receipt dated the 31st day of August, 1987.

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: 9-11-87 Brian Lindsay, Esq. Attorney for Plaintiff

Sept. 23, 1987 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case is moved to Court.

Oct. 2, 1987 **DIVORCE DECREE FILED.**

AND NOW, October 2, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ELIZABETH B. DYER and JOHN DYER

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

Oct. 9, 1987 Notice of Intention To Resume Prior Name filed. Elizabeth B. Dyer to be known as: Elizabeth Burnett.

1987

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

735.

ANNA M. GLADIS

vs.

WALTER G. GLADIS

Filed Aug. 27, 1987

Tax & entry Paid	$40.50
3 counts paid	45.00
Pro Co Pd 6/21/88	5.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY/ ALIMONY PENDENTE LITE, AND COUNSEL FEES

1 copy (atty)

Sept. 2, 1987 Verification filed. I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 27th day of August, 1987 send by Certified Mail, REturn Receipt Requested, Addressee ONly, to Walter G. Gladis a true and correct copy of the divorce complaint filed at the above term and number at his last known address of RD #4 Box 26, Meadville, PA-16335, as evidenced by the attached sender's receipt No. P547-805-415 and that on the 31st day of August, 1987 I did receive the duly executed return receipt dated August 29, 1987.

James R. Irwin, Esq.

May 27, 1988, Motion to Set aHearing Date and order filed. ORDER: AND NOW, this 27th day of May 1988, upon presentation and consideration of the foregoing Motion, a hearing is set for the 30th day of June 1988, at 2:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse Meadville, Pa.

1 copy (atty)

BY THE COURT:
Robert L. Walker, J.

June 8, 1988, Motion for Continuance and Order filed. AND NOW, this 8 day of June 1988 upon presentation and consideration ofthe foregoing, plaintiff's motion for continuance is granted and the hearing for alimony, alimony pendente lite, counsel fees, expert fees and expenses will be hea rd on Aug. 12, 1988 at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

June 8, 1988, copy to Atty. J. Irwin.

June 21, 1988, Upon praecipe of plaintiff attorney, the above captioned matter is marked discontinued of record.

Brian Lindsay
Legal Aid

736.

LYNN MASCITTI

vs.

RUBEN D. MASCITTI, III

Filed Aug. 27, 1987

Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

Aug. 27, 1987, Plaintiff's Affidavit Under Section 201(a) of the Divorce Code filed.

Aug. 27,1987, Praecipe to Proceed in Forma Pauperis and Petition for Leave to Proceed IN Forma Pauperis and Order filed. ORDER: AND NOW, this 27 day of Aug. 1987, Lynn MaSCITTI, 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,
P. Richard Thomas, J.

Sept. 17, 1987 Affidavit of Service filed: I, Brian Lindsay, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for Lynn Mascitti and that as such, I am authorized to execute this affidavit; that I did on the 2nd day of September, 1987, send by Certified Mail, Addressee only, Return receipt requested to Ruben D. Macitti, III, a true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit under Section 201(a)(5) of the Divorce code at his last known address of P 8631, Drawer K, Dallas, Pennsylvania 18612-0286 as evidenced by the attached sender's receipt No. P 276 200 165 and that on the 8th day of September, 1987, I did receive the duly executed return receipt dated the 4th day of September, 1987.

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: September 11, 1987

Brian Lindsay, Esq.
Attorney for Plaintifff

Oct. 2, 1987 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(a) (5) of Divorce Code, this case is moved to Court.

Oct. 21, 1987, RE: DIVORCE UNDER SECTION 201(a) (5) - CONVICTION OF CRIME - MEMORANDUM AND ORDER filed. ORDER: We return this divorce to the Prothonotary's Office until the above noted deficiency is correct and then it may be resubmitted to the Court on a new praecipe.

Dated: Oct. 20, 1987

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

Oct. 21, 1987, copies of order to Atty. Brian Lindsay.

Dec 21, 1987 Motion to Amend Complaint and Order filed: AND NOW, this 21st day of December, 1987, upon consideration of the foregoing Motion to Amend Complaint of Brian Lindsay, Esq., attorney for Plaintiff, it is ordered that the Complaint in Divorce be amended to allow the Plaintiff to proceed under Section 201(d) of the Divorce Code.

BY THE COURT,
Robert L. Walker, J.

Dec 22, 1987 Copies of order to Brian Lindsay, Esq.

Jan. 19, 1988 Plaintiff's Affidavit Under Section 201(d) of this Divorce Code filed.

Feb. 26, 1988 Affidavit filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sowrn accor ding to law, depose and say that I am the attorney of record for Lynn Maxcitti and that as such I am authorized to execute this Affidavit; that I did, on the 20th day of January, 1988, send by Certified Mail, Addressee Only, Return receipt Requested to Ruben Mascitti a true and correct copy of the Plaintiff's affidavit under Section 201(d) of the divorce Code at his last known address of Drawer K, #P8631,, Dallas, Pennsylvania 18612-0286 as evidenced by the attached sender's receipt No. P 276 200 195 and that on the 25th day of January, 1988, I did receive the duly executed return receipt dated the 22nd day of January, 1988.

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.

2/26/88

Brian Lindsay

April 4, 1988 Affidavit filed. I, Brian Lindsay, Esq.,after being duly sworn according to alw, depose and say that I am the attorney of record for Lynn Mascitti and that as such I am authorized to execute this Affidavit; that I did on the 29th day of Dec., 1987 send by regular mail to Ruben Mascitti a true and correct copy of the Motion to Amend Complaint, to include a count under 201(d), at his last known address of Drawer K, #P8631, Dallas, PA. 18612-0286 and that on the 6th day of Jan.,1988 I did receive a letter from Ruben Mascitti dated Dec. 31, 1987 which acknowledged receipt of the Motion to Amend Complaint.

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

Brian Lindsay, Esq.

April 4, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case is moved to Court.

Apr. 11, 1988 **DIVORCE DECREE FILED.**

AND NOW, April 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LYNN MASCITTI and **RUBEN D. MASCITTI, III**

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

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

1987

Brian Lindsay
Legal Aid

737.

ROSALYN LANTZ

vs.

KENNETH LANTZ

Filed Aug. 27, 1987

Indigent filing

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

August 27, 1987, Praecipe to Proceed In Forma Pauperis, Petition for Leave to Proceed In Forma Pauperis, and Order filed. ORDER OF COURT: AND NOW, this 27 dayof Aug. 1987, Rosalyn Lantz plaintiff in the above action, is granted leave to proceed In Forma Pauperis reserving the right to impose costs if appropriate.

BY THE COURT,
P. Richard Thomas, J.

Sept 17, 1987 Affidavit of Service filed: I, Brian Lindsay, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for Rosalyn Lantz and that as such I am authorized to execute this Affidavit; that I did on the 2nd day of September, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Kenneth Lantz a true and correct copy of the Complaint in Divorce with a Court for Custody at his last known address of R.D.1, Carlton, Pennsylvania 16311 as evidenced by the attached sender's receipt No. P 276 200 166 and that on the 9th day of September 1987, I did receive the duly executed return receipt dated the 8th day of September, 1987.

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: 9/11/87 Brian Lindsay, Esq., Attorney for Plaintiff

Nov. 9, 1987 Consent Custody Agreement And Order Of Court filed. AND NOW, this 9th day of November, 1987, upon consideration of the foregoing provisions and upon the Agreement of the parties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order of this Court.

BY THE COURT:
Robert L. Walker, J

Nov. 12, 1987 Copies of order to Brian LIndsay

Mar. 14, 1988, Affidavit of Consent of plaintiff filed.

Apr. 29, 1988 Affidavit Of Consent of Defendant filed.

Apr. 29, 1988 Upon praecipe of Plaintiff Attorney To Transmit Record this case moved to court.

May 31, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, May 27, 1988, it is hereby ordered, ajudged and decreed that the marriage heretofore existing between

R O S A L Y N L A N T Z and K E N N E T H L A N T Z

is hereby dissolved and the parties are hereby divorce 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

Halliday & Halliday,PC
Michael Halliday

738.

NORMAN NICKOLAS MOSS, JR.

vs.

WENDY LEE MOSS

COMPLAINT FOR CUSTODY, VISITATION

1 copy (mediator)
1 copy (atty)

Filed Aug. 27, 1987

Tax & entry Paid $40.50 ✓
John Fuller Mediator
Mediation Costs 120.00
Proc fd 3/7/88 9.00 ✓

3/7/88 Recd $60.00 from Plaintiff.

Recd May 3, 1988 $60.00 Vivian Stoltz

ORDER AND NOTICE:

You, Wendy Lee MOss, dft, have been sued in court to obtain custody, partial custody or visitaion of Kasey Nicole Moss and Jenna Lee Moss.

You are ordered to appear in person at the Crawford County Courthouse, before JOHN FULLER, MEDIATOR, at the time to be scheduled by the mediator.

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

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

Crawford County Bar Assoc. Ser. tot he Public Committee, 360 Chestnut St, Meadville, Pa 16335. Tel: 814 724-7719.

BY THE COURT,
Robert L. Walker, J.

Date: Aug. 28, 1987

Feb. 11, 1988 Order filed. AND NOW, February 9, 1988, upon consideration of the mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Kasey Nicole Moss and Jenna Lee Moss shall be shared between themother, Wendy Lee Moss and the fahter, Norman Nickolas Moss, that is, each parent shall be entitled full access to school records, medical records and other important records, and each parent shall be entitled to take part in decisions affecting the children's education, religious instruction, medical treatment and otehr such important decisions.

II. Physical custody ofKasey Nicole Moss and Jenna Lee Moss shall be with their mother, wendy Lee MOss, subject to the following conditions:

(a) Beginning with the month of February, 1988, the father shall be entitled to visit and take the children intohis custody every Wednesday eveing from 5:30 p.m. until 8:00 p.m. Beginning with the month of February 1988 the father shall be entitled to visit and take the children intohis custody every other weekend, beginning February 6, 1988 from 5:30 p.m. Saturday evening until 6:00 p.mm. Sunday evening.

(b) Visits ofthe children with their father during the month of February 1988 shall take place at thehome ofthe father's mother. During February, 1988 during viists ofthe children withtheir father, the children may be visited by Kathy Cheeley or her chidlren while the children are at the home of the father's mother. During themonth of March, 1988 visits between the father and his chidlren shalltake place at the home of the father's mother, but the father shall be allowed to take the children during the month to the home where Kathy Cheeley resides so long as the chidlren are returned tothe home of the father's mother by 8:00 p.m.on anysuch day. During themonth of April, 1988 and thereafter the father shall be unrestricted in his visits, thatis, the visits may take place in thehome where Kathy Cheeley resides if that is the desire of the father. Thereafter, the visits shall take place every Wednesday and every other weekend as provided above and such visits shall be unrestricted.

(c) This order shall be a temporary order but shall become a permanent order unless exceptions thereto are filed by either party on or before May 1, 1988.

(d) Holidays shall be defined as Christmas. The children shall be in the home of the father on Christmas Eve of 1988 from 4:00 p.m. until 8:00 p.m. and shALL BE IN THE home ofthe mother on Christmas Day. In 1989, the chidlren shall be in the home of the father on Christmas Day and from 8:00 p.m. on Christmas Eve. The children shall be in the home of the mother in 1989, prior to 8:00 p.m. on Christmas Eve and in her home again on Christmas Day from 1:00 p.m. on. The parties shall continue to alternate having the children in theirhome on Christmas Day and Christmas Eve in the same manner as provided above until this order has been changed or amended.

(e) Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but onthe other hand, shallsay and do anything in an efford to foster a favorable andloving attitude onthe part of the chidlren towards both parents.

(f) Neither father nor mother shall be under theinfluence of alcohol when the children are intheir custody.

(g) During visits when the children are in the custody of the father, the father shall stay with the chidlren and not delegate the responsibility of caring for the children to a babysitter.

Costs ofthe mediation conference shall be divided with Crawford County paying one=half thereof, and the father paying the remaining one-half.

Robert L. Walker, J

Feb. 12, 1988 Copies of order to Michael Halliday, Anna Belle Jones and John Fuller

1987

Ferguson, Spataro
& O'Shea
John F. Spataro

739.

PENNBANK

vs.

RICHARD M. RUGGIERE

Filed Aug. 28, 1987

Tax & entry Paid $40.50 ✓

Sheriff's Costs 18.00

Pro Co Pd 10-21-87- 9.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Sept. 14, 1987 Sheriff's rEturn filed. SERVED AND MADE KNOWN TO Richard M. Ruggiere personally the within named defendant by handing a true copy of the within Complaint to himon Sept. 11, 1987, at 10:55 AM at Sheriff's Office, Crawford County Courthouse, Meadville, PA
So answers, E. ralph Copeland, Chief Deputy Sheriff
Howard N. sTewart, Sheriff

And Now, Oct. 20, 1987, at 2:28 P.M., upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant in the amount of Fivee Thousand Eight Hundred Forty Six and 25/100 Dollars including costs of suit and interest.
Judgment entered - 10/20/87
R - 144

Debt - - $5,846.25

JUDGMENT
James F. Simmons,
Prothonotary

Oct. 20, 1987, Verification of Non Military Service filed.

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

740.

MARINE BANK

vs.

MARVIN G. HAMMETT AND
GLORIA B. HAMMETT

Filed Aug. 28, 1987

Tax & entry Paid $40.50
Sheriff's Costs 72.56
Pro Co Pd 11-4-87 9.00

COMPLAINT - CIVIL ACTION

2 copies (sheriff)

Sept. 22, 1987 Sheriff's REturn filed. Before me the undersigned authority, personally appeared Harry D. Holmwood, Deputy who being duly sworn acocrding to law, deposes and says that on the 9th day of september, 1987, at 2:20 p.m., he served Complaint filed at NO. AD 740 Term, 1987, Crawford County, Pennsylvania, upon defendant Marvin G. Hammett at his place of residence, 231 Liberty Street, Erie County, Girard, Pennsylvania By making known the contents thereof to Gloria B. Hammett, his wife and handing to and leaving with her the certified copy of the complaint received from Crawford County.
So answers, Harry E. Holmwood, Dep. Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Harry D. Holmwood, Deputy who being duly sworn according to law, deposes and says that on the 9th day of September, 1987, at 2:20 p.m., he served complaint filed at No. AD 740 Term, 1987, Crawford County, Pennsylvania, upon defendant Gloria B. Hammett at her residence, 231 Liverty Street, Erie, County, Girard, Pennsylvania By making known the contents thereof to Gloria B. Hammett and handing to and leving with Gloria B. Hammett the certified copy of the Complaint received from Crawford County.
So answers, Harry D. Holwood, Dep. Sheriff
Robert N. Michel, Sheriff

SERVED on the within named defendant, Gloria B. Hammett, by deputizing the Sheriff of ERie County, Pennsylvania, as per his affidavit of service hereto attached. Served September 9, 1987.
SERVED on the within named defendnat, Marvin G. Hammett, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. sErved September 9, 1987.
So answers, Howard N. sTewart, SHeriff

Oct 30, 1987 @ 1:47 P.M. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and agains the defendant for failure to file an answer or otherwise plead, the same is liquidated in the sum of Four Thousand Nine Hundred Forty-four and 24/100 Dollars plus interest from August 25, 1987 and all costs of suit plus attorney's fees of Nine Hundred Eighty-eight and 80/100 Dollars.
H-112, 72 Debt.....$944.24 + Costs and Atty fees
JUDGMENT
James F. Simmons
Prothonotary

11-4-87 judgment entered

EX 1987-96

1987

Watts, Pepicelli,
Youngs and Youngs PC
Christopher J. Youngs

741.

MARLENE A. WILLIAMS

vs.

GARY D. WILLIAMS

Filed Aug. 28, 1987

Tax & entry Paid $40.50 ✓
2 counts paid 30.00 ✓
John Fuller, Mediator
Mediation Costs 120.00 ✓
Pro Co pd 1/5/88 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY

1 copy (atty)
1 copy (mediator)

Aug. 28, 1987, Notice of Presentment, Complaint for Custody, and Order filed.
ORDER OF COURT: You, Gary D. Williams, dft, have been sued in court to obtain custody of the children: Tracy Richard and Cindy Ann Williams.
You are ordered to aPPEAR IN PERSON FOR A conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.
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. Custody to remain with mother until further order of court.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford County Bar Assoc. Ser;. tot he Public Committee
310/312 Chestnut St, Meadville, Pa 16335, Tele: 814 7247719.
Date: 8/31/87 BY THE COURT,
P. R. Thomas, J.

Aug. 31, 1987, Affidavit of Servcie filed. I, Marlene A. Williams, hereby certify that I served a certified copy of the Compalint in Divorce and Petition for Custody on Frances C. Williams, mother of defendant, at 354 Ravine St, Meadville, Pa. on Aug. 28, 1987 at 3:27 P.M. by handing same to her personallyb and making known to her the ocntents thereof. I understand that false statements herein are made subject tothe penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities. Marlene A. Williams.

Nov. 18, 1987 Motion To Continue Custody Mediation Conference and Order filed. AND NOW, November 18, 1987, upon presentation and consideration of the foregoing Motion, plaintiff's mtoion to Continue is denied.
Nov. 19, 1987 Copies of order to Christopher youngs and Stephen Hall and John Fuller

Nov. 24, 1987 Order filed. AND NOW, November 23, 1987 after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:
I. Legal custody and physical custody of Tracy Wiliams and cindy Williams shall be with their mother, Marlene A. Williams, subject to the following conditions:
(1) The father, Gary D. williams, shall be entitled to see and visit the child, Cindy Williams, at the offices of Children & Youth Services of Crawford County every Wednesday afternoon from 3:30 P.m. to 4:30 p.m. withthe first visit being November 25, 1987 and the last visit being December 30, 1987.
(2) The above-mentioned visits shall be supervised by Children and Youth Services personel.
This Order is entered without prejudice to the right of either party to request a further mediation conference or hearing when the father is released from jail.
This Order shall be a temporary Order but shall beocme a permanent order unless exceptions thereto are filed by either party wihtin thirty (30) days from the date hereof.
Cost of the mediation conference shall be paid by Crawford County.
P. Richard Thomas, J
Dec. 1, 1987 Copies of order to Christopher Youngs, Stephen Hall and John Fuller

Dec. 10, 1987, Affidavit of Consent of plaintiff filed.

Dec. 29, 1987 Affidavit of Consent of Defendant filed.

Dec. 31, 1987 Upon praecipe of Plaintiff For Review Under §201(c) of the Divorce Code, this case moved to court.

Dec. 31, 1987 Motion To Withdraw Economic Counts and Order filed. 1/7/88 Motion granted. P. Richard Thomas, J
Jan. 8, 1988 Copy of order to Christopher Youngs

Jan. 7, 1988 **D I V O R C E D E C R E E F I L E D .**

A N D NOW, January 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

M A R L E N E A . W I L L I A M S and G A R Y D . W I L L I A M S

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

1987

742. Bruce A. Barrett	PETITION FOR INVOLUNTARY TREATMENT vs. GEORGE W. BITTLER Filed Aug. 28, 1987	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 Section 304 and 305 Sept. 1, 1987, Certification by the court for extended Inv oluntary Emergency Treatment (Section 303) Court finds patient is severely mentally disables and orders that he receive inpatient treatment at MMC (Grove Street) for period of 20 days; represented by Bruce A. Barrett, Esq. for the court, John D. Petruso, Esq.

1987

743.

Bruce A. Barrett-

Gregory B. Fraser-

PETITION FOR INVOLUNTARY TREATMENT

OF

JOHN WYKSTRA

Filed Aug. 28, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976

(Sections 304 and 305)

Sept. 1, 1987, Report of Mental Helath Review Officer (John D. Petruso, Esq.) Recommendation,and order filed. ORDER: AND NOW, this 1st day of Sept. 1987, upon consideration ofthe 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 JOhn Wykstra be committed to Warren State Hosp. for treatment not to exceed 90 days.

This order shall be effective when satisfactory arrangements can be made for transfer of the patient.

BY THE COURT,
P. Richard Thomas, J.

Sept. 1, 1987, copies to Atty. Barrett, Mr. Dickey and Doris Miller, for WSH.

Mar. 21, 1988, Petition for Involuntary Treatment filed.

Mar. 21, 1988, REport of Mental Helath Review Officer, Findings of Fact, Recommendation and Order filed. ORDER: AND NOW, this 21 day of March 1988, 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 thatthe said JOhn Wykstra be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from Feb. 24, 1988.

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

Mar. 24, 1988, copies to Thomas E. Africa, Esq. and Warren State Hosp., Med. Record Dept.

Jan. 22, 1988, Petition to Transfer for Persons in Involuntary Treatment (Mental Health Procedures Act of 1976- Section 306) filed.

E. Max Weiss
~~Anthony Vardaro~~
with drawn
744.

Culbertson Weiss Schetroma & Schug
E. Max Weiss

SHIRLEY SIMCHECK

vs.

ED STYBORSKI, JULIUS RUSSELL AND LARRY TAPPER, SUPERVISORS OF CAMBRIDGE TOWNSHIP

Filed and issued
Aug. 28, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 40.97
Pro co Pd 3/11/92 6.00

SUMMONS - CIVIL ACTION
Issued (sheriff)

Sept. 28, 1987 Writ rEturn filed. SERVED Julius Russell within named defendant on September 17, 1987 at 3:10 PM by handing a true copy of the within Summo;ns to dAvid Russell, adult member of the family with whom he resides, namely his son, at their residence, R.D.#1, Cambridge Springs, crawford County, Pennsylvania.
SERVED AND MADE KNOWN TO Ed Styborski personally the within named defendant by handing a true copy of the within Summo;ns to him, on September 17, 1987 at 2:40 pm at Cambridge Township Building, Route 86, Meadville, crawford County, Penna.
SERVED AND MADE KNOWN TO Larry Tapper personally the within named defendant by handing a true copy of the within Summons to him, on September 17, 1987 at 2:45 P.M. at Cambridge Township Building, Rt. 86. Meadville, in Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 9, 1987, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendants, filed.

Dec. 9, 1987, Rule Entered Upon Plaintiff to File Complaint within 20 Days or suffer judgment of non pros, filed. (Atty. Weiss)

Dec. 29, 1987 Complaint filed.

Jan. 21,1988, Answer and New Matter of Ed Styborski, Julius Russell and Larry Tapper, Supervisors of Cambridge Township, to Plaintiff's Complaint filed.

Aug. 3, 1989 Reply To Defendant's New Matter filed.

Aug. 3, 1989 Proof of Service Of Answers To Defendant Cambridge Towhsip Supervisors' Interrogatories Addressed To Plaintiff, Shirley Simcheck filed.

Dec. 27, 1989, Notice of Taking Depositions on Oral examination Under Pa. R.C.P. No. 4007.1 of Robert Simcheck, filed

Dec. 27, 1989, Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. 4007..1 filed.

Aug. 14, 1990 Motion of Ed Styborski, Julius Russell and Larry Tapper Supervisors of Cambridge Town ship, Defendants, for Summary Judgment filed.

Aug. 16, 1990 Praecipe of Defendants attorney for Summary Judgment to be placed on the next Argument list filed. On Argument list September 1990

1990 SEPTEMBER ARGUMENT LIST

Sept 7 1990 Argument set for Oct 25, 1990 at 9:30 a.m.

Oct. 15, 1990, Motion to Withdraw Appearance, notice of Service and Order filed.
ORDER: AND NOW, this 15 day of Oct. 1990, upon presentation of the foregoing Motion, Anthony J. Vardaro, Esq. is granted leave to withdraw his appearance on behalf of the plaintiff.
BY THE COURT,
Robert L. Walker, S. J.
Oct. 15, 1990, copies to Attys. Vardaro and Weiss.

Oct. 15, 1990, Motion to Continue Argument, notice of Service and Order filed.
ORDER: AND NOW, this 15 dayof Oct. 1990, upon presentation of the foregoing motion the argument set for Oct. 25, 1990, at 2:30 p.m. with regard to defendants request for summary Judgment is continued until the Nov. 1990 Argt. List and the Court ADMINISTRATOR IS DIRECTED TO SCHEDULE THE SAME on that list.
BY THE COURT,
Robert L. Walker, S. J.
Oct. 15, 1990, copies of order to Attys. Vardaro and Weiss.

On November 1990 Argument List

December 5, 1990 Memorandum and ORDER filed. AND NOW, December 5th, 1990 the Defendants' motion for summary judgment is denied.
BY THE COURT,
Gordon R. Miller, P.J.
Dec. 6, 1990 Copy of Order to Atty. E. Max Weiss. Copy mailed to Plaintiff.

Nov. 20, 1991 NOtice of service of Request for Production of Documents filed.

Dec. 18, 1991, Motion for Settlement Conference and Order filed. ORDER: The motion for Settlement Conference is granted and the same is scheduled for 3:30 p.m. C. R. No. 2 in Jan. 29, 1992.
By the Court:
Date: 12/18/91 Gordon R. Miller J.
Dec. 18, 1991, copies to S. Simcheck plff and Atty. Weiss.

Mar. 10, 1992, Upon praecipe of plaintiff attorney, the above action is marked settled discontinued and ended of record.

1987

Howard T. Sterling

745.

Kratzenberg & Shields
M. Larrence Sheilds III

R. CURTIS LAWRENCE, AN INDIVIDUAL;
LAWRENCE'S DRIVER TRAINING SCHOOL, SOLE PROPRIETORSHIP;
AND LAWRENCE'S LIMOUSINE SERVICE, SOLE PROPRIETORSHIP

vs.

R. RICHARD TEDESCO, AN INDIVIDUAL;
GARY McGINNITY, AN INDIVIDUAL;
AND QUALITY DRIVER TRAINING SCHOOL

Filed Aug. 28, 1987

Tax & entry Paid $40.50
Sheriff's costs 30.00
Pro Co pd 3/20/90 5.00

COMPLAINT IN CIVIL ACTION

3 copies (sheriff)

Sept. 8, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO R. Richard Tedesco personally the within named defendant on September 2, 1987 at 8:58 a.m. by handing a true copy ofthe within Complaint to him at his place of business, 614 Baldwin Street, Meadville, in Crawford County, Pennsylvania.
SERVED Gary McGinnity within named defendant on September 2, 1987 at 8:59 AM by handing a true copy of the within Complaint to R. Richard Tedesco, partner, at their place of business, Quality Driving School, 614 Baldwin Street, Meadville, inthe County of Crawford, State of Pennsylvania.
SERVED Quality Driver training School within named defendant on september 2, 1987 at 9:00 AM by handing a true copy of the within Complaint to R. Richard Tedesco, co-owner, at place of business, 614 Baldwin street, Meadville, in Crawford County, Pennsylvania
So answers, Edgar D. Householder, Deputy SHeriff
Howard N. Stewart, Sheriff

Sept. 14, 1987 Appearance of Kratzenberg & Shields by M. Larence Shields, III for Defendants filed.

Sept. 22, 1987 Defendants' Preliminary Objections To Plaintiffs' Complaint filed.

Nov. 18, 1987 First Amended Complaint In Civil Action filed.

Dec. 8, 1987 Defendants' Preliminary Objections To Plaintiff's First Amended Complaint In Civil Action filed.

Jan. 11, 1987 Notice Of Deposition of R. Richard Tedsco filed.

Feb. 10, 1988 Motion for Sanction Under Pa. R.C.P. No. 4019(a) filed.

Feb. 10, 1988, MOTION FOR SANCTIONS - ORDER filed. And Now, February 9, 1988, hearing and argument on the plaintiff's Motion for Sanctions is set for February 25, 1988, at 1:30 p.m. in Courtroom 1 or 2.

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

Feb. 10, 1988, copies of order to Attys. Howard Sterling and M. Larrence Sheilds III.
Feb. 19, 1988, Motion to Continue filed.
Feb. 22, 1988, Response to Plaintiff's Motion for Sanctions Under Pa. R.C.P. 4019(a) filed.

Feb. 22, 1988, ORDER filed. AND NOW, Feb. 22, 1988, argument on Motion for Sanctions heretofore set for Feb. 25, 1988, is hereby reset by request of plaintiff. The Prothonotary is directed toplace this matter on the March 28, 1988, ARgument List, and at 1:30 P.M. in Courtroom 2.

FOR THE COURT,
Imogene Yetman, Court Adm.

Feb. 24, 1988, copies to Attys. Howard Sterling and M. Larrence Sheilds, III.

Feb 24, 1988 Motion for Continuance and Order filed: ... Februar... On Argument List for March 1988 ... for Februar...

Sept. 12, 1988 Certificate Of Readiness filed.

ON TRIAL LIST FOR FEBRUARY 1989

Sept. 15, 1988, Defendants' Motion to Strike Plaintiffs' Certificate of REadiness filed.

Sept. 15, 1988, Motion for Order Sustaining Defendants' Preliminary Objections to Plaintiffs First Amended Complaint in Civil Action and For Leave to File a Responsive Pleading, and order filed. ORDER OF COURT: AND NOW, to-wit, this 15th day of September, 1988, upon consideration of the foregoing motion and with the consent of Plaintiffs, through Plaintiffs' counsel, it is hereby ORDERED, ADJUDGED AND DECREED that Defendants' Preliminary Objections to Plaintiffs first Amended Complaint in Civil Action be and are hereby sustained and Defendants are hereby granted twenty days (20) in which to file a responsive pleading to Plaintiffs' First Amended Complaint in Civil Aciton.

BY THE COURT,
Robert L. Walker, J.

Sept. 22, 1988, copies of order to H. Sterling and M. Larrence Sheilds, III. attys.

Oct. 18, 1988, Defendants' Answer and New Matter to Plaintiffs' First Amended Complaint in Civil Action filed.

On April 1989 Trial List

Mar. 23, 1989, MOMORANDUM AND ORDER filed. ORDER: AND NOW, March 22, 1989, non-jury trial in this matter is sc heduled for June 15, 1989 at 9:00 a.m. E.D.S.T. in Courtroom No. 2, Courthouse, Meadville, Pa. If any discovery remains uncompleted, it shall be completed on or before May 15, 1989.

BY THE COURT,
Robert L. walker, J.

Mar. 27, 1989, copies to H. Sterling, and M. L. Shields, III, Attys.

Continued on page 582

1987

746.

ORDER FOR EIGHTY JURORS

Filed Aug. 31, 1987

ORDER FOR EIGHTY-FIVE (85) PERSONS TO COME AND SERVE AS JURORS FOR COURT TO BE HELD COMMENCING OCTOBER 12, 1987

To the Sheriff and Jury Commissions:
ORDER: We command you, in your official capacity, to draw from the jury wheel in accordance with the law, the names of 85 persons to serve as Jurors in the Court of Common Pleas, to be held at the Court HOuse in Meadville, Pa. commencing October 12,1987 at 9:00 A.M.
BY ORDER OF: the Hon., P. Richard Thomas, Pres. Judge at Meadville, this 31st dayof Aug. 1987.
James F. Simmons, Prothonotary

Oct. 27, 1987, Writ Returned. I do hereby make return that I have summoned the 85 persons whose names appear on schedule hereto attached to serve as jurors at a term of court to be held at Meadville, Pa. commencing on Monday Oct. 12, 1987.
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
Dorothy H. Kennedy, Jury Commissioner

1987

Mason and Mason
Joan D. Mason

747.

GAIL M. PETERS

vs.

ROBERT LeROY PETERS

Filed Aug. 31, 1987

Tax & entry Paid $40.50

COMPLAINT IN DIVORCE

2 copies (atty)

July 7, 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 8-31-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney. ✓If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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,
Anthony J. Vardaro, J

Date: July 3, 1997
July 7, 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)

1987

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

748.

KAREN JOHNSON

vs.

DALE JOHNSON

Filed Aug. 31, 1987

Tax & entry Paid $40.50
Pro Co pd 4/5/88 9.00

COMPLAINT IN DIVORCE

2 copies (atty)

Oct. 9, 1987, Acceptance of service filed. I, Dale Johnson, do hereby accept service of the notice to defendant and claim rights and the complaint in divorce, filed in the above captioned matter this 6th day of Oct. 1987. Dale Johnson.

Dec. 22, 1987 Affidavit Of Consent of Plaintiff filed.

Apr. 4, 1988 Affidavit Of Consent of Defendant filed.

Apr. 4, 1988 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court

Apr. 8, 1988, ORDER filed. AND NOW, April 7, 1988, this divorce action having been submitted tothe court for review, and it appearing that the Complaint in Divorce was filed on Aug. 31, 1987 and service of the complaint was not accepted by the defendant until Oct. 6, 1987 a period of more than thirty days without reinstatement of the complaint, the complaint was not valid process at the time service was accepted, and therefore, a divorce cannot be granted until service of valid process upon the defendant. The record is, therefore, returned to the Prothonotary of Crawford County.

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

Apr. 11, 1988, copies of order to A. Gamble, Esq

Apr. 14, 1988, Complaint reissued.

June 27, 1988 Complaint Reinstated.

July 13, 1988 Acceptance of Service filed. I, Dale Johnson, do hereby accept service of the Notice to Defend and Claim Rights and the Complaint in Divorce, filed in the above captioned matter this 6th day of July, 1988.

Dale Johnson

July 13, 1988 Affidavit of Consent of Defendant filed.

Aug. 22, 1988 Upon praecipe of Plaintiff Attorney for Review under Section 201(c) of Divorce Code, this case is moved to Court.

Sept. 2, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, September 2, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

K A R E N J O H N S O N and D A L E J O H N S O N

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

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

1987

Bernstein & Bernstein
Nicholas D. Krawec

749.

Watts, Pepicelli,
Youngs & Youngs, PC
Alan Pepicelli

AMERICAN CASUALTY COMPANY OF READING, PA

vs.

EDWARD E. SEELEY, INDIVIDUALLY AND AS PARTNER TRADING AND DOING BUSINESS AS ED SEELEY AUTO SERVICE, A POSSIBLE PARTNERSHIP

Filed Aug. 31, 1987

Tax & entry Paid $40.50
Sheriff's Costs 24.00

COMPLAINT

2 copies (sheriff)

Sept. 14, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Edward E. Seeley personally the within named defendant by handing a true copy of the within Complaint to him on September 2, 1987 at 9:38 AM at his place of business, 584 State Street, Meadville, crawford County, Pennsylvania. SERVED Ed Seeley Auto Service within named defendant on September 2, 1987 at 9:39 AM by handing a copy of the within Complaint to Edward Seeley, owner, at 584 State Street, Meadville, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 22, 1987 Appearance of Alan L. Pepicelli of Watts, Pepicelli, Youngs & Youngs, PC for Defendant filed.

Joseph Kulwicki

750.

JOHN F. ARMSTRONG

vs.

LENORA MAE ARMSTRONG

Filed Aug. 31, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 12-10-87 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 4, 1987 Affidavit of Service filed. Veronica Phillips, being duly sworn according to law, deposes and says that she is employee of Joseph F. Kulwicki, Esq., and that as such on Sept. 1, 1987, she placed a true and correct copy of the Complaint in Divorce in the above matter in the United States Mail, Certified No. P 401 446 045, Return Receipt Requested, addressed to the Defendant, Lenora M. Armstrong, at her last known address of PO Box 635, Conneaut Lake, PA. 16316.

The signature card for said certified mail item was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant as having received same on Sept. 2, 1987. The receipt and signature card for certified mail item No. P 401 446 045 are attached hereto and made a part hereof.

Further Deponent saith not.

Veronica Phillips

Dec. 7, 1987 Affidavit of Consent of Plaintiff filed.

Dec 10, 1987 Affidavit of Consent of Defendant filed.

Dec 10, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Dec. 24, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 23, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JOHN F. ARMSTRONG and LENORA MAE ARMSTRONG

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

1987

William B. Moore

751.

Mason & Mason
Joan D.Mason

KIMBERLY R. LOBINS

vs.

KEVIN A. LOBINS

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, CUSTODY, EQUITABLE DIVISION OF MARITAL PROPERTY, SUPPORT

1 copy (atty)

Filed Sept. 1, 1987

Tax & entry Paid $40.50 ✓
3 counts paid 45.00 ✓
Pro Co Pd 1-25-88 9.00 ✓

William Pineo, Mediator
Pro Co Pd 12-15-95 9.00 ✓

9-7-95 Mediation deposit of $50.00 paid by Dept.
10-4-95 Refund from ptd med fee 12.00

Oct 3, 1995 Refund 242.00
Dft #20.00 ck 9994
12-15-95 pd to #9625 242.00

Jan. 4, 1988 affidavit Of Consent of Defendant filed.

Jan 22, 1988 Affidavit of Service filed: William B. Moore, being duly sworn according to law, deposes and say that:

. 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 the 1st day of September, 1987, he deposited in the United State mail, by certified mail, restricted delivery, return receipt requested, postage prepaid, certified mail number P 524 836 074, as evidenced by the receipt attached hereto and made a part hereof, a true and correct copy of the Divorce Complaint, naming Kevin A. Lobins as the defendant in the above-captioned matter, and addressed to the defendant at R.D.#1, Box 238, Atlantic, Pennsylvania 15311.

4. The said Article was delivered to Defendant's last known address at R.D.#1, Box 238, Atlantic, Pennsylvania 16311 on September 2, 1987 and received by one Kevin A. Lobins as evidenced by the return receipt for certified mail number P 542 836 074 attached hereto and a part hereof.

Further, deponent saith not.

William B. Moore

Jan 22, 1988 Affidavit of Consent of Plaintiff filed.

Jan 22, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Feb. 9, 1988 **D E E C R E E F I L E D .**

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 that before the time the court is acting, 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. Each of the parties hereto covenants and agrees that they have not in the past and will not at any time in the future incur or contract any debt, charge or liability whatsoever for which either of them, their legal representatives, or their property or estates may become liable; and each of them further covenants at all times to keep the other free, harmless and indemnified of and from all debts, charges liabilities hereafter contracted by them.

3. The parties agree that they shallhave shared legal and physical custody of their children, Jesse Andrew Lobins and Jake Nicholas Lobins. Husband may have custody weekends, usually beginning Saturday between 9:00 and 10:00 am and ending Monday morning. If husband must work on a weekend, he shall notify Plaintiff so that shy may have the children for that weekend. Husband and wife shall alternate custody on Thanksgiving and christmas. In 1987, husband shallhave the children on Thanksgiving and wife shallhave the children on Christmas. The visitation on other holidays shall be as agreed. Hours during holidays shall be set by the aprties, with at least a ten hour period set aside to the parent having said holiday. Husband may have the children four weeks a year, but if he has them for more than one week at a time (consecutive weeks), wife shallhave visitation on the intervening weekend from Saturday morning to Monday morning provided that it does not interfere with husband's weekend vacation out of town. Husband shall give wife one weeks advance notice for a one week visit, and two weeks advance notice for a visit of two consecutive weeks.

4. The parties agree that husband will pay wife directly $100.00 per month, which will be due on the 15th of each month, for support of the minor children. Husband agrees to carry medical insurance on wife until the divorce is final, and he further agreed to carry medical insurance coverage on the chidlren until they are twenty-one uears of age, as long as said coverage is provided by husband's employer without cost to husband. Husband may claim Jesse as a dependant on his income tax return and wife may claim Jake as a dependant on her income tax return, and each will sign any necessary papers to accomplish this for the year 1987 and each year thereafter as long as said children cam be claimed. Plaintiff and Defendant each agree to pay one-half of any medical and dental expenses not covered by insurance.

5. The Plaintiff shallhave the right to increase child support from the Defendant at the of $25.00 per child per month every four years, but this right may only be exercised at four year intervals. She must request the increase in writing. This right shall not be retroactive nor cumulative. (In other words, if she chooses not to increase until six years after the date oft this order the increase can only be $25.00 per month per child, and the next increase cannot be requested until four years from the date ofthe first elected increase.)

6. If Plaintiff is laid off from work, or is disabled from working, Defendant will make up the difference between net monies she is receiving from any source and a figure equibalent to 75% of her monthly net income average for the prior six months, but not to exceed $250.00 per month total child support for both children. Said payment is not in the nature of alimony. Said payment shallonly continue for the period of disability or lay off.

If Defendant is laid off or disabled, his total child support obligation shall not exceed $100.00 per month during said months.

7. This decree, as it relates tochild support matters and related child expenses, shall not be modifiable in any respect except as detailed herein.

8. Husband and wife each agree to keep the peronal property now in possession of each, and hereby relinquish any claim to thatin the possession of the other. Husband shallkeep the real estate which is presently titled inhis name and wife herebyquitclaims any interest in it which she mayhave. Wife shall receive $300.00 fromthe parties' 1986 IRS refund and husband shall receive the balance. Husband shall assumetheirjoint obligation to Signal Finance Company, of approximately $900.00.

9. Each party has sought legal counsel relative to this decree; counsel for the respective parties has explained said decree to each party; each partyfully understands allof the terms herein set forth; all of said terms represent and constitute the entire understanding between the parties; each party has read this decree and finds the same to be in accordance with his or her understanding. Eachparty does hereby voluntarily execute this decree and affixes his and her signature hereto in the presence of the witnesses indicated below.

10. Except as otherwise provided hereto, each party hereby releases and discharges completely and forever the other from any and all rights of past, present and future support or alimony, division of property, right of dower and curtesy, right to act as administrator or executor inthe estate ofthe other, right of distributive share inthe other's estate, right of exemption in the estate of the other or any other property right, benefits or privileges accruing to either party by virtue of said marriage relationship, or otherwise, and whether the same are conferred by the statutory law of the Commonwealth of Pennsylvania, or any other state.

11. each party shall at the request ofthe other party promptly execute anyand all documents which may require their signature for the purpose of effectuating all of the terms and condition of this decree so as to give full force and effect to this decree.

12. Prior to the time the court acts onthis decree, the parties will abide by its terms once it is signed by both parties.

13. If income and expense statements, or inventories and appraisements have not been filed by either or both parties hereto, the requirement ofthe filing of said documents is hereby waived by the other party hereto, and same need not be filed as each is aware to his or her own satisfaction of the nature and value of assets, and existence of debts of the other.

14. Kimberly R. Lobins,by herself andby her attorney and Kevin a. Boins by his attorney This order effective as of this 8 day of Feb. P.RICHARD THOMAS

CONTINUED TO PAGE 622

202

1987

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

752.

AMERICAN FEDERAL SAVINGS

vs.

WILLIAM K. HILL AND MARTHA K. HILL, HUSBAND AND WIFE

Filed Sept. 1, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 27.00
Pro Co Pd 10-8-87 9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (atty)

Sept. 15, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO William K. Hill personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure to himon September 14, 1987 at 2:34 PM at his place of residence, 38 Park Avenue, Meadville, Crawford County PA.
SERVED AND MADE KNOWN TO Martha K. Hill personally the within named defendan tby handing a true copy of the within Complaint in Mortgage Foreclosure to her on September 14, 1987 at 2:35 PM at her place of residence, 38 Park Avenue, Meadville, in Crawford County, PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. sTewart, Sheriff

AND NOW, October 8, 1987 @ 11:22 A.M., Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and damages are assessed in the amount of Twenty-three Thousand Three Hundred Eighty-four and 76/100 Dollars
H-171, 209 Debt.....$23,384.76
JUDGMENT
James F. Simmons
Judgment entered 10-8-87 Prothonotary

EX 1987-87

Paul E. Allen

753.

Joan Mason

LUCY PEARL GILLINGHAM

vs.

ARTHUR CLARK MYERS

Filed Sept. 1, 1987

Tax & entry Paid $40.50

PETITION FOR PROTECTION FROM ABUSE

3 copies (atty)

ORDER:

AND NOW, Sept. 1, 1987, upon presentation and due consideration of the foregoing Petition, it is hereby ordered, adjudged and decreed that:

a. Arthur Clark Myers, is hereby ordered and directed to leave the premises owned by him and Lucy Pearl Gillingham on Gill Street in Meadowland Development in West Mead Township, R. D. #7, Meadville, Pa. , and to give complete possession to Lucy Pearl Gillingham.

b. That the defendant refrain from any verbal or physical abuse of the plaintiff, Lucy Pearl Gillingham, or her son Wayne Schultz, or the defendant's son, Robert Myers, or the plaintiff's parents, David T. Gillingham, Sr. and Lucy P. Gillingham.

It is further ordered that a hearing be held on the petition on the 9th day of Sept, 1987 at 9:15 a.m. e. d. t. in C. R No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

A copy of the within Temporary Protection Order shall be issued to the respondent, and tothe West Mead Police. /The West Mead Police are hereby ordered to enforce this order.

PER CURIAM,
Robert L. Walker, J.

Sept. 10, 1987, ORDER filed. ORDER: AND NOW, Sept. 9, 1987 the defendant is excluded from the home that he and the plaintiff have been living in until Sept. 30, 1987. In the event he attempts to go to the home, this order may be enforced by any police agency having jurisdiction.

The defendatn may go to the joint residence for a period not to exceed two hours this date to obtain his personal effects and those of his son.

BY ORDER OF THE COURT,

Robert L. Walker, Judge

Sept 11, 1987, copies of order to Attys. Paul Allen and Joan Mason.

1987

Fuller, Kinnunen,
Miller, Petruso &
Gamble
Ann Hansen Gamble

754.

~~Mary Ann Kirkpatrick~~

LORRAINE H. HANLON

vs.

BERNARD HANLON, III

Filed Sept 2, 1987

Tax & entry Paid $40.50 ✓

William Pineo, Mediator 152.00
Pro Co Pd 6-23-94 9.00

10-15-93 Rec from Atty
Med. Deposit $150.00

12-9-93 Pd Deft Bal
med depos 1949 65.00
(Kirkpatrick)

5-26-94 Rec from Plf
Med Fees 76.00

6-23-94 Pd 152.00
Chk #8399

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 2 day of Sept. 1987, upon presentation of the foregoing Complaint the parties are hereto and their respective counsel are ordered to appear before BARBARA SMITH, ESQ. THE CUSTODY MEDIATOR, who is hereby appointed in this case. The said parties and their respective counsel shall appear at such time or times that the Custody Mediator shall hereinafter determine.
P. Richard Thomas, J.

Sept. 15, 1987 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 Laa, duly authorized to practice law in the Commonwealth of Pennsylvania and that on September 10, 1987, she sent a copy of the Complaint for Custody to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested to Bernard Hanlon, III, R.D.3, Box 303 A, Titusville PA 16354, the defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

Sept. 25, 1987 Stipulation and Order filed: AND NOW, this 17th day of September, 1987, the parties having stipulated and agreed to the entry of this Order.

IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. The primary physical custody of the child, Bernard T. Hanlon is now and shall continue to remain with the mother.

2. The father shall have the right to take the child into his physical custody on alternate weekends with the exact time of pick up and return to be arranged between the parties. In the event that the parties are unable to agree, the father shall take the child into his custody at or about 6:00 p.m. on Friday evening and return the child at or about 6:00 p.m. on Sunday evening.

3. The father shall have the right to take the child into his custody each Wednesday following school dismissal and shall return the child tot the mother before the normally scheduled dinner hour.

4. The father shall further have the right to take the child into his partial custody for the purpose of participating in sport activities and events. At the present time the father and son attend bicycle moto cross races on Sunday afternoons from May through September and the mother shall not unreasonably prohibit the father from taking the child into his custody for such purposes.

5. In the event that either hereto elects to relocate out of the Commonwealth of Pennsylvania, then and in that event the parent who is relocating shall give the other party thirty (30) days notice in order to permit either party hereto to bring a Petition to Modify the within Order.

BY THE COURT,
Robert L. Walker, J

Sept. 25, 1987 Copies of order to Ann Gamble, Esq. and Barbara Smith, Esq.

Oct. 15, 1993 Petition to Modify Custody and ORDER filed. AND NOW,October 19, 1993, this matter is referred to William Pineo, Child Custody Mediator, who shall promptly schedule mediation.

By the Court:
Anthony J. Vardaro, J.

10-22-93 Copy of Order to Attys. Gamble & Kirkpatrick & Pineo

Nov. 3, 1993 Affidavit of Service filed. And Now, October 31, 1993, comes Constance L. Deitman being duly sowrn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Bernard A. Hanlon, III, Defendant, in the above-capt ioned matter.

2. That on information furnished her by the Defendant,she caused a certified copy of the Petition to Modify Custody to be forwarded by Certified Mail, P 100 657 116; postmarked October 25, 1993, to the last known address of the Plaintiff, Lorraine H. Hanlon (now known as Lorraine Homer Yashinksi),632 N. Third St., Titusville, PA 16354.

3. That the Plaintiff, Lorraine H. H anlon, on October 26, 1993, personally signed the return receipt card which was affixed to the Petition in the above-matter and which is attached hereto.

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

Oct. 31, 1993 Constance L. Deitman

Dec. 9, 1993 TEMPORARY ORDER, filed. AND NOW, this 8 day of December, 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, B. Tobias Hanlon.

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

3 a. The mother shall have primary physical custody of the subject minor child.

b. During the school year, the father shall have temporary physical custody and visitation on alternate weekends from Friday at 6:00 p.m. to Sunday at 8:00 p.m. In addition, he shall have the right of visitation and temporary physical custody each Wednesday from 4:00 p.m. to 5:00 p.m.

CONTINUED TO PAGE 204A

Lorraine H. Hanlon
vs.
Bernard A. Hanlon

CONTINUED FROM PAGE 204
of Record
D. 1987 - 754

****

C. During the school summer vacation, the father shall have temporary physical custody and visitation three weekends per month from Friday at 6:00 p.m. to Dunday at 8:00 p.m., and in addition, will have the right to designate a two-week period during which he shall have visitation and physical custody. The father shall designate the two-week period he wishes to select one month in advance. The father's summer visitations shall be arranged in such a way that the mother will have a minimum of one week end each month.

d. The father shall also have the right to take the subject minor child hunting on the opening day of antlered deer season and shall have visitation and temporary physical custody for this purpose from noon of the Sunday following Thanksgiving until 6:00 p.m. of the Monday following Thanksgiving. The father shall also have the right to take the subject minor child hunting on the opening day of anterless deer season from noon of the day preceding the opening of the season until 6:00 p.m. of opening day, and in addition, shall have the right to take the subject minor child hunting each Saturday during antlered deer season and shall have visitation for htis purpose from Friday at 6:00 p.m. through Saturday at 7:00 p.m.

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

4. The parties have idicated to the mediator that they will be capable of arranging holiday visitation, as they have in the past.

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

6. The father shall supply all transportation necessary for the exercise of his visitation and custodial rights. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

7. Should the father fail to appear within one-half hour of the scheduled time for picking up the subject minor child, the mothe shall have the right to consider the visitation as having been waive, unless the father shall have called ahead and indicated the reason why he shall be late and when he can be expected to appear.

8. 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.

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neithe party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child. Neither party shall expose the subject minor child to situations which would be physically dangerous or morally improper given his age and understanding.

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 apolite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

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

12. Costs and fees of this Mediation, which are fixed at $152.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13. The deposit required for the appointment of the Custody Mediator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. The mother shall pay her share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

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

By the Court,
Anthony J. Vardaro, J.

Dec. 16, 1993 copy to A. Gamble, M.A. Kirkpatrick, W. Pineo, Plf. & Dft.

Feb. 23, 1994 Motion For Leave To With Draw Appearance and ORDER filed. And, Now, February 23, 1994, the motion for withdrawal of Appearance is granted.

By the Court:
Anthony J. Vardaro, J.

Feb. 28, 1994 Copy of Order to Atty. Mary Ann Kirkpatrick.

1987

1987

Mason and Mason
Joan D. Mason

755.

Thomas, Truax , Spadafore, Vardaro Walker
R. Charles Thomas

JAMES D. SWOGGER

vs.

JUDY R. SWOGGER

COMPLAINT UNDER SECTION 201(d), EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Sept. 2, 1987
@ 3:34 P.M.

Tax & entry Paid $40.50
1 count paid 15.00
2 counts paid 11/14/90- 30.00
state paid 11/14/90 - 10.00
David Pickens, Master
Pro Co. pd 8-3-93 9.00
State pd 8-3-93 10.00
Pro.Co. pd 8/20/93 5.00
returned to the office of the Plaintiff's attorney and is attached hereto.

Sept.2, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce code filed. 1 copy (atty)

Sept. 22, 1987 Affidvit 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 Sept. 4, 1987 mail to the above Defendant, Judy R. Swogger by certified mail #401 446 549, return receipt requested, deliver to addressee only, a complaint and Plaintiff's 201(d) Affidavit in the above divorce action. Said notice was received by Judy R. Swogger on Sept. 5, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason

Dec. 2, 1988 Petition for Appraisal of Marital Real Estate and Order filed. Order:AND NOW, this 2 day of December, 1988, Defendant shall make the residential real estate and related buildings, and premises, fully available to the Plaintiff and his appraiser, Frank Urbanick, on Saturday, December 10, 1988 at (:30 a.m., and shall allow photographing of the premises by Plaintiff and/or the appraiser.
PER CURIAM,
Robert L. Walker, J.

Dec. 5, 1988 Copy of Order to Joan Mason, esq.

Nov. 14, 1990, Answer to Complaint in Divorce, Equitable Distribution, Counsel Fees, Costs and Expenses, Permanent Alimony, filed. 1 copy (atty)

5-13-93 Received from Pltf 500.00 Masters dep.
8-4-93 Pd Master Ck# 7706 26.00
8-4-93 Pd Pltf Ck# 7707 474.00
Bal 0.

April 12, 1993 Plaintiff's Pretrial Narrative filed.

April 12, 1993 Plaintiff's Income and Expense Statement filed.

Apr. 16, 1993 Order Filed. AND NOW, April 15, 1993, this matter is before the Court on a Motion for appointment of master in divorce filed by the Plaintiff.
This is a 1987 divorce and the Defendant has not yet filed her income and expense statement and inventory and appraisement.
Accordingly, she is ordered to do so within 30 days of the date of this Order.
BY THE COURT:
Anthony J. Vardaro,J.
Apr. 19, 1993 Copies dist. to Attys. Mason & RCT. 4-22-93 Copy of Order to Atty.Pickens.

Apr. 16, 1993 Motion for Appointment of Master In Divorce and Order filed. AND NOW, April 15, 1993, David Pickens, Esquire is appointed Master in respect to the following claims:
Divorce, Alimony, Distribution of Property,Counsel Fees & Costs & expenses.
Deposit required: By Plaintiff $500 ; By Defendant $400.
PER CURIAM,
Anthony J., Vardaro, Judge
Apr. 22, 1993 Copies of Order to Attys. Mason, RCT & Pickens.

July 26, 1993 Affidavit of Consent of Defendant filed.

July 30, 1993 Affidavit of Consent of Plaintiff, filed.

July 30, 1993 Upon praecipe of Plaintiff attorney to transmit records, case moved to Court.

Aug. 3, 1993 Motion to Release Deposit and ORDER OF COURT filed. And Now, August 2, 1993, The Prothonotary shall pay Master's fees of $26.00 to David Pickens, Esq. and the remaining $474.00 shall be refunded to Plaintiff James D. Swogger.
Anthony J.Vardaro, J.
Aug. 5, 1993 Copy of Order to Attys. Mason & Thomas.

DIVORCE DECREE FILED

August 6, 1993 STIPULATION AND CONSENT DIVORCE DECREE filed. AND NOW, this 6 day of August 1993, the court orders and decrees as follows:

1. DIVORCE:

Upon consideration of the pleadings and Affidavits filed in the above-captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an Affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 3301(c) of the PA. Divorce Code.

2, REAL ESTATE:

The parties hereto own real estate located at RD # 7, meadowland Dr., Meadville, PA. (deed book 445, page 1027). Since the time the parties separated on May 10, 1983, Defendant has had sole and exclusive use and possession of said property. plaintiff shall transfer to the Defendant by special warranty deed, all of his right, title and interest in said property, and he shall relinquish any right or claim he may otherwise have had to rental value of said property. Defendant shall assume full responsibility for any outstanding and any future indebtedness, liens, taxes or obligations of any nature, relative to said property, and shall hold Plaintiff harmelss and indemnify him regarding same. Plaintiff makes no claim for sums he may have paid or contributed to for taxes, repairs, or any other matter, pertaining to said property and buildings thereon.

RECORD CONTINUED ON PAGE 619.....

Mason and Mason
Joan D. Mason

756.

KAREN MARIE DAUGHENBAUGH

vs.

MELVIN CLIFFORD DAUGHENBAUGH

Filed Sept. 2, 1987
@ 3:36 P.M.

Tax & entry Paid $40.50
Pro Co pd. 12-8-87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 23, 1987 Affidavit of Service filed. I, Joan 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 September 9, 1987 mail to the above Defendant, Melvin Clifford Daughenbaugh by certified mail #401 446 551, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Melvin Clifford Daughenbaugh on Sept. 11, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason,

Dec. 8, 1987 Affidavit of Consent of defendant filed.

Dec. 8, 1987 Affidavit of Consent of Plaintiff filed.

De c. 8, 1987 Upon plaintiff's attorney Praecipe for Review Under §201 (c) of the Divorce code , this Case is moved to Court.

Dec. 21, 1987 D I V O R C E D E C R E E F I L E D .

AND NOW, De cember 17, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

karen marie daughenbaugh and MELVIN CLIFFORD DAUGHENBAUGH

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 terminanated.

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

1987

Plate, Shapira, Hutzelman, Berlin, May Walsh & Brabender
Joseph J. May

757.

Blystone & Blystone
Peter E. Blystone
for dft. P. Blystone

THE CLEVELAND CLINIC FOUNDATION

vs.

ELEANOR BLYSTONE AND PETER E. BLYSTONE, HER HUSBAND

Filed Sept. 3, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 18.00
Bro Pd 5/31/88 $5.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Sept. 15, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO Peter E. Blystone personally the within named defendant on September 4, 1987 at 9:10 AM at Sheriff's Office, room 303 Courthouse, Meadville, Crawford County, PA.
So answers Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 18, 1988, Defendant Peter E. Blystone's Answer and New Matter filed.

May 31, 1988 Upon Praecipe of Plaintiff's Atty. this case marked discontinued of record.

Shafer, Swick Bailey
Irwin and Stack
Louis J. Stack

758.

FRANCIS E. SELLERS

vs.

EUGENE CLAIR WASSON, a/k/a E. C. WASSON AND HAZEL WASSON, HIS WIFE, AND THEIR HEIRS AND ASSIGNS, AND EUGENE C. WASSON, JR., AND DOROTHY M. WASSON, HIS WIFE, AND THEIR HEIRS AND ASSIGNS

Filed Sept. 3, 1987
@ 1 :06 P.M.

Tax and Entry Paid $40.50
Pro Co pd 11/24/87 9.00

COMPLAINT - QUIET TITLE

Sept. 3, 1987, Motion for Servcie Pursuant to Special Order of Court Pursuant to Pa. R.C.P. 430, and Affidavit filed.

Sept.3, 1987, ORDER filed. AND NOW, this 3rd day of Sept., 1987, upon consideration of the foregoing Motion, Plaintiff is granted leave to make service ofthe Complaint on Defendants, Eugene C. and Dorothy H.Wasson, by cert. mail, ret. rec. req. as set forth in Pa. R.C.P. 403 and upon these Defendants and any other heirs and assigns by publication of the notice attached to the Motion once in the Crawford County Legal Journal and the Meadville Tribune, a newspaper with general circulation inthe County of Crawford, Pa.

BY THE COURT,
Robert W. Walker, J.

Sept. 31, 1987, copy of order to L. Stack, Esq.

Oct. 23, 1987 Motion For Judgment Pursuant To Rule 1066 and Affidavit Of Service filed.

Oct. 23, 1098 Order filed. AND NOW, this 23 day of October, 1987, upon Motion of the Plaintiff for a default judgment pursuant to Pennsylvania Rule of Civil Procedure 1066, and it appearing that service has been made in accordance withthis Court's Order and that the Defendant's have failed to file an Answer within the time permitted by the Rules; it is hereby ordered and decreed that the defendants, their succeessors and assigns, be are are hereby forever barred from asserting any right, lien, title or interest to the premises located in Cambridge Sprinngs, Crawford County, Pa. hereinafter described, to wit:

> On the north by McClellan Street; on the east by an alley; on the south by Snow Alley; and on the west by land now or formerly of the Springs National Bank, formerly Frank Quay); having a frontage of seventy (70) feet, more or less, on McClellan Street; and being the same land conveyed to the Grantors herein by deed of M. E. Bertram and Georgia E. Bertram, his wife, dated June 28, 1946, and recorded in Deed Book 332, page 340.

inconsistent with the interest or claims of the Plaintiff set forth in his Complaint; form impeaching, denying, or in any way attacking Plaintiff's title to said property; from issuing or maintaining any action attacking same; and from encumbering, mortgaging or any one of them shall, wihtin thirty (30) days of this Order, file with the Court written objections to this order. If such action is not taken within the thirty (30) day period, the Prothonotary on Praecipe of the Plaintiff, shall enter final judgment.

BY THE COURT,
P. Richard Thomas, J

Oct. 23, 1987 Copy of order to Louis Stack

And now, Nov. 24, 1987 at 12:07 p.m. upon praecipe of plaintiff's attorney final judgment is hereby entered in this case, in favor of the pla intiffs and against the defendants, pursuant to the foregoing Order of Court.

W-52-83=52-43

FINAL JUDGMENT
James F. Simmons
Prothonotary

1987

Mason and Mason
Joan D. Mason----

759.

8-12-94 Rec from Dept Sheriff Costs 20.00
8-12-94 Dept Sheriff Ck#8486 20.00

KORINE CHACE

vs.

JAMES E. CHACE, JR.

Filed Sept 3, 1987
@ 2:02 P.M.

Tax & entry Pd. 8/11/94 $40.50
Sheriff's Costs Pd. 8/11/94 20.00

PETITION FOR PROTECTIVE ORDER

1 copy (sheriff)
3 copy (atty)

ORDER:

AND NOW, this 3rd dayof Sept 1987, upon consideration of the foregoing Petition for Protective Order, it is hereby ordered that:

1. A hearing be held on the Petition on the 10th day of Sept., 1987, at 1:30 P.M. in C. R. 1 or 2 Crawford County Court House, Meadville, Pa.

2. Pending said hearing the respondent is hereby ordered not to abuse, threaten harrass, annoy, follow, or in any way contact the petitioner, either directly or through anyone else.

3. A copy of this order is to be given totthe Pa. State POlice who are hereby ordered to enforce the order. If the respondent shall violate this order, he shall immediately be committed to the Crawford County Jail, until such time as this matter may come to the attention of the court to impose proper penalty for violation fo the order.

4. Costs shall be determined at the time of hearing, and the petitioner shall be permitted to file this petition without advance payment of costs, and to have it served upon the respondent without advance payment of costs to the sheriff. Per Curiam,
Robert L.Walker, J.

Sept. 9, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO James E. Chase, Jr. personally within named defendant by hadning a true copy of Petition and Order to him, on September 8, 1987 at 2:15 pm at Sheriff's Office, room 303 Courthouse, Meadville, in the County of Crawford, State of Pennsylvania.
So answers,
Carole Stefanucci, deputy Sheriff
Howard N. Stewart, SHeriff

Sept. 11, 1987 ORDER filed. AND NOW, Sept. 11, 1987, both parties being present in court and the plaintiff being represented by counsel and the defendant having indicated that he has employed Joseph F. Kulwicki as his counsel, who cannot be here today, after some discussion regarding the possibility of a consent Order the the defendant having somewhat vacilated as to whether such an Order would be appropriate, the Court declines to enter an Order by consent in the absence of defendant's counsel and this case is CONTINUED to Oct. 1, 1987, at 9:30 o'clock a.m. Pending further hearing, the Temporary Order entered Sept. 3, 1987 is continued in full force and effect. In addition thereto, the defendant is ordered not to go to any premises upon which he knows the plaintiff is working at the time that she is working or any premises at which she may be residing.

The plaintiff shall have the right to go to the former marital residence which is owned by the defendant in the company of her brother to assure that no untoward events occur between 8:00 o'clock p.m. this date and 10:00 o'clock p.m. this date for the purpose of obtaining any clothing or personal effects that may be still on the premises. The plaintiff shall not remove any items that may be marital property since the ownership of those cannot be disposed of in this proceeding.

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

Sept. 14, 1987 Copy of Order to Attys. Joan D. Mason and Joseph Kulwicki.

Sept. 15, 1987 Order filed. AND NOW, September 10, 1987, at the time scheduled for hearing, counsel for the Plaintiff indicates that she has had contact with Joseph Kulwicki, Esquire, who asserts that his client is willing to have an ORder entered, however, the Respondent is not present to make that indication. This case is continued until september 11, 1987 at 11:30 A.M., at which time we will exptect the defendant to be present event if he is agreeing to the entry of an Order and if represented by counsel we will expect his counsel to be present. BY ORDER OF THE COURT,
Robert L. Walker, J

Sept. 15, 1987 copies of order to Joan Mason and Joseph Kulwicki

Prather, Prather & Pineo
Mark D. Prather

760.

IN RE:
THE PRIVATE SALE OF TAX CLAIM LAND ASSESSED CALVIN CARLISLE, ET AL
(Petition of Archie Morehouse)

Filed Sept. 3, 1987 at 2:33 P.M.

Tax & entry Pd 9/10/87 $40.50

OBJECTION TO PROPOSED PRIVATE SALE OF TAX CLAIM LAND

ORDER: NOW, this 3rd day of Sept 1987, upon presentation of the within petition, a rule is hereby granted upon the Treasurer of Crawford County to show cause if any he has why the subject property should not be exposed to sale in the nature of auction with highest bidder to prevail.

Returnable and for hearing on Oct. 7, 1987 at 9:15 a.m.

Service of the within by true and correct copy shall be made upon the Crawford County Treasurer, prior owners, and proposed purchase, by regular mail, to last known address.

Per Curiam,
Robert L. Walker, Judge

Sept. 8, 1987, copy of order to Mark Prather ESq.

Oct 7, 1987 Affidavit of Service filed: DONNA J. NEEDLER, being duly sworn according to law, deposes and says that service of the within notification was made by regular mail to the addresses therein set forth, being the prior owners and proposed purchasers, at their last known address, and that none of said mailings was returned except as indicated.

AND further deponent saith not.

Donna J. Needler

Oct 7, 1987 Order filed: AND NOW, October 7, 1987, after hearing, the proposed private sale of the land involved in this proceeding, being one acre more or less in Athens Township, and having thereon a mobile home, is approved.

The Court sets the value of the property at $412.80 and it is directed that the Tax Claim Bureau conduct a public sale between the objector and the original proposed purchaser at this time, at which time the minimun bid shall be $412.80.

The terms of said sale shall be ten percent down at the time the property is knocked down and the balance within thirty days of this date upon delivery of a Tax Claim Bureau deed to the successful bidder.

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

Oct 9, 1987 Copies of order to Mark Prather and James Irwin, Esqs.

Oct 7, 1987 Order filed: AND NOW, October 7, 1987, the Tax Claim Bureau having conducted a public sale of land in Athens Township, Crawford County, Pennsylvania, consisting of one acre of land mor or less with a mobile or manufactured home thereon, the subject matter of this proceeding, and the successful bidder being Archie Morehouse with a bid of $1000.00, the successful bidder shall this day deposit the sum of $100.00 with the Tax Claim Bureau as per the terms of sale set forth in the previous Order and shall pay the balance of $900.00 upon delivery of a Tax Claim Bureau deed for the subject real estate and upon delivery of such deed, the sale is confirmed.

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

Oct 9, 1987 Copies of order to James Irwin and Mark Prather, Esqs.

1987

Gordon R. Miller

761.

LINDA L. WASSER

VS.

JOHN I. WASSER

Filed Sept 3, 1987
@ 3:55 P.M.

Tax & entry Paid $40.50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 11, 1987 Affidavit Of Service Of Complaint filed. GORDON R. MILLER, being duly sworn according to law, deposes and says that he is the attorney for the plaintiff in this matter and duly authorized to make this Affidavit of service of complaint; that on the 4th day of September, 1987, he served the Complaint and Notice to Defend in the above captioned matter on the above named defendant by mailing a true and correct copy of said Complaint and Notice to Defend on the 4th day of September, 1987 to the defendant at his residence, 512 Jackson Street, Box 381, Jamestown, Pa. 16134, postage prepaid, certified mail with restricted delivery to addressee only; that said Complaint and Notice to defend was actually received by the defendant on the 5th day of September, 1987 as is evidenced by a return receipt signed by him for certified mail article no. P 404 874 340 which said return receipt is attached hereto, made a part hereof and marked Exhibit A.

Gordon R. Miller

May 27, 1988, Affidavit of Consent Under Section 201(c) of the Divorce Code filed. (plff)

May 27, 1988, Affidavit of Consent Under Section 201(c) of the Divorce Code filed. (dft)

May 31, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

June 16, 1988 **DIVORCE DECREE FILED.**

AND NOW, June 16, 1988, it is her eby ordered, adjudged and decreed that the marriage heretofore existing between

LINDA L. WASSER and JOHN I. WASSER

is hereby dissolved and the parties are hereby divorced andd 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

1987

James H. Joseph PC
James H. Joseph

762.

LESLIE M. HOSACK AND ANNA MAE HOSACK, HIS WIFE

vs.

NORMAN A. RIGOTTI AND WILLIAM OTT

Filed Sept 4, 1987 @ 10:05 AM

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	53.63
Pro Co Pd 3/28/89	5.00 ✓
Pro Co Pd 6/14/89	1.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Sept. 25, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Carl B. Nord, Dep. Sheriff of Lawrence County, Pa. who being duly sworn according to law, deposes and says that on the 17th day of Sept. 1987 at 10:25 a.m. he served Summons filed at No.AD 1987 -762 upon defendant Norman A. Rigotti 1214 Butler Ave., New Castle, Pa. Bymaking known the contents thereof to him, personally and handing to and leaving with him the certified copy of the Summons received from Crawford C o:

Carl B. Nord Dep. Sheriff

So answers, George Sigler, Sheriff Lawrence CO.:

SERVED William Ott within named defendant on Sept. 16, 1987 at 9:55 a.m. by handing a true copy of the within Summons to Rebecca Ott, adult member of the family with whom he resides, namely his wife, at their residence Aldina Drive, Conneaut Lake, Crawford Co., Pa.
SERVED Norman A. Rigotti within named defendant by deutizing the Sheriff of LAWRENCE Co. Pa. as per his affidavit of service hereto attached. Served: Sept. 17, 1987 .
So answers,

Edgar D. Householder, Dep. Sheriff

Howard N. Stewart, Sheriff

Mar. 27, 1989, Upon praecipe of plaintiff attorney, the above captioned case is settled, discontinued, and ended of record.

1987

Bruce A. Barrett
Barrett & Dratler

763.

ROBERT ALLEN STEPHENS

vs.

JULIENNE DAWN STEPHENS

Filed Sept 4, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/6/88 9.00 ✓
Pro Co pd 6/2/89 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 16, 1987 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 inthe above captioned Divorce Action.
2. That a true and correct copy of the Complaint Under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to Julienne D. Stephens at R.D. #4 Box 31A, Titusville, PA 16354 on september 4, 1987. The Sender's receipt is attached hereto.
4. That the defendant received said registered mail on september 11, 1987. Said receipt card number P 547 807 165 is attached hereto and signed by Julienne D. Stephens. Bruce A. Barrett

Sept. 2, 1988, Affidavit of Consent of plaintiff filed.

Sept. 2, 1988, Affidavit of Consent of defendant filed.

Sept. 2, 1988, Upon praecipe of plaintiff attorney, for review Under 201(c) of the Divorce Code, this case moved tocourt.

Sept. 19, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, September 19, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ROBERT ALLEN STEPHENS and JULIENNE DAWN STEPHENS

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

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

May 26, 1989 Notice of Intent to Retake Prior Name filed.
TO BE KNOWN AS; Julienne Dawn Weaver.

1987

Ferguson, Spataro
& O'Shea
Douglas W. Ferguson

764.

KARIN J. BOND

vs.

CLARENCE D. BOND, JR.

Filed Sept 4, 1987
@ 3:55 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 12-9-87 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 12, 1987 Affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated sEptember 9, 1987 the Defendant acknowledged service on September 10, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.

Douglas Ferguson

Dec. 8, 1987 Affidavit Of Consent of Plaintiff filed.

Dec. 9, 1987 Affidavit of Consent of Defendant filed.

Dec. 9, 1987 Upon Praecipe of Plaintiff's Attorney for Review under Section 201(c) of the Divorce Code, this case is moved to court.

dec. 16, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 15, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

K A R I N J . B O N D and C L A R E N C E D . B O N D

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

1987

Ferguson, Spataro
& O'Shea
~~Thomas D. O'Shea~~
Douglas Ferguson
765.
Joan D. Mason

11/25/87 Recd $50.44 from Defendants
12/1/87 Recd $. 50.44 from Plaintiff
Rec'd 12-31-87
$50.44
Vivian Stoltz
Recd 12-31-87
$50.44
Vivian Stoltz

13. Costs and fees of this Mediation, which are fixed at $100.88 are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payments shall be made to the Prothonotary of crawford County.
14. 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.
P. Richard Thomas, J
Nov. 17, 1987 copies of order to Thomas O'Shea Plaintiff, Defendant and William Pineo

Continued on page 608(b)

LOIS A. KRECKEL

vs.

PAUL L. KRECKEL

Filed Sept 4, 1987
@ 3:55 P.M.

Tax & entry Paid $40.50 /
William Pineo, Mediator
Mediation Costs $100.88
Pro Co Pd 12/1/87 9.00 /

COMPLAINT TO MODIFY CHILD CUSTODY ACTION

2 copies (atty)

Sept. 14, 1987 Affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the custody complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail addressee only, return receipt requested, dated September 9, 1987. The defendant ac knowledged service on September 10, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt. Thomas D. O'Shea

Oct. 2, 1987, Motion For Appointment of Chld Custody Mediator and Order filed. ORDER: AND NOW, Oct. 2, 1987, WILLIAM PINEO ESQ. is hereby appointed Child Custody Mediator for this case. The said Child Custody Mediator shall conduct a conference attended by their parties and their counsel at such time and place as he directs.

The minor child shall continue to reside with the Mother pending the Mediation Conference and the Father may continue with the agreed upon visitation every third weekend provided that he always return the child to the MOther on Sunday evening.
1 copy (atty)
1 copy (mediator)
BY ORDER OF THE COURT,
P. Richard Thomas, J.

Nov. 13, 1987 Temporary Order filed. AND NOW, this 13 day of NOvember, 1987 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 pysical custody of their minor child, allen M. Kreckel.
2. The m;other shall have primary phsyical custody of Allen from the day previous to the opening of Allen's school session at the end of the Summer to the day after the closing of the school session in the following June. The father shall have primary physical custody from one day following the close of Allen's school session through one day previous to the reopening of school at the end of the Summer vacation.
3. During the period in which the mother has primary physical custody, the father shall have the right of visitation with his son every third weekend beginning withthe third full weekend after the mtoehr shallhave begun her primary physical period, from Friday at afternoon through Sunday afternoon and in addition shallhave visitation on those weekends in which there is a MOnday holiday for Allen from school from Friday afternoon through Monday afternoon. For Fall, 1987, the fathers weekend visitation shall begin with the weekend of December 4th.
4. During the time in which the fther has primary physical custody, the mother shallhave the right of visitation every third weekend, beginning with the third full weekend after the father shall have begun his primary physical custody, from Firday afternoon through Sunday afternoon. In addition she shall have the right to select a two week period during the summer in which Allen shall reside with her, She shall notify the father before May 15, of the two week period that she wishes to select for the following Summer.
5. The father shallhave the right of visitation and temporary physical custody each year during Allen's Christmas vacation from school from December 26 through the day before the reopening of school follwoing Christmas vaction. For Thanksgiving 1987, and on alternate years thereafter the fther shallhave the right of visitation with Allen from the afternoon of the Wednesday preceding Thanksgiving through the fater of the Monday after Thanksgiving. For Easter 1988, and in alternate years thereafter, the father shallhave the right of visitation and temporary physical custody from the afternoon of the day that school lets out for Allen's Easter or Spring vacation through the afternoon of the day preceding the reopening of school following said vacaction. The Thanksgiving and Easter vacations which Allenis not spedning with his father, he shall spend with his mother. The provisions of this paragraph relating to holiday visitation shall take precedence over the provisions this order relating to weekend visitation except that ifthe father's weekend falls onthe mother's holiday visitation period then the parties shall arrange for the father to have visitation on another weekend. He shall have the right to let her kn own which alternate weekend he wishes to select.
6. If the father plans to be in the Meadville area, he shallhave the right to notify the mother 24 hours in advance and the parties will arrange for supplemental visitaiton, provided that arrangements can be made without disturbing Allen's previously scheduled school, sports, or other social activities. If during the time of the year that Allen is in the physical custody of the father, his mother is in the area of St. Mary's, she shallhave the right to notify him 24 hours in advance and the parties will arrange supplemental visitation between Allen and his mother, provided that said arrangements can be made without disturbing Allen;s previously scheduled summer sports program or ther social plans.
7. For a period of two years following the date of this order, it shall be the responsibility of the father to provide all transportation necessary for the carrying out of this order. Thereafter they party picking up Allen in the course of carrying out the arrangements set out i nthis order or any alternative arrangement that the parties have made shall provide transportation
8. The party not having primary physical custody of Allen shallhave the right to telephone him at reasonable times at reasonable intervals for reasonable periods of time.
9. The parties are free to make alternative or additional arrangements respecting visitation and custody of the subject minor child. Such arrangements shall be made by mutual consents. If the parties cannot agree on alternative arrangements then this order shall govern.
10. Each party shal lkeep each otehr infomred as to the others phone number and address.
11. Each party shall provided each other with all information which he or she may have regarding Allen's health, education and major events in his life. Health care and school personnel are hereby authorized to divulge to either any and all confidential information which they may have respecting the subject minor child, except that which he may by law request be kept confidential.
12. Each party shall teach Allen to give tothe other party that love and respect which is due a parent form his or her child and neither shall do or say anything to blacken the character of the other in Allen's estimation.

Hayt, Hayt & Landau
~~Scott D. Landau~~

Arthur Lashin

766.

FORD MOTOR CREDIT COMPANY
One American Road
Dearborn, Michigan 48122

vs.

CARMAINE L. RICE a/k/a
CARMAINE RICE
812 Forest Green Estates
Meadville, Pa. 16335

Filed Sept. 8, 1987
@ 12:39 PM
Tax & entry Paid $40.50
Sheriff's Costs 20.00
Pro Co Pd 10/22/87 9.00
Pro Co Pd 4-14-88 5.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Sept. 28, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Carmaine L. Rice personally the within named defendant by handing a true copy of the within Complaint to her, on Dept. 16, 1987 at 11:14 a.m. at Sheriff's Office, Room 303 Courthouse, MeaDVILLE, Crawford Co. Pa.

So answers, Catherine I. Allen, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 22, 1987, at 10:34 A.M., UPon praecipe of plaintiff attorney, with affidavit of non military service, and notice (copy) of default attached, Judgment is hereby entered in favor of plaintiff and against the defendant, for want of an answer, damages assessed in the amount of Three Thousand Five Hundred Eighty Three and 95/100 Dollars. (includes int. from 7/30/86 of $195.38, and atty's fees of $597.32)
Judgment entered 10/22/87
R - 36, 36 Debt - - $3,583.95

JUDGMENT
James F. Simmons,
Prothonotary

Oct. 23, 1987, Notice of Entry of Judgment mailed to defendant.

EX 1988-79

Aug. 22, 1988 Withdrawal of Appearance of Scott D. Landau, on behalf of Plaintiff filed.

Aug. 22, 1988 Enter the appearance on behalf of Plaintiff , of Arthur Lashin, Esq, of Hayt, Hayt & Landau. filed.

Sept 14, 1988 This Judgment Satisfied (See paper filed)

1987

Brian Lindsay
Legal Aid

767.

ROBERT J. SCHAUB

vs.

DELORES SCHAUB

Filed Sept 8, 1987
@ 3:00 P.M.
Tax & entry Paid $40.50
Pro Co pd 11/12/87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 8, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Oct. 15, 1987, Complaint Reinstated.

Oct. 21, 1987 Acceptance Of Service filed. I, DELORSE SCHAUB, Defendant in the above cited divorce action, do hereby accept service of the Complaint in Divorce and Plaintiff's Affidavit under Section 201(d) of the Divorce Code filed at the above number and term. Delorse Schaub

Nov. 12, 1987 Upon praecipe of Plaintiff Attorney To transmit Record, this case moved to court.

Dec. 10, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 9, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

R O B E R T J . S C H A U B and D E L O R E S S C H A U B

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

Dennis G. Kuftic

768.

Culbertson, Weiss, Schetroma, & Schug E/Max Weiss for dft. Donald K. Welsh

Knox Graham McLaughlin Gornall & Sennett Inc Mark Mioduszewski for Bonnie Kessler

Bonnie S .Kessler and DANIEL E. KESSLER

vs.

DONALD K. WELSH AND BONNIE S KESSLER

Thomas J. Hendershott, Ind. and trading as Otter's Pub, add'l dft

Filed Sept 8, 1987 @ 4:16 P.M.

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	20.92
Sheriff's costs	21.00
Pro Co Pd. 1/26188	6.00 ✓

COMPLAINT - CIVIL ACTION

3 copies (aTTY)

Sept. 24, 1987 Acceptance of Service filed:
I, Bonnie S. Kessler, defendant in the above captioned case, hereby certify that on the 15 day of September, 1987, I was served a true and attested copy of the complaint-civil action filed at the above term and number.

Bonnie S. Kessler

Sept. 29, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Donald K. Welsh personally the within named defendant by handing a true copy of the within Complaint to him, on September 23, 1987 at 4:16 PM at Sheriff's Office, Room 303 Courthouse, Meadville Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 5, 1987, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendant Donald K. Welsh, filed.

Oct. 5, 1987, Upon praecipe of attorneys for defendant Donald K. Welsh, writ to join additional defendant Thomas J. Hendershott, individually, and trading as Otter's Pub, issued.
Issued (sheriff)

Oct. 12, 1987, Answer and New Matter of Donald K. Welsh to Plaintiff's Complaint filed.

Oct. 15, 1987, Appearance of Knox Graham McLaughlin Gornall and Sennett, Inc. by Mark E. Mioduszewski, attorneys for defendant Bonnie S. Kessler, filed.

Oct. 20, 1987, Notice of Service of Interrogatories to Plaintiff (First Set) filed.

Oct. 20, 1987, Notice of Service of Request for production to Plaintiff (First Set) filed.

Oct. 20, 1987, Notice of Service of Interrogatories to Defendant, Donald K. Welsh, filed.

Oct.20, 1987, Notice of Service of Request for Production to Defendant, Donald K. Welsh, (First Set) filed.

Oct. 21, 1987 Writ Return filed. SERVED and made known to Thomas J. Hendershott personally the within named Additional Defendant by handing a true copy of the within Writ to Join Additional Defendant to him, on Oct. 13, 1987 at 4:04 p.m. at his place of business, Otter's Pub, 378 North St., Meadville, Crawford Co., PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 21, 1987, Reply of Plaintiff to New Matter filed.

Oct. 21, 1987 Motion To Consolidate Actions and Order filed. AND NOW, this 21 day of Oct., A.D. 1987, it is ordered that the above-captioned actions are consolidated into a single action to be captioned at A.D. No. 1987-625, as follows:

Bonnie S. Kessler and Daniel K. Kessler,
Plaintiffs,
v.
Donald K. Welsh and Bonnie S. Kessler,
Defendants,
v.
Thomas K. Hendershott, i-a-t-a
Otter's Pub, Additional Defendant.

The respective pleadings in the actions hereby consolidated shall remain as the pleadings in the consolidated action.
Such findings, verdicts and judgments in the consolidated actions shall be entered as thought the said action had been originally commenced as a single action.
This Order of Consolidation shallin no way alter the preemptory jury challenges to which any party in the previously existing separate actions would otherwise have been entitled.
By THe Court,
P. Richard Thomas, J.

Oct. 22, 1987 Copies of order to Dennis KUfitc, E. Max Weiss and Mark Mioduszewski

Oct 30, 1987 Responses of Defendant Welsh to Request for Production to Defendant, Donald K. Welsh filed.

Nov. 6, 1987 PReliminary Objections To Welsh's New Matter Pursuant To Pa R.CIV.P. 2252(d) filed.

Nov. 13, 1987 Amended Answer and New Matter of Donald K. Welsh to Plaintiff's Complaint filed.

Nov. 13, 1987 Answers To Interrogatories To Defendant, Donald K. Welsh (First Set) filed.

Nov 17, 1987 Answer and New Matter of Defendant, Bonnie Kessler filed.

CONTINUED ON MARGIN.....

record continued...

Jan. 26, 1988, Upon praecipe of plaintiff attorney, the above stated case is settled and discontinued of record.

1987

Cynthia Sychak-Berry

769.

CHARLES S. BERRY

vs.

ROBERT L. KIRKPATRICK, M.D.

Filed and issued
Sept. 9, 1987 @ 10:11 A.M.

TAx & entry Paid $40.50 ✓

Sheriff's costs 21.00
Pro Co Pd 11/17/88 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Sept. 25, 1987 Sheriff's Return filed: SERVED Robert L. Kirkpatrick, M.D. eithin named defendant on September 15, 1987 at 2:10 PM by handing a copy ofthe within Summons to Fran Barton, Secretary, and person in charge at his office, 1058 South Main St. MeaDVILLE, Crawford Co. Pa.
So answers, Edgar D. Householder, Dep.Sheriff
Howard N. Stewart, Sheriff

Nov. 16, 1988, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

220

1987

Clifford Kirvan

770.

PENNBANK

vs.

MICHAEL STERLING

Filed Sept 9, 1987
@ 10:37 a.m.

Pro Simmons Paid	$9.00 ✓
plff on orig	6.50
Pro Pd 1/5/92	5.00 ✓

AGREEMENT TO REVIVE

of

DSB 1982 - 743

The undersigned hereby agrees that the judgment above be revived and is indexed by the Prothonotary in the amount of Twenty Six Thousand Two Hundred Eighty Eight and 40/100 Dollars plus costs.

Dated.....
Debt $26,288.40
S - 115.....JUDGMENT

James F. Simmons,
Prothonotary

Jan. 8, 1992 This Judgment Satisfied (see paper filed)

1987

Jack, Kookogey &
Felton
Robert J. Felton

771.

TIMOTHY E. CAVANAUGH

vs.

DANNY KINNEY AND JULI KINNEY

Filed Sept. 9, 1987
@ 12:46 P.M.

Tax & entry Paid $40.50
Sheriff's costs 34.30
Pro Co Pd 10/15/87 9.00

COMPLAINT IN EJECTMENT

2 copies (sheriff)

Sept. 25, 1987 Sheriff's Return filed: SERVED Danny Kinnry within named defendant on Sept. 21, 1987 at 11:31 am. by handing a true copy of the within Complaint to Juli Kinney, adult member of the family with whom he resides, namely his wife, at their residence, 322 N. Franklin St., Titusville, CrawfordCo.Pa
?
SERVED AND MADE KNOWN to Juli Kinney personally the within named defendant by handing a true copy of the within Complaint to her on Sept. 21, 1987, at 11:30 am. at her place of residence, 322 N.Franklin St., Titusville, Crawford C o. Pa.
So answers, Edgar D. Householder, Dep.Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 15, 1987, at 1:09 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 in the amount of Three Thousand Five Hundred and Fifty and 00/100 Dollars, and for possession of the premises described in attached copy.

Debt - $3,550.00
James F. Simmons,
Prothonotary

K - 43, 93
Judgment entered - 10/15/87

WRIT OF POSSESSION EX 1987 - 88

1987

Jorden and White
William T. Jorden

772.

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

NANCY C. DICK

vs.

WALTER R. LUTHER

Filed Sept 9,1987
@ 2:00 P.M.

Tax & entry Paid $40.50
Sheriff's Costs 26.51
Pro Co Pd 3/1/90 6.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Sept. 28, 1987 Writ REturn filed. SERVED AND MADE KNOWN TO Walter R. Luther personally the within named defendant by handing a true copy of the within Summons to him on September 17, 1987 at 12:00 PM at Sheriff's Office, Room 303 Courthouse, Meadville, Crawford County, Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart,Sheriff

Oct. 8, 1987, Upon praecipe of defendant attorney, Rule Entered upon the plaintiff to File Complaint issued.

Oct. 21, 1987 Service Of the Foregoing Rule is hereby accepted. William T. Jorden

Nov. 10, 1987 Complaint filed.

Dec. 4, 1987 Praecipe to file Attached Verification to Plaintiff's Complaint as Filed on November 10, 1987 and Certificate of Service filed.

May 17, 1988 Notice Of Taking Depositions On Oral Examination of Nancy C. Dick filed.

June 9, 1988 Deposition of Nancy Carol Dick filed.

Feb. 24, 1989 Notice Of Deposition of Dr. Theodore R. Moran filed.

Mar. 3, 1989, Notice of Service of Interrogatories to Defendant, Walter R. Luther, filed.

July 12, 1989 Notice of Deposition of Walter R. Luther filed.

Aug. 10, 1989, Notice of depositions filed.

Aug. 25, 1989 Answer and New Matter filed(1 copy attorney.)

Sept. 8, 1989 Answer To New Matter filed.

Sept. 8, 1989 Certificate of Readiness filed.

On October 1989 Trial List

Sept. 25, 1989 Motion For Continuance and Order filed. AND NOW, this 25 day of Sept., 1989 upon presentation and consideration of the foregoing Motion this matter is continued and is relisted for the next term of court.
BY THE COURT,
P. Richard Thomas, J

Sept. 26, 1989 Copies of order put in William Jorden and James Irwin's box.

Sept. 27, 1989, Notice of Service of Requests for Admissions filed.

Jan 12, 1990 Notice of Depositions of Dr Paul Lasky filed.

Jan 12, 1990 Notice of Depositions of Dr. Theodore Moran filed.

On February 1990 Trial List

Jan. 31, 1990, Notice of Filing Answer to Request for Production of Defendant to Plaintiff, Nancy Dick, filed.

Feb. 7, 1990, Motion for a Protective Order and Order filed.
ORDER: AND NOW, this 7 day of Feb.1990, upon consideration of the plaintiff's motion for a protective order, the discovery or deposition of Dr. Alexander S. Vujan scheduled by the defendant to take place this afternoon, Wed. Feb. 7, 1990 at 1:30 p.m. is hereby prohibited, without prejudice to defendant to subpoena the witness for trail. P. Richard Thomas, J.
Feb. 9, 1990, copies to W. Jorden and J. Irwin.

Feb. 7, 1990, Supplemental Answers to Interrogatories Directed to Defendant Walter R. Luther filed.

Feb. 9, 1990, Motion for Continuance and Order filed. AND NOW, this 9 day of Feb. 1990, upon consideration of the foregoing Motion, this court hereby orders the above captioned case continued. Def. has no objections.
P. Richard Thomas, J.
Feb. 13, 1990, copies to W. Jorden and J. Irwin attys.

Feb. 27, 1990, Upon praecipe of plaintiff attorney, for value received and upon payment of costs, the above captioned action is hereby settled and discontinued of record.

1987

Paul E. Allen--
Allen and Hall

773.

VIVIAN L. COPELAND

vs.

RONALD J. COPELAND

Filed Sept. 9, 1987
@ 3:11 P.M.

Tax & entry Paid $40.50 ✓

Pro Co Pd 1/15/88 9.00 ✓

COMPLAINT UNDER SECTION 201(c)-DIVORCE CODE

2 copies (atty)

Jan. 8, 1988 Affidavit of Service filed. PAUL E. ALLEN, being duly s worn according to law deposes and says that he is Attorney for VIVIAN L. COPELAND, Plaintiff in the above captioned case; that he mailed a certified copy of the Complaint in Divorce with Notice to Defend to the Defendant, RONALD J. COPELAND together with an Acceptance of Service on September 11, 1987 and the Acceptance of Service was duly signed by the said Defendant on September 13, 1987 and delivered by the defendant to Affiant. Said Acceptance of Service is attached hereto. And further affiant saith not. Paul E. Allen

Jan. 11, 1988 Affidavitf of Consent of Defendant filed.

Jan. 11, 1988 Property Settlement Agreement filed.

Jan. 14, 1988, Affidavit of Consent of plaintiff filed.

Jan. 14, 1988, Upon praecipe of plaintiff attorney, To Transmit the REcord, this case moved to court.

Feb. 3, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, Debruary 3, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

V I V I A N L . C O P E L A N D and R O N A L D J . C O P E L A N D

is hereby dissolved and the parties 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

1987

pro se 774.	MR. AND MRS. HENRY PALMERIO vs. JOHN H. BROWN BARBARA E. CHASE Filed Sept 10, 1987 @ 9:07 A.M. Tax & entry Paid $40.25 ✓	APPEAL OF DEFENDANTS FROM JUDGMENT OF DISTRICT JUSTICE WILLIAM D. CHISHOLM Sept 10, 1987, Rule Entered upon plaintiffs to File Complaint Issued. Sept. 14, 1987 Proof Of Service filed. Sept. 28, 1987, Complaint filed. 2 copies (plaintiffs)

1987

Stephen Hutzelman

Plate, Shapira, Hutzelmna, Berlin, May Walsh & Brabender

775.

MARINE MIDLAND BANK

vs.

TIMOTHY WALLS

Filed Sept 10, 1987
@ 10:32 A.M.

Tax & entry Paid $40.50
Pro Co Pd. 10/21/87- 9.00

COMPLAINT

Oct. 21, 1987, Acceptance of Service filed. I, Timothy Walls, hereby accept service of the Complaint in Assumpsit in the above captioned matter. Timothy Walls.

Oct. 21,1987 at 10:46 a.m.,And Now upon praecipe of attorney for plaintiff, and upon stipulation of the parties hereto, by and through their counsel, stipulate that judgment be entered in favor of the plaintiff and against the defendant in the amount of Two Thousand Six Hundred Eight and 14/100 Dollars, plus court costs and attorney fees of record. Defendant agrees to make payments of $60.00 or more per month on account til satisfied in full.

Debt - - $2,608.14

Judgment entered - 10/21/87
W - 161

JUDGMENT
James F. Simmons,
Prothonotary

Feb. 4, 1988 Notice Of Filing Interrogatories filed.

David W. Pickens

776.

CHERYL M. KELLY

vs.

KEVIN KELLY

Filed Sept. 10, 1987 at 3:39 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 10/12/87- 9.00 ✓

COMPLAINT UNDER 201(d) OF DIVORCE CODE

1 copy (atty)

Sept 10, 1987, Plaintiff's Affidavit Under Section 201(d) of the divorce code filed.

Sept. 17, 1987 Affidavit Of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the commonwealth of Pennsylvania and on September 10, 1987, I sent a copy of Complaint in divorce and Plaintiff's Affidavit under Section 201(d) of the Divorce code filed at the above number, properly endorsed, to Kevin Kelly, at Rt.#1, Box 232, Lugoff, South Carolina 29078 his last known address, by certified mail No. P404-874-901; and that on September 17, 1987, I recieved a return receipt for said certified mail signed by Kevin Kelly and dated sEptember 15, 1987, 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

Oct. 8, 1987, UPon praecipe of plaintiff attorney For Review Under Section 201(d) of the Divorce Code, this case moved to court.

Oct. 23, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 22, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

C H E R Y L M . K E L L Y and K E V I N K E L L Y

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

1987

William L. Walker

777.

PENNBANK

vs.

GUIDO COLELLA

Filed Sept 10, 1987
@ 4:15 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 20.00
Pro Co pd 11/6/87 9.00 ✓

COMPLAINT

1 copy (sheriff)

Sept. 29, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Guido Colella personally the within named defendant by handing a true copy of the within Complaint to him, on September 22, 1987 at 10:50 am at his place of business, 875 Water Street, Meadville Crawford County, Pennsylvania.
So answers. Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Nov. 6, 1987 at 11:21 a.m. upon praecipe of p laintiff'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 Fourteen Thousand Seven Hundred Ninety-four and 83/100 Dollars plus interest and cost of suit.
C-71 Debt $14,794.83
judgment entered 11/6/87 Int. through Sept. 4, 1987
Judgment
James F. Simmons
PROTHONOTARY

EX/1987-102

Brian Lindsay
Legal Aid

778.

TAMMY L. WASKO

vs.

MARK WASKO

Filed Sept 11, 1987
@ 9:43 A.M.
Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

Sept 11, 1987, Praecipe to Proceed IN Forma Pauperis, and Petition for Leave to Proceed In Forma Pauperis, and Order filed. ORDER OF COURT: AND NOW, this 11 day of Sept, 1987, Tammy L. Wasko Plaintiff in the above action is granted leave to proceed In Forma Pauperis reserving the right to impose costs if appropriate.

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

Oct. 2, 1987 Affidavit of Service filed. I, Brian Lindsay, Esq., after being duly sworn according to law, depose and say that I am the attorney of record for Tammy I. Wasko and that as such I am authorized to execute this Affidavit; that I did on the 17th day of Sept. 1987 send by Certified Mail, Addressee Only, Return receipt requested to Mark Wasko a true and correct copy of the Complaint in Divorce at his last known address of 673 Maple St., Meadville, PA 16335 as evidence by the attached sender's receipt No. P 276 200 169 and that on the 21st day of Sept., 1987 I did receive the duly executed return receipt dated the 19th day of Sept., 1987.

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.

Brian Lindsay, Esq.
Atty. for Plaintiff

Dec. 22, 1987 Affidavit Of Consent of Plaintiff filed.

Dec. 22, 1987 Affidavit Of Consent of Defendant filed.

Dec. 22, 1987 Upon praecipe of Plaintiff Attorney To Transmit Record, this case is moved to court.

Jan. 7, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

T A M M Y L . W A S K O and M A R K W A S K O

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

1987

Brian Lindsay
Legal Aid

779.

MICHELE ABBOTT

vs.

SCOTT ABBOTT

Filed Sept 11, 1987
@ 9:42 A.M.
Indigent filing

Pro.Co. pd 6/28/94 $5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 11, 1987, Praecipe to Proceed In Forma Pauperis, and Petition for Leave to Proceed In Forma Pauperis, and order filed. ORDER OF COURT: AND NOW, this 11 day of Sept 1987, Michele Abbott, 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,
P. R. Thomas, J.

Oct. 19, 1987 Complaint Reinstated.

Nov 19, 1987 Affidavit of Service filed: I, NORMAN HARVEY, depose and say that I am a competent adult; that I served the Complaint in Divorce, filed int he above cited matter, on SCOTT ABBOTT, personally, by handing him a true and correct copy thereof and informing him of its contents at R.D.2, Box 191A, Cochranton, Pennsylvania 16314 on Friday, Ocober 30, 1987 at approximately 6:15 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.

Date: 11-4-87 Norman G. Harvey

Feb. 17, 1988 Affidavit Of Consent of Plaintiff filed.

Feb. 17, 1988 Affidavit Of Consent of Defendant filed.

Feb. 17, 1988 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Mar. 9, 1988 **D I V O R C E D E C R E E F I L E D.**

AND NOW, March 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

M I C H E L E A B B O T T and S C O T T A B B O T 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 terminated.

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

Jun. 28, 1994 Notice of Election to Retake Maiden Name of Michele Abbott, to be known as MICHELE LEE MOREN, filed.

Fuller, Kinnunen, Petruso and Gamble
Ann Hansen Gamble

780.

WALTER MARUT

vs.

MARIAN SUE MARUT

Filed Sept 11, 1987
@ 10:32 A.M.
Tax & entry Paid $40.50
Pro Co pd 12/31/87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 17, 1987 Affidavit Of Mailing Complaint Under PA. R.C.P. No. 1124(b) filed. Ann Hansen Gamle being duly sworn according to law, deposes an says that she is an attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on September 14, 1987, she sent a copy of the Complaint in Divorce to the defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to, Marian Sue Marut, c/o Tina Wagner, 712 Division Street, Oil City, Pennsylvania 16301, the Defendant's las tknown address. the said receipt being attached hereto. Ann Hansen Gamble

Dec. 22, 1987 Affidavit of Consent of Plaintiff filed.

Dec. 22, 1987 Affidavit Of Consent of Defendant filed.

Dec. 24, 1987 Upon praecipe of Plaintiff Attorney To Transmit REcord this case moved to court.

Jan. 7, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

W A L T E R M A R U T and M A R I A N S U E M A R U 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 terminated.

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

1987

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

781.

PATRICIA WUCHEVICH

vs.

ADAM WUCHEVICH

Filed Sept 14, 1987
@ 2:30 P.M.

Tax & entry Paid $40.50
Pro Co. Pd 12-31-87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 18, 1987 Affidavit Of Service filed. And Now, September 18, 1987, 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 Wuchevich, 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 547 806 327, postmarked September 16, 1987, to the last known address of the defendant, Adam Wuchevich, R.D. #3, saegertown, Pennsylvania 16433.
3. That the defendant, ADam Wuchevich, on September 16, 1987, 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 theComplaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Mary Ann Kirkpatrick

Dec. 22, 1987 Affidavit Of Consent of Plaintiff filed.

Dec. 31, 1987 Affidavit of Consent of Defendant filed.

Dec. 31, 1987 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 7, 1987 **DECREE FILED.**

And Now, 7, January 1988, it is ordered and decreed that Patricia Wuchevich, Plaintiff, and Adam Wuchevich, Defendant, are divorced from the bonds of matrimony.

By the Court:
P. Richard Thomas, J

William B. Moore

782

TINA MAE RODGERS

vs.

JOHN ROBERT RODGERS

Filed Sept. 14, 1987
@ 3:51 P.M.

Tax & entry Paid	$40.50
Pro Co. Pd. 12/31/87	9.00
Pro Co Pd 3/4/88	5.00

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

1 copy (atty)

Dec. 31, 1987 Affidavit of Service filed. William B. Moore, being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of PA.

2. He is the attorney for the Plaintiff in the above captioned matter.

3. On the 17th day of Sept., 1987, he deposited in the United States mails, by certified mail, restricted delivery, return receipt requested, postage prepaid, certified mail number P 524 836 073, as evidenced by the receipt attached hereto and made a part hereof, a true and correct copy of the Divorce Complaint, naming John Robert Rodgers as the defendant in the above captioned matter, and addressed to said Defendant at P.O. Box 366, Jamestown, PA 16134.

4. The said Article was delivered to Defendant's last known address at PO Box 366, jamestown, PA 16134 on Sept. 18, 1987 and received by one John R. Rodgers as evidenced by the return receipt for certified mail number p 542 836 073 attached hereto and a part hereof.

Further, Deponent saith not.

William B. Moore, Esq.

Dec. 31, 1987 Affidavit of Consent of Plaintiff filed.

Dec. 31, 1987 Affidavit of Consent of Defendant filed.

Dec. 31, 1987 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, January 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

TINA MAE RODGERS and JOHN ROBERT 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.J.

Mar. 3, 1988, Notice of Election to Retake MaidenName filed. To Be Known As: TINA MAE UNGER

1987

R. Charles Thomas--

783.

JANET M. RUBY

vs.

THOMAS E. RUBY

Filed Sept 15, 1987
@ 9:01 A.M.
Tax & entry Paid $40.50
1 count paid 15.00
Pro Co Pd 2-18-88 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Feb 18, 1988 Affidavit of Service of Complaint in Divorce filed: R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on September 15, 1987, 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, Thomas E. Ruby, at Defendant's last known address of P.O. Box 214, Venango, Pa. 16440, by Certified Mail No. P414-740-770, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as September 29th, 1987. Bozic and Thomas
R. Charles Thomas,
Attorney for Plaintiff

Feb 18, 1988 Affidavit of Consent of Defendant filed.

Feb 18, 1988 Affidavit of Consent of Plaintiff filed.

Feb. 18, 1988 Separation and Property Settlement Agreement filed.

Feb 18, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Feb 18, 1988 Motion for Withdrawal of Count from Divorce Complaint filed. Order filed. And now, 3/8/1988 The within Motion is allowed and the Plaintiff is authorized to withdraw the claim for equitable distribution by reason of the fact that the disposition of marital property has been settled by the parties pursuant to written Agreement which has been filed of record and this case may proceed to the court for disposition of the divorce along. P. Richard Thomas
Mar. 9, 1988 Copy of order to R. Charles Thomas,

Mar. 9, 1988 **DIVORCE DECREE FILED.**

AND NOW, Marvh 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JANET M. RUBY AND THOMAS E. RUBY

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

William E. Barney

784.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

THOMAS M. DUFFY AND THERESE L. DUFFY

Filed Sept. 15, 1987
@ 10:43 A.M.

Tax & entry Paid $40.50
Sheriff's costs 24.87
Pro Co pd 12/4/87 9.00

CIVIL ACTION - COMPLAINT IN MORTGAGE FORECLOSURE

(2 copies -sheriff)

Sept. 24, 1987 Sheriff's REturn filed. Not Found as to the within named defendant, Thomas M. Duffy as of Sept. 24, 1987. Moved to Maryland. Exact address unknown.

Not Found as to the within named defendant, Therese L. Duffy as of Sept. 24, 1987. Moved to Maryland. Exact address unknown.

So answers,

Howard N. Stewart, Sheriff

Oct. 21, 1987, Complaint Reinstated.

Nov. 30, 1987 Return of Service filed:. This day DFC Claude E. Curfman personally appeared before m,e, Linda A. May, a Notary Public in and for the County and State aforesaid, and made oath that he is not a party to or otherwise interested in the subject matter in controversy in time within cause; that he served the within complaint on the 3rd day of Nov. 1987 by delivering true copies of the same in writing to Terese L. Duffy who is a defendant herein, in person, in the county of Carroll, and that the said Terese L. Duffy is a non-resident of the State of Pa.

DFC Claude E. Curfman, Jr.
Sheriff of Carroll County, Maryland

This day Cpl Elton Peterson personally appeared before me, Linda A. May, a NOtary Public in and for the County and State aforesaid, and made oath that he is not a party to or otherwise interested in the subject matter in controversy in time within cause;that he served the within complaint on the 4th day of Nov/ 1987 by delivering true copies of the same in writing to Thomas M. Duffy who is a defendant herein, in person, in the county of Carroll, and that the said Thomas M. Duffy is a non-resident of the State of Pa.

Elton Peterson
Sheriff of Carroll Co., Maryland

And Now, Dec. 4, 1987 at 2:34 p.m. upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to plead and the damages are assessed at the sum of Fourty-seven Thousand, Three Hundred Ninety-nine and 10/100 plus interest and cost of suit.

D-116-116
judgment entered 12/4/87
notice mailed to defendant

Debt $47,399.10
Int. from Aug. 31, 1987
Judgment
James F. Simmons
Prothonotary

EX 1987 - 11

1987

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

785.

NANCY DIANE MOON

vs.

JAMES L. MOON

Filed Sept. 15, 1987
at 1:28 P.M.

Tax & entry Paid $40.50 ✓
3 counts paid 45.00 ✓
Pro Co pd 1/7/88 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY/ALIMONY PENDENTE LITE, AND COUNSEL FEES

1 copy (atty)

Oct. 20, 1987 Verification filed. I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 16th day of September, 1987 send by Certified Mail, Return Receipt Requested, Addressee ONly, to James L. Moon a true and correct copy of the divorce complaint filed at the above term and number at his last known address of RD #3, Conneaut Lake, Pennsylvania, as evidenced by the attached sender's receipt No. P-547-805-385 and that on the 22nd day of September, 1987 I did receive the duly executed return receipt dated September 19th, 1987.

James R. Irwin

Dec. 17, 1987, Separation and Property Settlement Agreement filed.

Dec. 17,1987, Affidavit of Consent of plaintiff filed.

Jan. 5, 1988 affidavit Of Consent of Defendant filed.

Jan. 6, 1987 Motion To Withdraw Count 3 of Divorce Action and Order filed AND NOW, this 6 day of January, 1988, upon presentation and consideration of the foregoing Motion, withdrawal of Court 3 of the divorce action is approved.

BY THE COURT,
P. Richard Thomas, J

Jan. 7, 1988 Copy of order to James Irwin

Jan. 6, 1988 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Jan. 21, 1988 **D E C R E E F I L E D .**

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 tothe 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 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 divide din accordance with the Separation and Property Settlement Agreement dated December 2, 1987, executed by the parties and filed inthe court of Common Pleas of Crawford county, Pennsylvania, at the above captioned number and term.

This Agrement,in part, provides that Defendant shall be the sole owner of jointly owned real estate in Greenwood Township, Crawford County, Pennsylvania being the same land conveyed unto the Plaintiff and Defendant, being the same land conveyed unto the Plaintiff and defendant by a General Warranty Deed, duly filed in the Recorder's Office of Crawford County, Pennsylvania; and the Defendant shall be the sole and exclusive owner of any and all joint interest in the business known as Moon Tool & Die, Inc., located at RD #9, Meadville, Pennsylvania.

Further, the division of marital owned personal property shall be made in accordance with Section 11, 12, 13 and 14 of the Separation and Property Settlement Agreement dated December 2, 1987, as aforesaid.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated December 2, 1987, which sets out in further detail the agreement of the parties concerning the matter 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 are reserved by either of the parties.

This Order shall be effective as of this 21 day of Jan., 1988.

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

1987

786.

MEADVILLE PRODUCTION
CREDIT ASSOCIATION

vs.

HARRY W. RANSOM, DECEASED
MARJORIE J. RANSOM

Filed Sept. 15, 1987
@ 3:08 P.M.

Pro Simmons Paid $9.00 ✓
Plff on orig 11.50
Satisfaction Pd. 7/13/90 5.00 ✓

AGREEMENT TO REVIVE

of

DSB 1982 - 899-Judg.

The undersigned hereby agrees that the judgment entered 11/15/82 be revived and the lien continued; prothonotary has indexed a judgment of revival in amount of Nine Thousand Nine Hundred Seventy Eight and 71/100 Dollars plus costs.

Dated.....August 21, 1987
Debt.....$9,978.71
R - 83, 113....JUDGMENT

James F. Simmons
Prothonotary

July 13, 1990 This Lien satisfied.
(see paper filed)

1987

Brian Lindsay
Legal Aid

787.

THOMAS E. KUBERRY

vs.

PAMELA A. KUBERRY

Filed Sept. 15, 1987

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/15/87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 15, 1987, Plaintiff's Affidavit Under Section 201(c) of the Divorce Code filed.

Oct. 21, 1987 Affidavit filed. I, Brian Lindsay, Esq., after being duly sworn according to law, depose and say that I am the attorney of record for Thomas F. Kuberry and that as such I am authorized to execute this Affidavit; that I did on the 18th day of Sept., 1987 send by Certified Mail, Addressee Only, Return Receipt Requested to Pamela A. Kuberry a true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit under Section 201(d) of the Divorce Code at her last known address of c/o Robert and Shirley Wolfe, Newland Ave., Titusville, PA 16354 and that on the 23rd day of Sept. 1987 I did receive the duly executed return receipt dated the 21st day of Sept., 1987.
Dated: 10/20/87

Brian Lindsay, ESq.

Oct. 21, 1987 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case is moved to Court.

Oct. 27, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 26, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

T H O M A S E . K U B E R R Y and P A M E L A A . K U B E R R Y

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

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

238

1987

R. Charles Thomas Bozic and Thomas 788	JERRY L. BIGGS vs. DEANNA M. BIGGS Filed Sept. 15, 1987 @ 4:06 P.M. Tax & entry Paid $40.50 ✓ Pro.Co.Court Order PL 11-7-96 9.00 ✓	COMPLAINT FOR CUSTODY 1 copy (atty) Jan. 26, 1996 Stipulaton and CONSSENT CUSTODY ORDER filed. 1-26-96 Copy to Atty. Thomas, ~~mailed to Deft.~~ (Backup)

1987

William J. Gregg

789.

ALLAN JONES, FORMERLY d/b/a JONES FLOOR COVERINGS

vs.

RAM ACOUSTICAL CORPORATION

COMPLAINT+

1 copy (sheriff)

Oct. 21, 1987 Sheriff's Return filed. Before me, the undersigned authority, personally appeared George A. Palombo who being duly sworn according to law, deposes and says that on the 21st day of Sept., 1987, at 3:55 P.M., he served Ram Acoustical Corp. at No. 789 AD Term, 1987, Crawford Co., PA., upon defendant Ram Acoustical Corp. at 608 2nd Ave., Beaver FAlls, PA. 15010. By making known the contents thereof to Sec. - Stephanie Bunn and handing to and leaving with her the certified copy of the Complaint in Civil Action received from crawford Co.

George A. Palombo,Dep. Sheriff
Frank Policaro,Jr., Sheriff
Beaver County, PA.

Filed Sept. 15, 1987
@ 4:29P.M.

Tax & entry Paid $40.50 ✓
Sheriff's costs 43.00 ✓
Pro Co pd 2/5/88 9.00 ✓
Pro Co pd. 2/16/88 5.00 ✓

SERVED Ram Acoustical Corporation within named defendant by deputizing the Sheriff of Beaver Co. PA., as per his affidavit of service attached.
Served: Sept. 21, 1987
So answers,

Howard N. Stewart, Sheriff

And Now, Feb. 5, 1988 at 4:09 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 One Thousand Six Hundred Eighty-two and 00/100 dollars plus interest and cost of suit.
R-182
judgment entered Feb. 5, 1988

Debt. $1,682.00
Judgment
James F. Simmons,
Prothonotary

Feb. 12, 1988, Upon praecipe of plaintiff attorney, this case is marked discontinued and settled of record, and judgment satisfied.

1987

Anthony J. Vardaro 790. Ronald G. Backer Rothman, Gordon, Foreman and Groudine	RANDY KINCAID d/b/a RAND HOMES CONSTRUCTION, INC. vs. CRESCENT SUPPLY OF PENNA., INC. Filed Sept. 16, 1987 @ 10:29 A.M. Issued Ta x & Entry Paid $40.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE HEBERT E. VOGAN 30-3-02 Sept 16, 1987, Rule entered upon plaintiff to file complaint Issued. Sept. 24, 1987 Proof of Service filed. Nov. 5, 1987 Complaint filed. Jan. 11, 1988 Answer To Complaint filed.

Joseph F. Kulwicki

791.

VICKIE MILLER

vs.

DAVID MILLER

Filed Sept. 16, 1987
@ 1:21 P.M.

Tax & Entry Pd 9/17/87 $40.50

PETITION FOR EMERGENCY RELIEF UNDER SECTION 8 OF PROTECTION FROM ABUSE ACT

2 copies (atty)

ORDER:

AND NOW Sept. 16, 1987, upon presentation of the foregoing Petition, it is hereby ORDERED a hearing will be held on this matter on Sept. 24, 1987, at 3:00 P.M. in court room no. one or two of the Crawford County /court house.

It is further ordered that the respondent, David Miller is hereby 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; placing by physical menace the petitioner in fear of imminent serious bodily injury.

Notice of this order shall be served upon the respondent, David Miller, by personal service. BY THE COURT,
P. Richard Thomas, J.

Sept. 29, 1987 ORDER filed. AND NOW, Sept. 24, 1987, at the time this matter comes before the Court, counsel for the parties advise the Court there is no necessity to litigate the allegations set forth in the petition regarding abuse as the Defendant/Husband is agreeable that an Order be entered along the following lines:

The Court directs that the Defendant nor anyone on his behalf not contact the Plaintiff/Wife, annoy, harass, or threaten her in any fashion. In the event an emergency situation arises regarding any of the three children regarding injuries, illnesses, or other health problems of serious consequence, both mother and father shall relay such information immediately to the other by telephone but will limit the conversation to the interests of the children and there will be no threats or derogatory remarks made.

There apparently will be a divorce filed and one of the counts will contain a custody count, which will in the normal course of events be referred to a custody mediator but in the meantime, the parties mutually agree that the children may have visitations with the father every Saturday from 6:00 p.m. until Sunday at 7:00 p.m. and the responsibility shall be for the father to pick up and return the children. During the pick-up and return of the children, the father will make no derogatory remarks or threats or make any adverse comments to the mother of any nature.

This visitation Order shall remain in effect until a temproary Order of a custody mediator is entered or until the parties mutually agree in writing to a different custody Order and this temporary Order is not intended to reflect the opinion of the Court regarding appropriate visitation periods but is merely to cover a short interim period until the matter can be more fully explored.

The Defendant is directed to pay filing fees and constable costs in this case, which the Court is advised at this time that amount to sum $68.35, with said fees to be paid on or before Oct. 9, 1987. The aforesaid costs will be paid to counsel for the Plaintiff as reimbursement for costs already advanced.

This Order is entered with the understanding that the Defendant does not admit the allegations of the petition but consents to the aforesaid Order.

By Order of The Court,
P. Richard Thomas, P.J.

Sept. 30, 1987 Copy of Order to Attys. Joseph F. Kulwicki and R. Charles Thomas.

Oct. 2, 1987, Affidavit of Service filed. Jim Withers, being duly sworn according to law, deposes and says that he is employed as a Constable of Crawford County, Pa., and that as such on Sept. 17, 1987 at approximately 4:45 p.m. he served a true and correct copy ofthe petition for protection from abuse in the above matter on the defendant David Miller, by handing the same to him at his residence at R. D. #2, Linesville, (Intersection of Carpenter and Maples Roads, Beaver Center) Crawford County, pa.

Further deponent saith not. James Withers, Constable

242

1987

R. Charles Thomas 792.	BRIAN BYERS vs. HENRY PALMIERO Filed Sept. 17, 1987 at 9:23 A.M. Tax & entry Paid $40.25 ✓	APPEAL OF PLAINTIFF FROM JUDGMENT OF DISTRICT JUSTICE, 30 -2 - 01 Sept. 22, 1987 Proof Of Service filed.

1987

~~Culbertson, Weiss, Schetrom & Schug~~
~~E. Max Weiss~~
Nancy Sennett
on counterclaim
~~Lipsitz, Nassau &~~
Schwartz
Terry K. Leckman

793.

Bozic and Thomas
R. Charles Thomas

Culbertson, Weiss, Schetroma
& Schug
E. Max Weiss
Nancy Sennett
for Mitchel Lacey

MICHEL T. LACEY AND
KATHRYN A. LACEY

vs.

FRANKLIN L. KOTELES AND
MARLENE KOTELES

vs.

Mitchel T. Lacey

Filed Sept 17, 1987
@ 10:27 A.M.

Tax & entry Paid	$40.50
Sheriff's costs	24.00
Pro Co Pd 8-17-88	6.00
Pro Co pd 9-13-88	1.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Sept. 25, 1987 Sheriff's Return filed.SERVED and made known to Franklin L. Koteles personally the within Complaint to him on Sept. 21, 1987 at 8:43 A.M. at Sheriff's Office, Room 303 Courthouse, Meadville, Crawford Co., PA.

SERVED Marlene Koteles on Sept. 21, 1987 at 8:44 A.M. by handing a true copy of Complaint to Franklin L. Koteles, Authorized Agent, as per affidavit attached.

So answers,
Catherine I. Allen,Deputy Sheriff
Howrd N. Stewart, Sheriff

Sept. 30, 1987, Appearance of Bozic and Thomas, by R. Charles Thomas, attorneys for defendants, fied.

Nov 18, 1987 Answer, New Matter Joining Mitchel T. Lacey as Additional Defendant Pursuant to Pa. Rule of Civil Procedure 2252(d), and Counterclaim filed.

Dec 10 1987 Appearance of Culbertson Weiss Schetroma &

Dec. 10, 1987 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss and Nancy M. Sennett, Esqs. for Mitchel T. Lacey, Additional Defendant and Mitchel T. Lacey and Kathryn A. Lacey, Plaintiffs with respect to the Counterclaim of the Original Defendants.

Jan. 19, 1988 Reply and Answer Of Mitchel T. Lacey and Kathryn A. Lacey to New Matter and Counterclaim of Franklin L. Koteles and Marlene Koteles filed.

Mar. 9, 1988, Certificate of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed. And now, April 11, 1988, nonjury trial in the above matter is hereby set for June 7, 1988, at 9:00 a.m. in Courtroom 1 ofthe Crawford CountyCourthouse.
FOR THE COURT,
Imogene Yetman, Ct. Adm.

April 14, 1988, copies to Attys. Terry K. Leckman, R. Charles Thomas, Nancy Sennett.

On June 1988 Trial List

June 7, 1988 Exhibits filed.

June 17, 1988 Decision filed. AND NOW, June 16, 1988, the total damage of the p laintiffs is fixed at $4,462.43. Liability for negligence is fixed at thirty (30%) as to Mitchel T. Lacey and seventy percent (70%) as to Franklin L. Koteles, and the Court finds no negligence onthe part of Marlene Koteles. An award is, therefore, made in favor of the pl aintiffs and against the defendant, Franklin L. Koteles only in the sum of $3,123.70 and in favor of Marlene Koteles and against the pla intiffs. No award is made in the defendants' counterclaim against Mitchel T. Lacey, Additional defendant, since the negligence of the defendant, franklin L. Koteles exceeds fifty percent (50%).
BY ORDER OF THE COURT,
Robert L. Walker, J

June 17, 1988 copies given to all atty's

Aug 17, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

J. Alan Johnson
U. S. Attorney
John C. Bates

794.

UNITED STATES OF AMERICA

vs.

RONALD GRAY AND
REBECCA GRAY

Filed Sept 17, 1987
@ 10:51 a.m.

Pro Simmons PaID	$15.00
plff on orig.	11.50
Sheriff's Costs	28.51

WRIT OF REVIVAL
of
DSB 1981 - 697
****

Writ of revival indexed against the defendants as the Writ of Revival -amount $9,165.63, prin. and $1,448.99 int. plus int. from Oct. 1, 1987.
Debt.....$9,165.63
Int.....1,448.99
Int. from Oct. 1, 1987
G - 144, 144 JUDGMENT OF REVIVAL

Issued (sheriff)

Sept. 29, 1987 Writ Return filed. SERVED AND MADE KNOWN TO Rebecca Gray personally the within named defendant by handing a true copy of the Writ of REvival to her, on September 24, 1987 at 3:06 PM at her place of residence, R.D.#3, Conneaut Lake, Crawford County, Pennsylvania.
SERVED AND MADE KNOWN TO Ronald Gray personally the within named defendant on September 24, 1987 at 4:20 P.M. at Sheriff's Office, in Meadville, Crawford County, Pennsylvania.
So answers,

Edgar D. Householder, Derputy Sher.
Catherine I. Allen, Deputy Sheriff
Howard n. Stewart, Sheriff

8-16-91 This Judgment Satisfied (See paper filed)

T. Watts
~~Curtis Blystone~~
~~Blystone and Blystone~~

795.

Barrett and Dratler
Sylvia Dratler

JACK R. HOWETT

vs.

ELEANOR J. HOWETT

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE
CUSTODY OR SHARED CUSTODY OF MINOR CHILDREN

1 copy (mediator)
1 copy (atty)

Sept. 17, 1987, Petition by Indigent Party Under R.C.P. 1920.62 and Order filed. ORDER: AND NOW, this 17 day of Sept. 1987, upon consideration of Plaintiff Jack R. Howetts Petition to proceed as an indigent party, the plaintiff Ja ck R. Howett, is hereby granted leave to proceed as an indigent party under Pas R.C.P. 1920.62 in the above captioned action. The court requests the right to assess the defendant Eleanor J. Howett costs. P. R. Thomas, J

Sept. 17, 1987 at 10:52 A.M., Motion for APPOINTMENT of Child Custody Mediator and Order filed. ORDER: And Now, Sept. 17, 1987, Upon presentation of the foregoing motion, WILLIAM PINEO, is appointed chld cusotdy mediator in the above captioned action. P. R. Thomas, J.

Sept. 17, 1987, copies of order to Attys. C. Blystone and William Pineo.

Filed Sept .17, 1987
@ 10:52 A.M.

Indigent filing

William Pineo, Mediator
Mediation costs $100.88

Pro Co pd 6-7-90
mediation costs.
Pro Co Pd 7/9/90

5.00 ✓
69.50
9.00 ✓

3/7/90 Paid $50.44
by dft.
Rec'd 4-4-90
$50.44
Vivian Stoltz

7/9/90 Pltff paid
$34.75. (mediation)
Rec'd Aug 1, 1990
$34.75
Vivian Stoltz

Sept. 17, 1987, ORDER AND NOTICE filed. You, Eleanor J. Howett, defendant, have been sued in court to obtain custody of the children; Beth Anne Howett and Jack R. Howett, Jr.

You are ordered to appear in person at the Crawford County Courthouse before WILLIAM PINEO Mediator at time scheduled 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.

You should take this paper to your lawyer at once. If youdo 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 Law Librarian, Crawford County Courthouse, Meadville, Pa. 16335, Telephone: 814 336-1151.

By the court,
P. Richard Thomas, J.

Date: 9/17/87

Oct. 15, 1987 Affidavit Of Service filed.

1. The undersigned, Curtis E. Blystone, is attorney for the plaintiff, Jack R. Howett, in the above action in divorce.

2. On September 17, 1987, affiant mailed a true and attested copy of the complaint in the above actioned action, with Notice to Defend and Claim Rights together withthe Order and NOtice required by Pa. R.C.P. 1915.3(b), to the defendant Eleanor J. Howett addressed to her mailing address of 781 Garden Street, Meadville, Pennsylvania, by certified mail posted at the Meadville, Pennsylvania Post Office being certified mail item No P262 135 939 as indicated by the "Receipt for Certified Mail" attached hereto. Said item of certified mail was restricted for delivery to the addressee only.

3. The aforesaid item of certified mail was delivered to the defendant, Eleanor J. Howett, personally on September 22, 1987 as indicted by the return receipt attached hereto and signed by the defendant personally.

I verify that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein mare made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities. Curtis E. Blystone

Record Continued....

10. Either party may move the court for a hearing de novo for a period of thirty days from the date hereof. If neither party so moves, this order shall be considered permanent.

Robert 1. Walker,
P.J.

Oct. 23, 1987, copies of order to Curtis Blystone and defendant & W. Pineo.

Oct. 22, 1987, TEMPORARY ORDER filed. AND NOW, this 22 day of Oct., 1987 after mediation in the above captioned 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 cusotdy ofthe subject minor children, Jack R. Howett, Jr. and Beth Anne Howett. The mother shall have primary physicalcustody of the said children.

2. The plaintiff father shall have the right of visitaion and temporary physical custody of his children on alternate weekends from Friday at 6:00 P.M. to Sunday at 4:00 p.m., beginning with the weekend of October 30, 1987.

3. For the holidays of Thanksgiving, Christmas, New Years' Day, Memorial Day, Independence Day and Labor Day, said holiday will be diveded into two periods, the first running from 9:00 a.m. to 4:00 p.m. and the second running from 4:00 p.m. to 9:00 p.m. The father shall his children for the first period on Thanksgiving Day, the second period on Christmas Day and the parties shall thereafter alternate the periods. The assignment of the holiday visitation periods has been made after referring to the mother's work schedule so that when she is working first shift at her position at Meadville Medical Center, the father shall have the children.

For the children's birthdays, and for Easter, the father shall have reasonable visitation rights which the parties have indicated they will be able to settle between themselves.

The provisions of this paragraph shall take precedence over the other provisions of this order respecting custodial and visitation periods.

4. Each party shall disclose to theother any and allinformation which he or she may have with respect to the children's health, education and the major events in their lives. Health care aND school personnel are hereby authorized to disclose to either party any confidential information which said personnel may have regarding said children.

5. The children are not to be left alone with Tanya Howett, the plaintiff's sister.

6. Each party will keep the other informed of his or her address and telephone no. and any change in address or telephone no. will be communicated to the other party within 24 hours after such a change has been made.

7. The parties are free to make alternative or additional arrangements respecting visitation and custody. Said changes must be by mutual agreement, in the absence of which this order shall govern.

8. Should the father find that the is unable to comply with the provisions of this order or of any alternative arrangements to which the parties ahve agreed, he should give the mother 24 hours notice and the parties shall make alternative arrangements. Should the father fail to appear within one hour of the time sc heduled for visitation either in accordance with this order or in accordance with alternative arrangements previously made between the parties the mother may consider the visitation cancelled unless the father has been prevented by circumstances beyond his control.

9. Costs and fees of this mediation, which are fixed at $100.88 are divided equally between the parties. The mediator has noted for the court that the father was represented by Crawford LegalServices and is presently without funds, having been laid off from his job so his share shall be paid by Crawford County. The share of the mothers shall be assessed to her as costs in this case.

(RECORD CONTINUED IN MARGIN)

Continued on Page 593

1987

William J. Gregg

796.

BRENDA PARDEE FOX

vs.

JOSEPH C. PEDALINE

Filed Sept. 17, 1987
@ 1:35 P.M.
Tax & entry Paid $40.50
Pro Co Pd 12-21-87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 23, 1987 Affidavit Of Service filed. Brenda Bardee Fox, being duly sworn according to law, deposes and says that she is an adult over the age of eighteen (18) years; that she served the Complaint in Divorce filed in the above matter of Joseph C. Pedaline personally by handing a to him a true and correct copy thereof and informing him of its contents at R.D.#3, wood Road, Franklin, Pennsylvania 16323 on September 21, 1987 at 6:50 pm.
Deponent further avers that at the time of said service the said Joseph C. Pedaline identified himself to deponent. Brenda Pardee Fpx

Dec. 18, 1987 Affidavit of Consent of Plaintiff filed.

Dec. 18, 1987 Affidavit of Consent of Defendant filed.

Dec 18, 1987 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Dec. 24, 1987 **DIVORCE DECREE FILED.**

AND NOW, this 24 day of Dec., 1987, it is hereby Ordered, Adjudged and Decreed that the marriage heretofore existing between BRENDA PARDEE FOX and JOSEPH C. PEDALINE 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. BY ORDER OF THE COURT,
P. Richard Thomas, J

1987

Joseph F. Kulwicki

797.

JAMES E. CHACE, JR.

vs.

KORINE E. CHACE

Filed Sept. 17,1987
@ 2:46 P.M.
Tax & entry Paid $40.50
Pd. 8/11/94 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 25, 1987 Affidavit of Service filed: VERONICA PHILLIPS, being duly sworn according to law, deposes and says that she is employee of Joseph F/. Kulwicki, Esq., and that as such on Sept. 17, 1987, she placed a true and correct copy of the Complaint in Divorce in the above matter in the United States Mail, Certified No. P 401 445 570, Return Receipt Requested, addressed to the Defendant, Korine E. Chace, at her last known address of 33 Canal St., Albion, Pa. 16401

The signature card for said c ertified mail item was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant as having received saME ON Sept. 19, 1987. The receipt and signature card for certified mail item No. P 401 445 570 are attached hereto and made a part hereof.
FURTHER DEPONENT SAITH NOT.
Veronica Phillips

Apr. 15, 1988 Motion to withdraw Divorce Complaint and Order filed. AND NOW, APR. 15, 1988 granted.
BY THE COURT,
P. Richard Thomas, J

Apr. 15, 1988 Copy of order to Joseph Kulwicki

Jack, Kookogey &
Felton
Robert J. Felton

798.

KAREN M. BATCHELOR

vs.

RICHARD N. BATCHELOR

Filed Sept. 17, 1987
@ 2:59 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 4/13/88 9.00 ✓

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Sept. 17, 1987, Plaintiff's Affidavit Under Section 201(d) of Divorce Code filed.

Apr. 13, 1988, Motion for Special Order Directing the Method of Service of the Complaint, Affidavit of Karen M. Batchlor, and Order filed. ORDER: AND NOW, this 13 day of April 1988, upon presentation of the within Motion, the Court is satisfied that the plaintiff has made a diligent and thorough search to locate the present whereabouts of the defendant, but has been unable to do so.

The Court hereby authorized plaintiff to effect service of the complaint on the defendant by publication once in the Nashville Tenn., Record, The Titusville Herald and the Crawford County Legal Journal.

By the Court,
Robert L. Walker, J.

Apr. 13, 1988, copy of order to Atty. R. Felton.

Apr. 13, 1988, Affidavit of Service filed. I, Robert J. Felton, Esq. 144 W. Spring St, Titusville, Pa. do hereby swear that I served the Complaint in Divorce filed in this action upon defendant by advertising the same once in the Titusville Herald, Titusville, Pa. on Mar. 9, 1988, and once in the Nashville Record, Nashville, Tenn, on Mar. 17, 1988, as directed by special Order of Court, issued pursuant to Rule 430 of the Pa. Rules of Civil Procedure.

This Attorney has received no response from either the defendant or any attorney or person on his behalf since the last of said advertisements. No appearance of record has been filed on behalf of the defendant.

Robert J. Felton, Esq.

Apr. 13, 1988, Upon praecipe of plaintiff attonrey, to transmit the record, this case moved tocourt.

Apr. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, April 21, 1988, it is hereby ordered, adjudged and decreed that the marriage hereto;fore existing between

KAREN M. BATCHELOR and RICHARD N. BATCHELOR

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

1987

Spadafore, Vardaro,
Walker & Johnson
Anthony J. Vardaro

799.

Barry Smith

12/8/87 Recd
60.00 mediation costs
from dft.

12/16/87 Recd $60.00
From Plaintiff.

Recd 12-31-87
$60.00
Vivian Stoltz

Recd 12-31-87
$60.00
Vivian Stoltz

ELAINE M. S. REIST

vs.

RICHARD H. REIST, JR.

Filed Sept. 17, 1987
@ 3:21 PM

Tax & entry Paid $40.50 ✓
John Fuller, Mediator
Mediation Cost 120.00
Pro Es Rd 12/16/87 9.00 ✓

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

ORDER OF COURT:

You, Richard H. Reist, Jr. dft, have been sued in court to obtain Custody of the minor child Richard H. Reist, III.

You are ordered to appear in front of JOHN FULLER, CHILD CUSTODY MEDIATOR, at a time and place to be designated by him for a Mediation Conference.

You are further ordered to bring with you the child, Richard H. Reist, III, should he be in your possession at the time of the hearing.

Pending the mediation conference, temporary custody of the minor child is granted to the plaintiff with reasonable visitation to the defendant, No party may remove the child from the Com. of Pa. without further order of court pending the Mediation conference.

If you fail to appear as provided by this order or to bring the child, in 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 find one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar assoc., Ser. to the Pub. Comm. 310/312 Chestnut St, Meadville, Pa. 16335 TeleP 814 724-7719.

BY THE COURT,
P. Richard Thomas, J.

Sept. 30, 1987 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, Attorney for Plaintiff in this action and certifies that on Sept. 23, 1987 she deliverd to the Post Office in Meadville, PA for delivery to Ricahrd H. Reist,Jr. at 36 Locust St.,Warren, PA 16365 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 042 058 242 which is attached hereto as Exhibit "A". Thereafter on Sept. 25, 1987 it was returned to Anthony J. Vardaro, return receipt card bearing the same number and signed by Richard H. Reist said return receipt card being attached hereto as Exhibit "B".

Vicki Bradshaw

Nov. 13, 1987 Order filed. AND NOW, Nov. 13, 1987, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Lega lcustody of Richard H. Reist, III shall be shared between the mother Elaine M.S. Reist, and the father, Richard H. Resit, Jr., that is each shall be entitled to full access to medical records, school records and other important records and each shall be entitled to take part in decisions affecting the child's education, religious instruciton, medical treatment and other such important matters.

II. Physical custody of Richard H. Reist, III shall be with his mother, Elaine M.S. Reist, subject to the following conditions:

(a) The father shall be entitled to visit and take the child into his custody every oterh weekend beginning November 13, 1987 from 8:00 PM Friday evening until 7:00 PM Sunday evening. The father shall be responsible for furnishing transportation for the child fro mand to the home of the mother.

(b) Beginning with the Summer of 1988 the father shall be entitled to have the child in h is custody for two separate two week periods. The father shall notify the motehr at least thirty days in advance of each of these two week extended visitations.

(c) Holidays shall be defined as Thanksgiving and Christmas. In 1987 the child shall be in the home of the father on Thanksgiving Day and in thehome of the mother on Christmas DAy. In 1988 the child shall be in the home of the mother on Thanksgiving Day and in the home of the father on Christmas Day. On the holidays of either Thanksgiving or Christmas when the child is in the home of the mother the child shall be in the home of the father on the evening preceding such holiday from 4:00 p.m. until 10:00 p.m. The parties shall continue to alternate having the child in their homs on the two above mentioned holidays in the same manner as provided above from year to year until this order has been changed or amended.

(d) Neither mother nor father shall do anything or say anything that would tend to turn the child against the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents. Specifically, there shall be no angry confrontations between mother and father in the presence of the child.

(e) The mother shall arrange for counseling for the child at the Mental Health Center of Meadville Medical center, or with some other appropriate counselor, or agency, and any costs incurred in securing such counseling will be shared equally by the mother and father.

This Order shall be a temporary order but shall beocme a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

Costs of the mediation conference shall be equally divided between the parties.

P. Richard Thomas,J

Nov. 17, 1987 Copies of order to Anthony Vardaro, Plaintiff, Barry Smith, Defendant and John Fuller

Continued on page 568 B

Bruce A. Barrett

800.

MICHAEL DAVID MOORE

vs.

CHRISTINA LEE MOORE

Filed Sept. 18, 1987
@ 8:43 A.M.

Tax & entry Paid $40.50 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 23, 1987 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct ocpy of the Complaint Under Section 201(c) of the divorce Code was sent by registered mai lto the Defendant.
3. The registered mail was sent to Christina L. Moore, of R.D.#4, Cochranton, Pennsylvania, 16314. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on September 9, 1987. Said receipt card number P 547 807 166 is attached hereto and signed by Christina L. Moore.

Bruce A. Barrett

July 7, 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 9-23-87 . 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,
Anthony J. Vardaro, J

Date: July 3, 1997

July 7, 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)

1987

Brian Lindsay
Legal Aid

801.

EVELYN D. GROSSETT

vs.

JAMES B. GROSSETT

Filed Sept. 18, 1987
@ 11:02 AM

Indigent filing
Sheriff's costs $26.25

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (atty)

TEMPORARY PROTECTION ORDER:

AND NOW, this 18th day of Sept., 1987 upon motion of Brian Lindsay, Esq. atty. for petitioner, and upon consideration of the within petition for releef 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, the following temporary ptotection order is hereby entered:

1. The respondent, James B. Grossett, is directed and prohibited from approaching the petitioner or entering her residence or GRossett's Country Pub.

a. Threatening, harassing or abusing the petitioner and also from approaching the petitioner or entereing her residence or Grossett's Country Pub.

2. Petitioner is granted exclusive possession of her trailer and Grossett's Country Pub.

3. Respondent shall have removed himself and his personal belongings from R. D. #3, Conneautville, Pa. within two (2) hours after service of this temporary order.

4. Petitioner is permitted to proceed without payment of costs costs to be determined at the court after hearing.

A true and correct copy of this order shall be made on the respondent by the sheriff or by a competent adult in the same manner as a Complaint in an action inequite. A true and correct copy of this order shall likewise be given to the Pa. State POlice Dept. which has appropriate jurisdiction to enforce this order.

The REspondent is hereby aDVISED OF THE RIGHT TO BE REPRESENTED by counsel.

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

Final hearing is scheduled for the 23rd day of Sept. 1987, at 9:00 a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. 16335.

BY THE COURT,
Robert L. Walker, J.

Sept. 18, 1987, Praecipe to Proceed in Forma Pauperis, Petition for Leave to Proceed IN Forma Pauperis, reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L.Walker, J.

Sept. 23, 1987, AGREEMENT AND CONSENT COURT ORDER filed.
ORDER OF COURT: AND NOW, this 23 day of Sept. 1987 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.

BY THE COURT,

Sept 23, 1987, copy of order to Atty. Lindsay.

Sept. 24, 1987 Sheriff's Return filed. SERVED and made known to James B. Grossett personally the within named defendant by handing a true copy of the within Petition and Order to him on September 18, 1987 at 3:10 P.M. at his place of residence, RD #3, Conneautville, Crawford County, PA.
So answers,

Edgar D. Householder, Deputy Sheriff
E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Brian Lindsay
Legal Aid

802.

DAVID A. SPRAGUE

vs.

THERESA SPRAGUE

Filed Sept. 19, 1987
@ 11:08 A.M.

Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 18, 1987, Praecipe to Proceed In Forma Pauperis, Petition for leave to Proceed In Forma Pauperis, and order filed. ORDER: AND NOW, this 18th day of Sept. 1987, David A.Sprague, 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.

Sept. 21, 1987 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Oct. 21, 1987, Affidavit filed. I, Brian Lindsay, Esq., after being duly sworn according to law, depose and say that I am the atty. of record for David A. Sprayue and that as such I am authorized to execute this affidavit; that I did on the 18th dayof Sept. 1987, send by Cert. mail, addressee noly, ret. rec. req. to Theresa Sprague a true and correct copy fo the complaint in divorce and plaitiff's affidavit under Section 201(d) of the Divorce code at her last known address of 1051 Pine Log Road, Apt. 16, Conyers, Georgia 30207, and that on the 23rd day of Sept. 1987, I did receive the duly executed return rec. dated the 21st day of Sept. 1987.
Dated: 10/20/87 Brian Lindsay, Esq.

Oct. 21, 1987, Upon praecipe of plaintiff attorney to transmit the record, this action moved to court.

Oct. 27, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 26, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

D A V I D A . S P R A G U E and T H E R E S A S P R A G U 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, Robert L. Walker, J

1987

Mason and Mason
Joan D. Mason

803.

DEBORAH A. McQUONE

vs.

CHARLES D. McQUONE

Filed Sept. 18, 1987
at 11:31 A.M.

Tax & entry Paid $40.50 ✓

COMPLAINT IN DIVORCE

2 copies (atty)

Nov 17, 1987 Complaint reinstated.

June 6, 1988, Complaint Reinstated.

July 7, 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 6-6-88 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

Mason and Mason
Joan D. Mason

804.

LINDA D. SHEARER

vs.

CHARLES A. SHEARER

Filed Sept 18, 1987
@ 11:34 AM

Tax & entry Paid $40.50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 29, 1987 Affidavit Of Service filed. I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on September 22, 1987 mail to the above Defendant, Charles A. Shearer by certified mail #547 808 308, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Charles A. Shearer on September 23, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attonrey and is attached hereto. Joan D. Mason

July 7, 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 9-29-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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,
Anthony J. Vardaro, J

Date: July 3, 1997
July 7, 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)

1987

Quinn, Gent, Buseck and Leemhuis, Inc.
Lawrence C. Bolla
Michael S. Jan Janin

805.

Elderkin, Martin, Kelly, Messina & Zamboldi
Craig A. Markham

ST. VINCENT HEALTH CENTER

vs.

WILLIAM T. MORGAN
vs.
Hubbard Bert Karle Weber, Inc., J. Patrick Karle, Buckley Hubbard, Jr., Buckley Hubbard, III, J. Boyd Bert, Jr C. John Weber, JOhn Gordon, Richard J. McClure, Ronald D. Maxwell, Timothy Mehl, William Hilbert

Filed Sept 18, 1987
@ 12:40 P.M.

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	47.61
Pro. Co. pd 4/26/94	15.00
ProCo pd 10-1-97	900 ✓

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Oct. 29, 1987 Complaint Reinstated.

Nov. 10, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO William T. Morgan personally the within named defendant on October 30, 1987 at 4:00 p.m. at his place of residence, 509 Maxwell Street, Titusville Crawford County, Pennsylvania.
So answers, E. ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 16, 1987 Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi by Craig A. Markham, for Defendant filed.

Nov. 23, 1987 Answer, New Matter and Counterclaim filed.

Nov. 23, 1987 Complaint Against Additional Defendants filed.

Dec. 4, 1987 Certificat e of Service on Interrogatories and Request for Production of Documents to Defendant- First Set filed.

Dec, 4, 1987 Certificate of Service of Request for Admissions filed.

Dec. 4, 1987 Reply to New Matter and Answer to Counterclaim filed.

Dec. 21, 1987, Defendants' Responses to Requests for Admissions filed.

Apr. 26, 1994 Upon Praecipe of Plaintiff attorney for appointment of Arbitrators, the following Arbitrators are appointed.

William Gregg, Chairman
Mary Ann Kirkpatrick
Jeffrey Millin

June 21, 1994 Arbitrataors take qualifying oath.

July 27, 1994 Stipulation and Order filed. AND NOW, to-wit, this 26th day of July, 1994, upon consideration of the foregoing Stipulation, it is hereby ordered that the above-captioned matter is stayed until suchtime as the Class Actionlitigation in the United STates District Court for the Western District of Pennsylvania is resolved. Gordon R. Miller, J
July 27, 1994 Faxed Markham & Bollas

July 15, 1997 Plaintiff's Motion To Vacate Order of July 26, 1994 and Order filed. AND NOW to-wit, this 14th day of July, 1997, upon consideration of the Motion to Vacate Order of July 26, 1994, filed bythe Plaintiff, Saint Vincent Health Center, it is hereby ORDERED, ADJUDGED AND DECREED that oral argument is scheduled in this matter for the 30th day of September, 1997 at 2:30 p.m. before Judge Gordon R. Miller, CR #1. Gordon R. Miller, J
7-15-97 Faxed all counsel of record

Sept 22, 1997 ORDER: AND NOW, to-wit, this 18th day of Sept., 1997, upon consideration of the Motion to Vacate Order of July 26, 1994 filed by the Plaintiff, Saint Vincent Health Center, it is hereby ORDERED, ADJUDGED and DECREED as follows:
1. Judgment is entered in favor of the Plaintiff, Saint Vincent Health Center (hereafter "Plaintiff"), in the amount of $17,138.90 plus interest from August 4, 1997 plus the costs of suit. Gordon R. Miller, P.J.
Copies Faxed Oct 1 & 2, 1997
(PBP COMPLETE ORDER SEE PAPER FILED)

1987

Quinn, Gent, Buseck, and Leemhuis, Inc. Lawrence C. Bolla Michael S. Jan Janin 806.	ST. VINCENT HEALTH CENTER vs. APRIL ERB Filed Sept. 18, 1987 Tax & entry Paid $40.50 ✓ Sheriff's Costs 18.20	COMPLAINT - CIVIL ACTION 1 copy (sheriff) Sept. 29, 1987 Writ Return filed. NOT FOUND as to the within named defendant April Erb, as of September 29, 1987. Moved to Wellsburg, PA. Further Address unknown. So answers, Edgar D. HOuseholder, Deputy Sheriff Howard N. Stewart, Sheriff

1987

Quinn, Gent, Buseck and Leemhuis Inc.
Lawrence C. Bolla
Michael S. Jan Janin

807.

Elderkin, Martin, Kelly, Messina & Zamboldi
Craig A. Markham

James D. Morton
for John Gordon, Richard McClure, Donald Maxwell, Timothy Mehl and William H. Hilbert

St. Vincent Health Center,

vs.

Kenneth e. Burrows and Cora Mae Burrows

vs.

Hubbard Bert Karle Weber, Inc. J. Patrick Karle, Buckley Hubbard Jr., Buckley Hubbard III, J. Boyd Bert, Jr., C. John Weber, John Gordon, Richard J. McClure, Ronald D. Maxwell, Timothy Mehl, William Hilbert, Add'l Defendants
Filed Sept. 18, 1987
@ 12:41 P.M.

Tax &bEntry Paid $40.50 ✓
Sheriff's Costs 36.30
Pro. Co. pd 4/26/94 15.00 ✓
Pro Co. pd 9-29-97 15.00 ✓
Pro Co pd 10-1-97 9.00 ✓

COMPLAINT - CIVIL ACTION

2 copies (sheriff)

Oct. 5, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Kenneth E. Burrows personally the within named defendant by handing a true copy of the within Complaint to him, on September 22, 1987 at 9:16 AM at Sheriff's Office, Room 303, Courthouse, Meadville, Crawford County, Pennsylvania. SERVED AND MADE KNOWN TO Cora Mae Borrows personally the within named defendant by handing a true copy of the within Complaint to her, on September 22, 1987 at 9:17 AM at Sheriff's Office, Room 303, Courthouse, Meadville, Crawford County, Pennsylvania.
So answers, Catherine I. Allen, deputy SHeriff
Howard N. Stewart, Sheriff

Oct. 13, 1987 Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi by Craig A. Markham for Defendants filed.

Oct. 19, 1987 Answer, New Matter and Counterclaim filed.

Oct. 19, 1987 Complaint Against additional defendants filed.

Nov 2, 1987 Certificate of Service on Interrogatories and Request for Production of Documents to Defendant - First Set filed.

Nov. 2, 1987 Certificate of Service of Request for Admissions filed.

Nov. 2, 1987 Reply to New Matter and Answer to Counterclaim filed.

Nov 10, 1987 Acceptance of Service filed: I, the undersigned . attorney for Additional Defendants, John Gordon, Richard J. McClure, Donald D. Maxwell, Timothy Mehl and William H. Hilbert, hereby accept service of the Complaint Against Additional Defendants, having the express authority to so act.
James D. Morton, Esq.

Dec. 21, 1987, Defendants' Responses to Requests for Admissions filed.

Apr. 26, 1994 Upon praecipe of Plaintiff Attorney, Lawrence C. Bolla, Esquire, for appointment of Arbitrators, the following Arbitrators are appointed.
~~Alan Shaddinger~~ Joan D. Mason, Chairman ~~James Irwin~~
Terry Toomey
Barbara Walton

July 22, 1994 Arbitrators take qualifying oath.

Aug. 2, 1994 Stipulation, filed.

Aug.5, 1994 ORDER filed. AND NOW, to-wit, this 5th day of August, 1994, upon consideration of the foregoing Stipulation, it is hereby Ordered that the above-captioned matter is stayed until such time as the class-action litigation in the United States District Court for the Western District of Pennsylvania is resolved.
Gordon R. Miller, J.
8-8-94 Faxed to Attys. Bolla, Markham & Johnson

June 23, 1997 Motion to Vacate Order of August 5, 1994 and Order filed. AND NOW, June 20, 1997 the Court Administrator is directed to pace them on the July 1997 Argument List.
BY THE COURT,
Anthony J. Vardaro, J.
6-24-97 Copies Mailed to all Counsel

July 28, 1997 Order filed. AND NOW, to-wit, this 28th day of July, 1997, upon consideration of the Motion to Vacate Order of August 5, 1994 filed bythe Plaintiff, Saint Vincent Health Center, and following a hearing held in thismatter on the 28th day of July, 1997, it is hereby ORDERED, ADJUDGED AND DECREED that the Order of August 5, 1997 staying this matter is VACATED effective September 1, 1997 unless, prior to that date, the Defendants, Kenneth E. Burrows and Cora MaeBurrows, his wife, consent to the judgment order proposed by Plaintiff, which order is attached to Plaintiff's motion. Gordon R. Miller, J
7-28-97 Faxed Bolla, Markham, Hasking & Morton

Sept. 8, 1997 Upon Praecipe of plaintiff attorney for Reference To Arbitrator, the following are hereby appointed.

Russel Schetroma, Chairman
Ross Prather
John Swick

Sept 22, 1997 ORDER: AND NOW, to-wit, this 18th day of Sept., 1997, upon consideration of the Motion to Vacate Order of August 5, 1994 filed by the Plaintiff, Saint Vincent Health Center, it is hereby ORDERED, ADJUDGED and DECREED as follows:
1. Judgment is entered in favor of the Plaintiff, Saint Vincent Health Center (hereinafter "Plaintiff"), and against the Defendants, Kenneth E. Burrows and Cora Mae Burrows, his wife, (hereinafter "Defendants"), in the amount of $2,833.74 plus interest from August 4,1997 plus the costs of suit. Gordon R. Miller,P.J.
Copies Faxed Oct 1 & 2, 1997
(FOR COMPLETE ORDER SEE PAPER FILED)

Oct. 14, 1997 Arbitrators take the qualifying oath.

(FOR FUTURE ENTRIES AS OF DECEMBER 12, 2001 - SEE COMPUTER)

258

1987

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

808.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

RANDY KISER AND CYNTHIA
KISER, HIS WIFE
917 Erie Street
Saegertown, Pa. 16433

Filed Sept. 18, 1987
@ 12:54 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 26.92 ✓
Pro Co Pd 11/4/87- 9.00 ✓
Pro Co pd 9/26/88 6.00 ✓

COMPLAINT - CIVIL ACTION

2 copies (sheriff)

Oct. 20, 1987 Sheriff's Return filed. SERVED Randy Kiser within named defendant on OCtober 6, 1987 at 9:16 AM by handing a true copy of the within Complaint to Cynthia Kiser, adult member of the family with whom he resides, namely his wife at their place of residence, 917 Erie Street, Saegertown Crawford County, Pennsylvania.
SERVED Vythia Kiser personally the within named defendant by handing a true copy of the within Complaint to her on October 6, 1987 at 9:17 AM at her place of residence, 917 Erie Street, sAegertown, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Nov. 4, 1987 at 2:27 P.M., upon praecipe of plaintiff attorney, with notices of default attached, Judgment is hereby entered in the sum of One Thousand Twenty Three and 97/100 Dollars plus int. at rate of 1.25% per mo. form Sept. 1987. and costs of action
Judgment entered - 11/4/87
K - 144, 34

Debt - $1,023.97
Int. from Sept. 1987
JUDGMENT
James F. Simmons,
Prothonotary

Sept. 20, 1988 This Judgment Satisfied
(see paper filed)

1987

Conner & Associates
Andrew Conner

809.

Marsh, Spaeder, Baur,
Spaeder & Schaaf
Will J. Schaaf

Thomas M.Lent

CONSTANCE J. LEARN

vs.

A. O. HIBBARD, M.D.

Filed Sept. 18, 1987
@ 1:29 P.M.

Tax & entry Paid 9/24/87	$40.50
Sheriffs costs	20.00
Pro.Co. pd 6/16/93	30.00
User's Fee pd 6/16/93	5.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Oct. 22, 1987, Sheriffs Return filed. SERVED AND MADE KNOWN TO A. O. Hibbard, M.D. personally the within named defendant by handing a true copy of the within Complaint to him, on Oct. 19, 1987, at 4:16 P.M. at his place of business, 838 Park Avenue, Meadville, Crawford County, Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, sheriff

Nov. 30, 1987, Appearance of Marsh, Spaeder, Baur, Spaeder and Schaaf, by Will J. Schaff attorneys for defendant filed.

Jan. 12, 1988 Answer and New Matter filed.

Aug. 27, 1990 Notice Of Serving INterrogatories filed.

Jan. 4, 1993 Motion for Summary Judgment filed.
Jan. 4, 1993 Upon Praecipe of Attorney Thomas M. Lent, the above captioned matter is placed on the next available Argument List.

ON FEBRUARY, 1993 ARGUMENT LIST

Mar 16, 1993 Stipulation filed.

Mar. 16, 1993 ORDER filed. AND NOW, March 15, 1993, a stipulation dated Feb. 19, 1993 between the counsel for the parties agreeing to continue a Feb. 22, 1993 argument and Defendant's motion for summary judgment until the March 1993 argument list has just been provided to the Court by letter of March 9, 1993 from the attorney for the Defendant.
The parties wish to have this matter rescheduled for argumetn on the March 1993 argument list but they are not timely and therefore the Court Administrator is directed to list the same for argument on the April 1993 argument list. BY THE COURT:
Anthony J. Vardaro, J.
Mar 16, 1993 copies given to Lent 7 Conner (Ct Adm given copy by Court)

Mar. 22, 1993, Copy of Order to put above on next Argt. list filed.

ON ARGUMENT LIST FOR APRIL 1993

Apr. 12, 1993 Plaintiff's Evidentiary Appendix In Opposition To Defendant's Motion for Summary Judgment filed.

May 20, 1993 MEMORANDUM AND ORDER filed. AND NOW, May 18, 1993, Defendant's motion for summary judgmetn is granted and Plaintiff's request for leave to amend is denied.
BY THE COURT:
Anthony J. Vardaro, J.
May 20, 1993 Copies sent to Attys. Conner and Lent.

Jun. 16, 1993 Notice of Appeal to Superior Court filed.

June 28, 1993 Superior Court of Pennsylvania Official Docket Docket #00964PGH93 filed.

May 5, 1995 Certificate of Contents of Remanded Record and Notice of Remand under Pennsylvania Rules of Appellate Procedure 2571 and 2572, filed.

May 5, 1995 Notice of Status of Petition for Allowance of Appeal and/or Cross-Petition and/or Petition for Extension of Time/or to File Petition for Allowance of Appeal Nunc Pro Tunc, filed.

May 5, 1995 Notice of Status of Petition for Allowance of Appeal and/or Cross-Petition and/or Petition for Extension of Time/or to File Petition for Allowance of Appeal Nunc Pro Tunc and JUDGMENT filed. ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the judgment of the Court of Common Pleas of Crawford County be,and the same is hereby affirmed.
DATED: May 11, 1994
BY THE COURT:
Eleanor R.Valecho, Deputy Prothonotary

1987

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

810.

Joseph F. Kulwicki

MITZI C. McGINNIS

vs.

THOMPSON B. McGINNIS

Filed Sept. 18, 1987
@ 1:30 P.M.

Tax & entry Paid	$40.50
3 counts paid	45.00
State Pd 5-12-92	10.00
Pro Co Pd 5-12-92	9.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY/ALIMONY PENDENTE LITE, COUNSEL FEES

1 copy (atty)

Oct. 1, 1987 Verification filed. I, James R. Irwin, Esq., do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 18th day of Sept., 1987 send by Certified mail, Return receipt requested, addressee only, to Thompson B. McGinnis a true and correct copy of the divorce complaint filed at the above term and number at his last known address of PO Box 210, Meadville,PA 16335, as evidenced by the attached sender's receipt No. P-547-805-410 and that on the 28th day of Sept., 1987 I did receive the duly executed return receipt dated the 25th day of September, 1987.

James R. Irwin, Esq.

Oct. 14, 1987 Appearance of Joseph F. Kulwicki for Defendant filed.

Nov. 9, 1988 Inventory and Appraisement of Mitzi C. McGinnis filed.

Feb. 3, 1989, Revised Income and Expense Statement of Mitzi C. McGinnis, Plaintiff, filed.

June 28, 1989 Plaintiff's Motion To Compel Defendant To File Inventory and Income & Expense STatement or Suffer Sanctions and Order filed. AND NOW, this 28th day of June, 1989, upon presentation and consideration of the foregoing Motion, a Rule is entered upon the Defendant to show cause, if any he has, why the Plaintiff's prayer should not be granted.

RULE RETURNABLE on the 13 day of July, 1989, at 3:30 o'cloc, p.m. in Courtroom No. 1 or the Crawford County Courthouse, Meadville, Pennsyvlania.

BY THE COURT:
P. R Thomas, J

June 29, 1989 Copies of order put in Atty. Irwin & Kulwicki's box.

June 28, 1989 Motion To Set Hearing Date For Interim Counsel Fees and Alimony Pendente Lite and Order filed. AND NOW, this 28 day of June, 1989, upon presentation and consideration of the foregoing motion of the plaintiff for a hearing date on the issues of counsel fees, costs and expenses and alimony pendente lite, a hearing is set for the 13 day of July, 1989 at 3:30 o'clock in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Crawford County Pennsyvlania.

BY THE COURT,
P R Thomas, J

June 29, 1989 Copies of order putin Atty. Irwin & Kulwicki's box.

July 12, 1989 INcome and Expense Statement of Defendant filed.

July 12, 1989 Inventory and Appraisement of Thompson B. McGinnis, Defendant filed.

July 27, 1989, Motion to continue hearing and Order filed. ORDER: AND NOW JUly 26, 1989 Granted -- may be reset on motion of either party.

By the Court,
P. Richard Thomas, J.

July 31, 1989, copies to Attys. J. Irwin and J. Kulwicki.

Dec 29, 1989 Petition for Special Relief and Order filed: AND NOW, this 29th day of December, 1989, it is hereby Ordered, Adjudged and Decreed, that the above named Petitioner is granted special relief prohibiting either party from withdrawing monies from the joint savings account located at Nortwest Savings Bank, Meadville, Pennsylvania until further order of Court.

A rule is hereby granted on the Respondent to show cause why the foregoing Order should not be final.

Rule returnable and hearing on the 10th day of January, 1990 at 1:30 o'clock P.M. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Jan 3, 1990 copies of order put in Attys. Irwin and Kulwicki's boxes.

Jan. 10, 1990 Answer to Petition for Special Relief filed.

Jan. 11, 1990 Memorandum and Order filed. ORDER: AND NOW, January 10, 1990 , it is Ordered that neither party shall withdraw funds from a joint savings account at Northwest Savings Bank, Meadville, account number 170811287, without withdrawal being approved by both parties or if such agreement is not reached, upon approval by the Court.

A copy of this Order shall be forwarded to Northwest Savings Bank so that that institution will understand the restrictions that have been placed on the account.

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

Jan 11, 1990 copies to Attys. J.. Irwin and J. Kulwicki's
Jan. 11, 1990 copy of order mailed to Northwest Savings.

Jan 24, 1990 Motion for Withdrawal of Funds and Order filed: AND NOW, January 24, 1990 a hearing is scheduled on this motion for 3:00 January 31, 1990 in Courtroom o or 2.

BY THE COURT,
Gordon R. Miller, J.

Jan 26, 1990 Copies of order put in Attys. Irwin and Kulwicki's boxes.

Feb 5, 1990, Order filed: AND NOW, January 31, 1990, after informal hearing, input from the parties and argument of counsel, the Court is satisfied that the income gross and net of the Defendant/father, together with the assets admitted by the wife to be in his own name presnet a strong enough financial picture that the Defendant/father has the income or borrowing power to meet the present needs of paying a college tuition fee in the amount of $3,300,00 for his son's educatio n

Continued on page 260 (a)

Received master fee 1-24-92 from Dept $200.00

Received Feb 14, 1992 from Dept Master fees $550.00

Paid William Walker master fees 6-2-92 Ch# 6853 $383.50

Paid Barbara Rais Rept. fee 6-2-92 Ch#6852 45.00

Paid Defendant per etader 6-19-92 Refund master fees $243.92 Ch# 6888

MITZIE McGINNIS

VS.

THOMPSON B. McGINNIS

RECORD CONTINUED FROM PAGE 260

of

AD 1987-810

for the school semester January through May, 1990.
The issue before the Court is whether he should be permitted to invade a joint savings account in the amount of $550.00 at the Northwest Saviangs Bank. The Court DENIES the request to invade said account for the payment of college tuition in the amount aforesaid.

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

Feb 5, 1990 Copies of order put in Attys. Irwin and Kulwicki's boxes.

Feb. 16, 1990, Affidavit of Consent of defendant filed.

Feb 16, 1990 Petition for Bifurcation and Order filed: AND NOW, this 16th day of February, 1990, upon consideration of the within Petition and upon Motion of Joseph F. Kulwicki, Esq., Attorney for Petitioner, a Rule is entered upon the respondent to show cause, if any she has why the request for bifurcation should not be granted.
RULE RETURNABLE for hearing on the 9th day of March, 1990, at 2:00 p.m. in Courtroom Number one or two of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
Gordon R. Miller, J.

Feb 22, 1990 Copies of order put in Attys. Irwin and Kulwicki's boxes.

Mar. 13, 1990, ORDER filed. AND NOW, this 9 dayof March 1990, prior to the hearing on the defendant's petition for bifurcation counsel for the defendant requests a continuance of this hearing to allow time for an amendment of this matter to a Section 201(d) case.
Therefore, the hearing onthe defendant's petition for bifurcation is continued from this date and rescheduled for the 1st dayof May 1990 at 9:00 a.m. in Courtroom No. 1 or 2 of the of the Crawford CountyCourthouse.

BY THE COURT,
Gordon R. Miller, J.

Mar. 14, 1990, copies to Attys. Irwin and Kulwicki. (box)

Apr. 20, 1990 Petition For Special Relief Exclusive Possession of Marital Residence and Order filed. AND NOW, this 20 day of April, 1990 upon consideration of the foregoing Petition for Speical Relief it is hereby Ordered, Adjudged and decreed, that the abovenamed Petitioner is granted exclusive possession of the premises located at 725 Azalea Drive, Meadville, Pennsylvania evicting Defendant from said promises pending a final hearing on the merits of this Petition.
A rule is hereby granted on the Respondent to show cause why the foregoing Order should not be made final.
Rule Returnable and hearing on the 4 day of May, 1990 at 2:00 o'clock p.m. in Courtroom No 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J

Apr. 24, 1990 Copies of order put in James Irwin and Joseph Kulwicki's box.

Apr. 20, 1990 Motion To Withdraw Petition for Bifurcation and Order filed. AND NOW, April 20, 1990 no objection by Pl. Motion granted.

BY THE COURT,
P. Richard Thomas, J

Apr. 24, 1990 Copies of order put in James Irwin and Joseph Kulwicki's box.

Apr. 25, 1990 Order filed. And now, April 25, 1990, hearing on Petition for Special Relief Exclusive Possession of Marital Residence and Domestic Relations matters is set for May 4, 1990, at 2:00 p.m., in Courtroom No. 2, before Judge Gordon R. Miller.

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

Apr. 25, 1990 Copies of order put in James Irwin and Joseph Kulwicki's box.

May 9, 1990 Order filed. AND NOW, May 7, 1990, after a hearing pursuant to the defnedant's request for a hearing, the Court finds that the defendant is obligated to support his wife since he left the common household without legal justification and since we are not satisfied that his offer or attempts at reconciliation were bonafide so as to prevent the plaintiff frm receiving spousal support.
Accordingly, the recommendations of the hearing officer made March 20, 1990 are affirmed in all respects without change.

by the court,
Gordon R. Miller, J

May 9, 1990 Copies of order put in James Irwin, Joseph Kulwicki and Dom rel's box.

May 31, 1990 Memorandum and Order filed. AND NOW, this 31st day of May, 1990, it is hereby ordered that exclusive possession of the marital residence located at 725 Azalea Drive, Meadville, Crawford County, Pennsylvania, is awarded to the plaintiff until August 31, 1990 or until further order of Court.
We make no order or disposition regarding upkeep, maintenance, taxes and insurance, nor rent to the defnedant as those matters should be resolved by the party or by the Court or Master after an appropriate hearing. Thus those issues are reserved.
The defendant shall be permitted to go upon the marital residence property for the purpose of obtaining possession of his personal belongings, either temporarily or permanently, and to use for a temporary period of time items such as tools (but not including appliances, etc.) that he may reasonably need and that he would otherwise have to buy for himself it he were not able to use those items that are presently located at the marital residence.

BY THE COURT,
Gordon R. Miller, J

May 31, 1990 Copy put in Atty's box.

Oct. 15, 1990 Petition For Bifurcation and Order filed. AND NOW, this 15th day of Oct., 1990, upon consideration of the within Petition and upon Motion of Joseph F. Kulwicki, Esq., Attorney for the Petitioner, a Rule is entered upon the Respondent to show cause, if any she has, why the request for bifurcation should not be granted.
RULE RETURNABLE for hearing on the 20th day of November, 1990, at 10:00 a.m. in Courtroom number one or two of the Crawford county Court House, Meadville, PA.

BY THE COURT,
Robert L. Walker, J

OCt. 16, 1990 Copies of order put in James Irwin and Joseph Kulwicki's box.

Continued on next page.....

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-b-

1987

MITZI MCGINNIS

VS.

THOMPSON B? MCGINNIS

Record Continued from page 260(a)

of

AD 1987-810

****

Dec 5, 1990 Memorandum and Order filed: AND NOW, this 5th day of December, 1990, the Defendant's petition for bifurcation of the divorce from the economic issues is refused.

The parties are directed to exchange appropriate information with respect to the economic issues as is reasonably necessary and/or appropriate to enable them to evaluate those economic issues and be prepared to litigate them before a Master. The parties are directed to exchange that information and otherwise be prepared to try the case before a Master no later than January 27, 1991. At that point, unless the case is settled or both parties agree that additional time is needed to attempt a settlement, one or both of the parties shall file an appropriate motion for the appointment of a Master. All preliminary matters shall be disposed of at that time.

If either party believes that the other is not properly cooperating with respect to the exchange of information on the economic issues then that party may file an appropriate motion for sanctions or special relief as provided for by the law or rules.

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

Dec 5, 1990 Copies put in Attys' boxes.

Dec 5, 1990 Exhibits filed with papers.

Dec. 2, 1991 Affidavit of Consent of plaintiff filed.

Jan. 15, 1992 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, January 15, 1992, William L. Walker, Esquire is appointed Master in respect to the following claims: Alimony, Alimony Pendente Lite, Equitable Distribution, Counsel Fees, costs & expenses. Deposit required: Plaintiff $200. Defendant $550.

PER CURIAM,
Gordon R. Miller, J

Jan. 21, 1992 Copies of order put in box for Atty's Irwin, Kulwicki and Walker

Mar 9, 1992 REQUEST FOR HEARING and ORDER filed. ORDER: AND NOW, this 9th day of March, 1992 upon presentation and consideration of the foregoing REquest for Hearing a hearing is scheduled with the Court of Common Pleas of Crawford County Pennsylvania, on the 1st day of April, 1992 at 3:30 p.m. in Courtroom No 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania

BY THE COURT:
Anthony J. Vardaro, J.

Mar. 10, 1992 copy in box for J. Kulwicki & J. Irwin

Mar. 31, 1992 Notice of Master's Hearing filed.

April 6, 1992 ORDER filed. AND NOW, April 1, 1992 after an informal hearing where the parties appeared before the Court with counsel on the Plaintiff's petition for counsel fees and expenses, the Court finds that the Plaintiff's average net income approximates $1,852.28 ($852 from employment and $1,000 from the Defendant as spousal support) and that her monthly expenses approximate $1,700 (although some of the expenses may be slightly high, such as medicine, car payment, and charitable contributions); that the Defendant's average net take-home pay is approximately $2,400 ($56,000 less $12,000 spousal support and $15,300 per year for tuition), and that his monthly expenses approximate $1,700, although some of his expenses seem high (such as clothing); that the Plaintiff may spend approximately $1500 for experts to present evidence in this case; that her attorney's fees have approximated $3,650, with $1,965 remaining; that the Defendant's total attorney's fees approximate $9,900 with approximately $4900 remaining; that the Defendant intends to employ experts to testify and present evidence on his behalf in these proceedings; and the Defendant is paying most, if not all, of his two college-aged sons expenses. The Court finds based on all of this that the Defendant has approximately $600 per month left over from his earnings, and finds that he has the ability now to pay $200 per month to apply on the Defendant's counsel fees and expenses.

Therefore, it is ORDERED as follows:

1. The Defendant shall pay the sum of $500 to apply on the Plaintiff's counsel fees and expenses, which said payment shall be made in whatever installments the Defendant chooses, so long as the payment is made in full by May 15, 1992.

2. This order does not prejudice or effect the right or responsibility of either party or the master or the Court to make further assessments and allocations for the payment of counsel fees, costs, and expenses.

3. It is the intention of this Court that all of the economic matters be resolved at one time by the master or the Court, eventually. All of the economic matters are intertwined. Whether or not the Defendant owes additional counsel fees and expenses to the Plaintiff may very well depend upon the manner in which the marital property is distributed. The Court hopes that the master will take into account the equitable distribution to both parties in determining whether additional payments should be made by the Defendant, if any, for counsel fees, costs, and expenses.

The purpose of this order is to require the Defendant to pay some modest amount to assist the Plaintiff in carrying on this litigation in keeping with his expenses and earnings. It appears to the Court that there will be sufficient assets out of which these expenses can be paid once equitable distribution is determined, but we cannot now direct that marital assets be sold or liquidated to pay these expenses.

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

April 9, 1992 Copy of Order to Attys.James Irwin and Joseph Kulwicki.

April 22, 1992 MOTION TO CONTINUE MASTER'S HEARING AND ORDER FILED.AND NOW, April 22, 1992 this motion is denied.

BY THE COURT
Gordon R. Miller, J.

April 22, 1992 copies of order distributed to; Joseph F. Kulwicki, Esq. & JamesR. Irwin,Esq.

April 22, 1992 PETITION FOR ADDITIONAL DISCOVERY IN ACCORDANCE WITH Pa. R.C.P. 1920.22 and order filed. AND NOW, April 22, 1992, this motion is denied.

BY THE COURT,
GordonR. Miller, J.

April 28, 1992 copies of order distributed to: Joseph F. Kulwicki, Esq. and James R. Irwin, Esq.

Continued on page 260c

Mitzi McGinnis
vs.
Thompson B. McGinnis

CONTINUED FROM PAGE 260C
of Record
A.D. 1987 - 810

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May 12, 1992 AFFIDAVIT OF SERVICE, filed. I, JAMES R. IRWIN, Esq., being duly sworn according to law, depose and say that I am the attorney of record,and as such say tha t I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated Sept. 25, 1987. The Defendant acknowledged service on Sept. 28, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.

May 12, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED.

May 19, 1992 STIPULATION AND FINAL DECREE. AND NOW, this 18th day fo May, 1992, it is ordered and decreed that MITZI C. MCGINNIS, Plaintiff and THOMPSON B. MCGINNIS, Defendant, are divorced from the bond of matrimony.

It is further ordered and decreed as follows:

EQUITABLE DISTRIBUTION - REAL ESTATE

1. The Plaintiff is awarded the marital residence located at 725 Azalea Dr., Meadville, Crawford, Co., PA., as more specifically described in a certain Deed from David L. Leveto and Susan R. Leveto, his wife, to the Plaintiff and Defendant. Said Deed being dated Dec. 19, 1972, and duly recorded in the Office of the Recorder of Deeds of Crawford County in Deed Book 470, Page 1048.

2. The Plaintiff is awarded certain real estate located in Woodcock Township, Crawford County, PA., consisting of 11.3 acres, as more specifically described in a certain deed dated Aug. 9, 1978, from Elmer C. Virgin and Dorothy R. Virgin, his wife, to the Plaintiff and Defendant. SAid Deed being dated Aug. 9, 1978, and duly recorded in the Office of the Recorder of Deeds of Crawford County in Deed Book 517, Page 875.

3. The Defendant is awarded certain real estate located in West Mead Township, Crawford Co., PA., consisting of 10.001 acres, as more specifically described in a certain Deed dated December 14, 1979, by and between Anthony Mancuso and Mary Frances Mncuso, his wife, and Martin J. Mancuso and Susan Mancuso, his wife, to the Plaintiff and Defendant and duly recorded in the Office of the Recorder of Deeds of Crawford Co. in Deed Book 518, Page 087.

TANGIBLE PERSONAL PROPERTY

4. The Plaintiff is awarded all household furnishings, goods and jewelry located at the marital residence, except the bedroom set belonging to the parties' son, Timothy, and the rocking chair, formerly the property of the Defendant's mother, currently located in the family room of the marital residence.

5. The Defendant is awarded all property currently in his possession, including but not limited to miscellaneous tools, air compressor, Suzuki motorcycle ATV and two diamond rings, and the bedroom suit and rocking chair mentioned in Paragraph 4 of this Order.

6. The Plaintiff is awarded the 1984 Pontiac vehicle.

7. The Defendant is awarded the 1930 Model "A" Ford vehicle.

8. The Defendant is awarded the 1929 Model "A" Ford motor vehicle.

9. The Defendant is awarded the 1964 Corvette motor vehicle.

INTANGIBLE PERSONAL PROPERTY

10. The Plaintiff is awarded all right, title, and interest in and to 130 shares of Walt Disney Stock.

11. The Plaintiff is awarded all right, title, and interest in the joint savings account at Northwest Savings Bank.

12. The Plaintiff is awarded the Plaintiff's individual savings account at the Northwest Savings Bank;

13. The Plaintiff is awarded her Individual Retirement Account.

14. The Defendnat is awarded his Individual Retirement Account.

15. The Plaintiff is awarded $140,000.00 of the Defendant's Meadville Forge Retirement/Profit Sharing Plan.

16. The Plaintiff is awarded $10,000.00 of the Defendant's 401(k) Plan at Meadville Forge.

17. The Defendant is awarded all accumulated Meadville Forge bonuses.

18. The Defendant is awarded the balance of his Meadville Forge Retirement/Pension Plan.

19. The Defendant is awarded the balance of his 401(k) Plan at Meadville Forging Co.

20. The Defendant is awarded all right, title, interest, and the increase in value on 24 Shares of IBM Stock.

21. The Defendant is awarded all right, title, interest, and the increase in value on the 562 Shares of Quaker State Stock (inherited).

22. The Defendant is awarded all right, title, and interest to a gas well lease acquired during marriage.

MARITAL DEBTS

23. The Defendant shall be solely and exclusively responsible for the payment of a certain loan utilized to purchase the interest in the gas well lease set forth in Paragraph 21 of this Order.

24. The Defendant shall be solely and exclusively responsible for the payment of any storage expenses or other expenses due and owing to the Buffalo Motor Car Company.

MISCELLANEOUS

25. The Plaintiff and Defendant will sign, execute, and acknowledge any and all documents necessary to implement the provisions of this Decree in Divorce.

26. Neither the Plaintiff nor the Defendant shall make any further claims against the other hereto, except for the enforcement of the rights and responsibilities set forth in this Divorce Decree.

27. The tangible personal property heretofore awarded to the Defendant, including the property which is in the control and possession of the Plaintiff at 725 Azalea Dr., Meadville, PA., shall be removed from the property of the Plaintiff within ten (10) days after the filing of this Decree in Divorce.

28. In the event that either party breaches any provision of this Agreement, and the other party retains counsel to assist in and is successful in enforcing the terms thereof, the parties hereby agree that the breaching party will pay all attorney's fees, court costs, and expenses incurred by the other party in enforcing the Agreement.

29. It is further specifically understood and agreed by and between the parties hereto, that each party accepts the provisions herein made in lieu of and in full settlement and satisfaction of any and all of said parties' rights against the other for any past, present, and future claims on account of support, maintenance, alimony pendente lite, counsel fees, costs, and expenses, equitable distribution of marital property and any other claims of each party, including all claims raised by them in the divorce action pending between the parties.

30. All matters affecting the interpretation of this Agreement and the rights of the parties hereto shall be governed by the laws of the Commonwealth of PA.

COUNSEL FEES AND EXPERT FEES

31. The Plaintiff's claim for additional counsel and expert fees is denied and the award of Counsel Fees by prior Order of this Court dated April 1, 1992, is vacated.

ALIMONY, ALIMONY PENDENTE LITE

32. The Plaintiff's claim for alimony and additional alimony pendente lite is denied.

MASTER'S FEES AND EXPENSES

33. The Plaintiff shall pay 2/7 of the fees and expenses incurred by the Master and stenographer in regard to this matter.

34. The Defendant shall pay 5/7 of the fees and expenses incurred by the Master and stenographer in regard to this matter.

BY THE COURT:
Gordon R. Miller, J.

June 2, 1992 Motion for Payment of Master's Fee and Court Reporter's Fee and Order filed. AND NOW, this 1st day of June, 1992, upon consideration of the foregoing Motion, the Prothonotary of Crawford County is directed to make the following payments from the funds held by the Prothonotary in connection with the above-captioned action as follows:

1.) Rains Reporting Service	$ 45.00
2.) William L. Walker, Master	383.50
	$428.50

BY THE COURT:
Gordon R. Miller, J.

June 2, 1992 Copy of the Order to: James R. Irwin,Esq. and Joseph F. Kulwicki, Esq.

June 22, 1992 Motion For Return Of Master Fees filed.

June 22, 1992 Order filed. AND NOW, this 19 day of June, 1992, upon consideration oof the foregoing Motion, the Prothonotary of Crawford County is directed to return to Plaintiff, Mitzi McGinnis, the sum of $77.58 as her refund of the Master's fees deposited in the above captioned case.

BY THE COURT,
Anthony J. Vardaro, J

June 23, 1992 Copies of order put in box for Atty's Irwin, Kulwicki and Walker.

June 19, 1992 Petition For Refund Of Master's Fees and Order filed. AND NOW, this 19th day of June, 1992, upon consideration of the foregoing Petition, the Prothonotary of Crawford County is directed to refund to Thompson B. McGinnis, the sum of $243.92 as his share of Master's fees deposited in the above captioned case.

BY THE COURT,
Gordon R. Miller, J

June 23, 1992 Copies of order put in box for Atty's Irwin, Kulwicki & Walker

July 10, 1992 Petition To Remove Freeze On Joint Savings Account and Order filed. AND NOW, this 2nd day of July, 1992, upon consideration of the foregoing Petition, the restrictions imposed by the Order dated January 10, 1990 regarding the prohibition of withdrawals form the joint savings account No. 170811287 at Northwest Savings Bank in Meadville, Pennsylvania is hereby removed and said bank is directed to honor any request by the Plaintiff in regard to any withdrawal, transfer or continued deposit of said funds in said account.

BY THE COURT,
Gordon R. Miller, J

July 10, 1992 copies of order to Atty's Irwin, Kulwicki and Walker

Sept. 11, 1992 Qualified Domestic Relations Order filed. AND NOW, this 9th day of September, 1992, it appearing to the Court that:

1. The parties hereto were formerly husband and wife having been divorced on May 18,1992 by this Court at the above number.

2. Thompson B. McGinnis, Soc. Sec. #162-34-4044, hereinafter referred to as "Participant" is employed by Meadville Forging Company, P. O. Box 459, Meadville, Pennsylvania 16335 and is a participant in Meadville Forging Company Employees' Retirement Savings Trust and Plan, which is also comprised of amounts previously transferred from the Meadville Forging Employees' Retirement Profit Sharing Trust and Plan.

3. Mitzi C.McGinnis, Soc. Sec. #177-34-0353,. hereinafter referred to an"Alternate Payee" has raised claims for, inter alia, equitable distribution of marital property pursuant to the Pennsylvania Divorce Code,23 P.S.Section 101 et. seq.;

4. Thompson McGinnis' current and last known mailing address is P. O. Box 210, Meadville,Pennsylvania 16335;

5. Mitzi McGinnis' current and last known mailing address is 725 Azalea Drive, Meadville,Pennsylvania;

6. Thompson McGinnis' account in the aforementioned REtirement Savings Trust & Plan as reported by Meadville Forging Company, on March 31, 1987, was $8,209.92; his account in the aforementioned Profit Sharing Trust and Plan as reported by Meadville Forging Company on March 31, 1987 was$147,980.20 and 100% vested by the Participant, Thompson B. McGinnis. Said Plans have subsequently merged on July 1, 1989 forming the Meadville Forging Company Employees' Retirement Savings Trust and Plan.

IT IS ORDERED, ADJUDED AND DECREED as follows:

1. All of the aforementioned value of Meadville Forging's Retirement Savings Trust & Plan account consisting of $8,209.92 as of March 31,1987 and the Meadville Forgining Company Employees' Profit Sharing Trust and Plan account consisting of $147,980.20 as of March 31,1987 are marital property subject to distribution by this Court;

2. The sume of $140,000.00 from the Meadville Forging Company Profit Sharing Trust & Plan account, and $10,000.00 from the Meadville Forging Company Employees' Retirement Savings Trust & Plan Account is awarded to the Alternate Payee, Mitzi McGinnis, and shall be segregated as soon as practicable after issuance of this Order into an account in her name. The Participant, Thompson B.McGinnis, is awarded the remainder of the Meadville Forging Company Employees' Retirement Savings Trust and Plan;

3. The plan to which this Order applies is the Meadville Forging Company Employees' Retirement Savings Trust and Plan, or any Successor Plan.

4. The Alternate Payee, Mitzi McGinnis, shall have the same rights with regard to her portion of the accounts as are available to the Participant, Thompson B. McGinnis, with regard to his remaining portion of the account. These rights include but are not limited to the right to designate a beneficiary of the Meadville Forging Company Employees' Retirement Savings Trust and Plan,the right to elect from then existing payment dates and payment options, and the right to such increases in the value of the account as might occur as a result of the general upgrading of the Trust and Plan, Trust and Plan amendments, earned interest,profitability of Trust and Plan investments, etc., but not from increases in value which result from future increases in the Participant's compensation or his future contributions to the Trust and Plan. In no event shall the Alternate Payee have greater rights than those which are available to the Participant. The Alternate Payee is not entitled to any benefit not otherwise provided under the Trust and Plan.

5. Any reasonable costs incurred by the Plan Administrator to effectuate the terms and provisions of this Qualified Domestice Relation's Order shall be assessed against the parties such that the Alternate Payee pays 40% of the costs and the Participant pays the balance of the costs.

6. The Alternate Payee shall have the right to roll over any benefits distributed to her pursuant to the terms and provisions of this Order to a eligible retirement plan such as an Individual Retirement Account or to a Individual Retirement Annuity. This transfer will be considered a tax-free rollover of the benefits distributed provided that the balance to the credit of the Alternate Payee is distributed or paid within one (1) year of receipt.

7. The parties shall promptly notify the Meadville Forging Company Employees' Retirement Savings Trust and Plan Administrator of any change in their addresses from those set forth in this Order; and

8. The parties shall promptly notify the Meadville Forging Company Employees' Retirement Savings Trust and Plan Administrator or for determination of it's status as a Qualified Domestic RElations Order.

IT IS INTENDED that this Order shall qualify as a Qualified Domestic RElations Order under the Retirement Equity Act of 1984 as amended. The Court retains jurisdiction to amend this Order as might be necessary to establish or maintain its status as a Qualified Domestic Relation's Order under the Retirement Equity Act of 1984 as amended.

BY THE COURT:
Gordon R. Miller, J.

Sept. 14, 1992 Copy of the Order given to Attys. Irwin & Kulwicki.

Blystone & Blystone
Curtis E. Blystone

811.

Douglas Ferguson

SUSAN L. McCLAIN

vs.

MICHAEL L. McCLAIN

Filed Sept. 18, 1987
@ 10:27 A.M.
Wm Pineo, Mediator 177.00
Tax & entry $40.50
1 count 15.00
Mediation costs 82.00
William Pineo, Mediator
Mediation Costs $110.88
Pro Co Pd. 4.10.89. 5.00
Pro Co. Pd 12.5.88 - 9.00

1

Pro Co Pd 9-14-92 9.00
(7045)

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)
1 copy (mediator)

Sept. 18, 1987, Motion for Appointment of Child Custody Mediator and order filed. ORDER: AND NOW, Sept. 18, 1987, Upon presentation of the foregoing motion, WILLIAM PINEO, is appointed Child Custody Mediator in the above captioned action.

Robert L. Walker, J.

Sept. 18, 1987, copies to C. Blystone & W. Pineo.

Sept. 18, 1987 ORDER AND NOTICE filed. You, Michael L. McClain, defendant have been sued in Court to obtain Custody of the children: Chad K. McClain and Melinda R. McClain.

You are hereby ordered to appear in person at the Crawford County Courthouse before WILLIAM PINEO, MEDIATOR, at the time to be fixed by the mediator.

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

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

Crawford County Law Librarian, Crawford County Courthouse, Meadville, Pa. 16335
Tele; 814 336-1151.
Date: Sept. 18, 1987 Robert L. Walker, J.
1 copy (atty) 1 copy (mediator)

Received from Plaintiff 150.00
mediator Dep.
6-12-92

Paid Plff 9-1-92
Refund bal
Mediation Fee 52.50
Ck# 7021

Paid C.C. Comm
Mediation Fee
9-11-92 CK No 7046
88.50

Sept. 23, 1987 Petition By Indigent Party Under PA R.C.P. §1920.62 filed.

Sept. 23, 1987 ORDER filed. AND NOW, this 18th day of Sept. 1987, upon consideration of the foregoing Petition, Susan L. McClain, is hereby relieved of the obligation to pay the costs of pursuing her claim in divorce and ancillary claims, and is granted leave to proceed as an indigent party in forma pauperis, reserving the right to impose costs on the Defendant or Plaintiff if appropriate.

By The Court:
Robert L. Walker, J.

Sept. 23, 1987 Copy of Order to Atty. Curtis E. Blystone and William Pineo.

Nov. 23, 1987 Affidavit Of Service filed

1. The undersigned, Curtis E. Blystone, is attorney for the pl aintiff, Susan L. McClain, in the above action in divorce.
2. On September 24, 1987, affiant mailed a true and attested copy of the complaint in the above captioned action, with Notice to Defend and Claim Rights, together with the Order and Notice required by Pa.R.C.P. 1915.3(b), to the defendant Michael L. McClain addressed to his mailing address of P.O. Box 12, Meadville, Pennsylvania 16335, by certified mail posted at the Meadville, Pennsylvania Post Office being certified mail item no. P 262 135 940 as indicated by the "Receipt for Certified Mail" attached hereto. Said item of certified mail was restricted for delivery to the addressee only.
3. The aforesaid item of certified mail as delivered to the defendant, Michael L. McClaim, personally on September 29, 1987 as **indicated** by the return receipt attached hereto and signed by the defendant personally.

I verify that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities. Curtis E. Blystone

Dec. 3, 1987 Temporary Order filed. AND NOW; this 1st day of December, 1987, after Mediation of 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 minor children, Chad K. McClain and Melinda R. McClain
2. The mother shall have primary physical custody of the children from noon of the third Sunday in August each year through noon of the second Sunday in June of the following year. The father shall have primary physical custody from noon of the second Satruday of June of each year through noon of the third Sunday of the following August.
3. During the period when the mother has primary physical custody of her children, the father shallhave visitation with themon the fourth weekend of each month from noon of Saturday through 6:00 p.m. of the following Sunday. If circumstances prevent the father from exercising this visitation then he shall notify the mother by thursday at 9:00 p.m. and the parties shall arrange for alternate weekend visitation. If the father shall not have appeared in the exercise of his visitation rights by 1:00 p.m. on Saturday and has not called the mother to explaint why he is late, then the mother may assume that the visitation has been canceled and no alternate visitation need be arranged.
4. During the period when the father has primary physical custody of the children, then the mother shallhave visitation with their children for two weeks. She shall designate the two week period of visitation which she desires by May 15, of each year and said two week period may not coincide with the father's vacation from his work.
5. Holiday visitation shall be arranged as follows:

Holidays are defined as Christmas, Easter, Memorial Day, Labor Day and Thanksgiving, The holiday visitation period shall be from 9:00 a.m. to 6:00 p.. The father shallhave his children from Christmas 1987 and the parties shall thereafter alternate the holidays. The father shall also have the right of v . visitation with his children each year from December 26 at noon through December 31 at 7:00 p.m. For those years in which he has the children for visitation on Christams, his visitation shall be continuous from Christmas at 9:00 a.m. through December 31, at 7:00 p.m.

Continued on page 596

1987

Prather, Prather
& Pineo
Mark D. Prather
812.

Harry Faber White II

ALVIN L. KIMPLE, SR.

vs.
RICHARD WATKINS d/b/a
R. H. WATKINS SERVICE

Filed Sept 18, 1987
@ 3:00 P.M. issued

Tax & entry Paid $40.25 ✓
Pro Co Pd 11/20/87- 15.00 ✓
Pro Co paid 2/24/88 5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
HUBERT VOGAN, DISTRICT MAGISTRATE

Sept. 18, 1987, Rule Entered upon plaintiff to file Complaint Issued.

Sept 25, 1987 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Oct. 12, 1987, Complaint filed.

Nov 18, 1987 Answer and New Matter filed.

Nov 20, 1987, Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following arbitrators are appointed:
~~James R. Irwin,~~ Ch. Louis Musica
William Peters
David W. Pickens

Dec. 3, 1987 Arbitrators Take Qualifying Oaths

Jan 6, 1988 Upon Praecipe of Arbitrator James Irwin, his name is hereby withdrawn as arbitrator/chairman and Louis Musica, Esq. is substituted as arbitrator/chairman.

Jan. 15, 1988 Notice Of Arbitration Hearing filed.

Feb. 22, 1988, Decision of the ARbitrators filed in which they find in favor of the plaintiff for $1,500.00 plus $54.50 costs.
Decision entered 2/22/88 DECISION OF ARBITRATORS
W = 145, 185 James F. Simmons, Pro.

Feb. 22, 1988, copies of decision to Attys. Mark Prather, and Harry White.

Feb. 23, 1988, Upon praecipe of plaintiff attorney this case marked settled and discontinued of record.

1987

Stephen E. Hall

813.

Gerald Sullivan
Legal Services

DELBERT G. VARGASON AND CHRISTINE E. VARGASON, HIS WIFE, AND JEFFREY CHARLES VARGASON

vs.

VERONICA MAY HARKINS AND GLORIA J. ERNEST

Filed Sept. 18, 1987
@ 3:42 P.M.

Tax & entry Paid $40.50 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
You, Veronica May Harkins and Gloria J. Ernest, have been sued in court to obtain custody,partial custody, or visitation with the child Jamie Lee Vargason.
JOHN FULLER is hereby appointed mediator to hear this matter.
You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.
You are further ordered to bring with you, if in your physical custody, the above-named child.
You are directed not to move the above named child from the Com. of Pa. pending final order in this matter.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford County Bar Assoc. Ser. to the Public Comm. 310=312 Chestnut St, Meadville,Pa. 16335 Tele: 814 724-7719
Dated: 9/18/87
BY THE COURT,
P. Richard Thomas,J.

Oct. 23, 1987 Order filed. AND NOW, October 22, 1987, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDEREED AND DECREED AS FOLLOWS:
I. Legal and physical custody of the minor child, Jamie Lee Vargason, is with her mother, Veronica May Harkins, subject to the following conditions:
A. The maternal grandmother, Gloria J. Ernest, shall be entitled to visit and take the child into her custody for brief periods of time as agreed upon between her and her daughter, Veronica May Harkins.
B. The paternal grandparents, Delbert G. Bargason, Sr. and Christine E. Vargason shall be entitled to visit and take the child into their custody every other weekend beginning October 23, 1987 from 4:30 p.m. on Friday afternoon until 4:30 p.m. on Sunday afternoon. Responsibility for transporting the child to and from the grandparents' home shall be the grandparents, Delbert G. Vargason, Sr. and Christine E. Vargason.
C. Physical custody of the child, Jamie Lee Vargason, is placed withthe mother, Veronica May Harkins, subject to the condition that the mother reside in the residence of Charles Harkins and Evelyn Harkins of Youngsville, Warren County, Pennsylvania. The m other may not change residences without either securing Court approval or the written consent of Delbert G. Vargason, SR., Christine E. Vargason and Gloria J. Ernest.
II. This Order is entered without prejudice to the right of any party to request a further mediation conference at any time after June 1, 1988, without proving a substantial change of circumstances.
III. Cost of the Mediation conference shall be paid by Crawford County.
P. Richard, Thomas, J
Oct. 27, 1987 copies of order to Gerald Sullivan, Stephen Hall, Gloria Ernest and John Fuller

Dec. 2, 1987, ORDER filed. AND NOW, December 2, 1987, upon receipt of a report from Children and Youth Services relating to suspected abuse of minor child, Jamie VaRGASON, WHILE in the custody ofthe paternal grandparents and the court noting that the investigation into this allegation is ongoing and that a visit with the Vargason grandparents is scheduled for Cec. 4-6, 1987, this court directs that said visit be cancelled pending the outcome of the abuse investigation.
The court notes that counsel for Children and Youth Services intends to file either a juvenile court petition or a petition under this custody action inthe immediate future.
On completion of the abuse investigation the court requests a written report.
BY ORDER OFTHE COURT,
P. Richard Thomas, P.J.
Dec. 2, 1987, copies given to Atty. Stephen Hall and Gerald Sullivan.
Dec. 4, 1987, copy to JOhn Fuller, esq.

Dec. 17, 1987Order filed. Order: By prior order of December 2, 1987, we temporarily halted visits between the child and paternal grandparents because of an ongoing allegation of abuse and investigation thereof. The caseworker involved now petitions the court for a continuing termination of visits with the grandparents pending the outcome of the abuse investigation. It appears there is no doubt that the child was abused, but an extensive investigation is ongoing to ascertain the facts surrounding said abuse.
Accordingly, we hereby terminate visits between the child and the paternal grandparents, Delbert and Chris Vargason, until further order of court.
Dated: December 16, 1987
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Dec. 18, 1987 copies of order to Gerald Sullivan, Stephen Ha.. and John Fuller, esqs.

Continued on page 595

1987

Mason and Mason
M. Dan Mason

814.

FREDERICK L. HOOD AND PATRICIA A. HOOD, HIS WIFE
CARL BEARDSLEY, SINGLE
RICHARD L. CRIBBS, AND PATRICIA A. CRIBBS, HIS WIFE
AND CLARA MAY SHEAKLEY, SINGLE

vs.

WEST MEAD TOWNSHIP HEARING BOARD

Filed Sept. 18, 1987

Tax & entry Paid 9/23/87 $40.50 ✓
Pro & Pd 10/14/87 5.00 ✓

NOTICE OF APPEAL

Certiorari Issued

Sept 18, 1987, Certiorari issued, and copy of appeal, mailed to Neil Bohnert, Leslie Rd, Meadville, Pa. 16335, West Mead Hearing Board Ch.

Sept. 23, 1987, ORDER filed. AND NOW, this 23rd day of September 1987, upon presentation of and in consideration of the appeal, it is hereby ordered, adjudged and decreed that a hearing on the within appeal shall be held on the 29 day of Oct. 1987, at 1:00 P.M. in Courtroom No. 2, Crawford County Courthouse, Meadville, Pa. It is further ordered that written notice shall be given by counsel for the Appellants to William E. Starn and Stella M. Starn, within seven days after the zoning appeal is filed, by mailing said notice to them at R. D. #6, Franklin Pike, Meadville, Pa., 16335, by cert.mail, reurn receipt requested with an appropriate certificate of service to thereafter be filed with the Prothonotary.

BY THE COURT,
P. Richard Thomas, J.

Sept. 23, 1987, copy of order to Atty. D. Mason.

Oct 7, 1987 Motion for Discontinuance of Appeal and Order filed: AND NOW, Oct 7, 1987, Granted.
P. Richard Thomas, J.

Oct 9, 1987 Copy of order to Dan Mason, Esq.

1987

Joseph F. Kulwicki

815.

JOSEPH L. REYNOLDS

VS.

JANICE M. REYNOLDS

Filed Sept. 21, 1987

Tax & entry Paid $40.50 ✓

Pro Co Pd 7-6-88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 30, 1987 Affidavit of Service filed: VERONICA S. PHILLIPS, being duly sworn according to law, deposes and says that she is employed by Joseph F. Kulwicki, Esq., and as such, on September 24, 1987, she placed a certified copy of the Divorce Complaint in the matter above captioned, addressed to the defendant, as follows:

Janice m. Reynolds
P.O. Box 134
Presto, Pa. 15142

Said Divorce Complaint was sent certified mail, restricted delivery, deliver to addressee only, being certified mail item number P 401 445 569. The signature card for said certified mail item number was received by the office of Joseph F. Kulwicki, bearing the signature of the defendant as having received same on September 29, 1987.

The receipt and signature card for certified mail item number P 401 445 569 are attached hereto and made a part hereof.

Veronica S. Phillips

Jan 22, 1988 Affidavit of Consent of Plaintiff filed.

Jan 22, 1988 Affidavit of Consent of Defendant filed.

July 6, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

July 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, July 25, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore eixsting between

JOSEPH L. REYNOLDS and JANICE M. REYNOLDS

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

1987

Orton, Dunlavey &
Jeffery PC
Cathy M. Lojewski

816.

PAMELA K. EAKIN

vs.

ALVIN J. EAKIN

Filed Sept 21,1987

Tax & entry Paid	$40.50
3 counts paid	45.00
Sheriff's costs	22.56
Pro Co Pd 10-28-88	6.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES AND EXPENSES

3 copies (atty)

Dec. 29, 1987, Complaint Reinstated.

Jan. 29, 1988 Sheriff's Return filed. SERVED AND MAD EKNOWN TO Alvin J. Eakin personally the within named defendant by handing a true copy of the within Complaint to him on January 18, 1988 at 10:58 AM at his place of residence, 1502 Watter Street, Conneautville, Crawford County, PA.
So answer, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct 27, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

1987

Mary Ann Kirkpatrick

Bruce L. Smith

817.

Fuller, Kinnunen
Petruso & Gamble
Ann H. Gamble

Wayne Hundertmark

3/24/88 Recd. $60.55 From Defendant

4/7/88 Recd $60.55 from Plaintiff

Recd May 3, 1988
$60.55
Vivian Stoltz

Recd May 3, 1988
$60.55
Vivian Stoltz

6/17/90 Recd. $57.25
From Defendant
Recd 2-1-90
$57.25
Vivian Stoltz

2/22/90 Recd. $57.25 from Plaintiff
Recd 3-1-90
$57.25
Vivian Stoltz

6-13-95 Rec'd from Pltf Med. Fd 150.00

8-25-95 Pd Pltf Med Refund #9804 150.00

LANE D. BROWN

vs.

PAMELA S. BROWN

Filed Sept 21, 1987
at 11:18 A.M.

T ax & entry Paid $40.50
Pro Co Pd 2/9/88- 45.00
William Pineo, mediator
Mediator Cost 121.10
Pro Co. Pd 4/7/88 9.00
Pro Co Pd 7-21-88 9.00
Pro Co Pd 2/22/88 9.00

COMPLAINT IN DIVORCE UNDER 201(c) OF DIVORCE CODE
1 copy (atty)

Feb. 9, 1988, Petition for Related Claims Under the Divorce Code filed. (Equitable Distribution, Alimony, Attorneys Fees, Costs and Expenses, Custody) 1 copy (atty)

Feb. 9, 1988, Motion for Appointment of a Custody Mediator and Order filed. ORDER: AND NOW, this 9th day of Feb. 1988, WILLIAM PINEO is hereby appointed as Custody Mediator to hold a conference and to make a report to the court.
Robert 1. Walker, Judge

Feb. 11, 1988, copies of order to Attys. Bruce Smith, Ann Gamble and William Pineo.

Feb. 16, 1988, Acceptance of Service of copy of Petition for Related Claims and an Appointment for Custody Mediator, on the 12th day of February, 1988, by Bruce 1. Smith, attorney for plaintiff, filed.

Mar. 3, 1988 Temporary Order filed. AND NOW, this 2nd day of March, 1988, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of their minor children.
2. The children will reside with each parent on an alternate weekly basis, as at present, changing household every Sunday evening at 7:00 p.m.
3. Holidays and summer visits are not covered in the present Order because it is hoped that the parents will be able to work these out to their satisifaction. If not, further Mediation may be held on this issue. When the children are old enough to begin school and if that necessitates further changes then the parents may request further Mediation on that issue also.
4. Neither party shall expose the children to the company of paramours between the hours of 9:00 p.m. and 8:00 a.m.
5. Each party shall share with the other any and all information which he or she may have regarding the children's health, education and the major events in their lives.
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 children and neither shall to or say anything to blacken the character of the other in the eyes of the children.
7. The parties are free to make additional or laternative arrangements with respect to physical custody, and are encouraged to do so if that is appropriate Any such arrangements should be by mutual agreement only, inthe absence of which this Order shall govern strictly.
8. each party shall take such steps as are reasonably ncessary to make sure that his or her quarters are clean and fit for the presence of the children.
9. When transporting the children, each party shall see that the vehicle in which the children are riding is equipped with proper child's car seats and that the children properly use the motion restraints as required by law.
10. Costs and fees of this Mediation which are fixed at $121.10 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.
11. Either party may move the Court for a hearing de novo for a period of 30 days from date hereof. If neither party so moves, this ORder shall be considered permanent.

By the Court,
P. Richard Thomas, J

Mar. 7, 1988 Copies of order to Bruce Smith, Ann Hansen Gamble, Plaintiff Defendant and William Pineo

July 21, 1988 Agreement filed.

July 21, 1988 Acceptance of Service filed: AND NOW, this 30th day of September, 1987, I hereby accept service of a copy of the Complaint in Divorce on behalf of the Defendant, Pamela A. Brown, as proper service hereof.
Ann Hansen Gamble

July 21, 1988 Affidavit of Consent of Defendant filed.

July 21, 1988 Affidavit of Consent of Plaintiff filed.

July 21, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Aug. 23, 1988 **ORDER AND DECREE** filed.
AND NOW, to-wit, this 23 day of August, 1988, it is hereby ordered and decreed that Lane D. Brown, Plaintiff, and Pamela S. Brown, Defendant, are divorced from the bounds of matrimony.
It is further ordered and decreed that the Agreement entered into between the parties, dated July 13, 1988, be and hereby is approved in pertinent part as follows:
1. Pamela S. Brown will transfer to Lane D. Brown the entire interest which she may have in the marital residence in Venango County, the business known as Brown's Grocery Store in Pleasantville, Pennsylvania, and the sawdust business currently operated by Lane D. Brown, as well as all personal property currently in the possession of Lane D. Brown and associated with the operation of any of those businesses or preseently in the marital home, with the exception of those items listed on Exhibit A of the Agreement.
2. Lane D. Brown will pay to Pamela S. Brown the sum of Five Thousand Dollars ($5,000.00) within thirty (30) days of this Decree.
3. Lane D. Brown will assume all of the marital debts and any and all debts related to

Continued on page 603

1987

Knox, Graham McLaughlin
Gornall and Sennett Inc.
Richard A. Levick

818.

Anthony J. Vardaro
/James R./ Irwin
Crawford Co Solicitor

IN RE:
ASSESSMENT APPEAL PETITION OF LEONARD CHUTZ FROM ASSESSMENT DETERMINATION MADE

by

THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Sept. 21, 1987
at 2:15 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/23/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec. 7, 1987 Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant The Crawford County Board of Assessment Appeals filed.

On June 1988 Trial List

On October 1988 - Trial List ~ Non Jury

Sept. 22, 1988, Upon praecipe of plaintiff attorney, all causes and claims of action which were, or could have been, asserted in this action having been settled, adjudged and compromised, this action is hereby marked discontinued of record.

1987

McClure, Miller &
White
Thomas V. Myers

819.

WATERFORD AGWAY COOP, INC.
EDINBORO BRANCH

vs.

FRED DZARA, JR.

Filed Sept. 22, 1987
At 11:01 A.M.

Pro Simmons Paid $9.00
Plff on orig 9.50
Sat Pd. 9/13/90- 5.00

AGREEMENT TO REVIVE
of
DSB 1982 - 992

The undersigned hereby agrees that the judgment above be revived; Prothonotary has indexed judgment of revival in the amount of Twelve Thousand Three Hundred Sixty and 37/100 Dollars.

Dated.....Sept. 21, 1987
Debt.....$12,360.37
D - 64.....JUDGMENT

James F. Simmons,
Prothonotary

Sept. 13, 1990 This Judgment Satisfied.
(See Paper filed)

1987

Fuller, Kinnunen, Miller
Petruso & Gamble
Ann Hansen Gamble

820.

JOYCE C. WILLISON

vs.

GARY A. WILLISON

Filed Sept 22,1987
@ 11:34 A.M.

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Oct. 14, 1987 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 October 8, 1987, she sent a copy of the Complaint in Divorce to the Defendant by certified mail restricted delivery, postage prepaid, return receipt requested, to, Gary A. Willision, R.D.7 Meadowland drive, Meadville, PA 16335, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

July 7, 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 10-14-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

821.

Bozic & Thomas
John H. Bozic, Jr.

CLARENCE GRUNDY

vs.

ANN MARIE GRUNDY

Filed Sept 22, 1987

Tax & entry Paid	$40.50
1 count paid	15.00
William Jordan, Master	
Pro Co pd 5-19-89	9.00
State pd 5-19-89	10.00
Pro Co pd 10-25-89	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

Sept. 28, 1987 Affidavit of Service filed. AND Now, Sept. 28, 1987, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Clarence Grundy, 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 042 056 705, postmarked Sept. 24, 1987, to the last known address of the Defendant, Ann Marie Grundy, 547 Walnut St., Meadville, PA 16335.

3. That the Defendant, Ann Marie Grundy, on Sept. 24, 1987, 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. 5, 1987 Appearance of Bozic & Thomas by John H. Bozic, Jr. for Defendant filed.

Nov. 16, 1987 Petition for Special Relief Under the Divorce Code Pursuant to Pa. R.C.P. 1920.43 and ORDER filed. And Now, Nov. 12, 1987, after presentation of the Petition for Special Relief, a rule is issued upon the Defendant to show cause if any she has why she should not be required to sign a release of her survivor benefits under Plaintiff's Talon pension plan.

Hearing is scheduled for the 8th day of December, 1987, at 11:00 A.M., in Court Room No. 1 or 2 of the Crawford County Courthouse in Meadville, PA.

By the Court:
P. Richard Thomas, J.

Nov. 18, 1987 Copy of Order to Mary Ann Kirkpatrick, John H. Bozic,Jr., Attys.

Dec. 4, 1987 Defendant's Answer to Petition for Special Relief Under the Divorce Code Pursuant to Pa. R.C.P. 1920.43 filed

Dec. 4, 1987 Defendant's Answer to Complaint in Divorce and Counterclaim filed.

Dec 9, 1987 Order filed: AND NOW, December 8, 1987, at the time fixed for hearing, the parties have agreed that the Defendant would execute the required waiver of her survivor's rights under the Plaintiff's pension plan, such waiver being totally without prejudice to any rights she would have or may ultimately have in connection with the valuation of assets, the equitable distribution of marital property, and all other matters that might be related thereto, reserving to each party the right to present all necessary evidence concerning equitable distribution and value, and depending upon the ultimate decree of divorce that may be entered, either by agreement or after hearing and report by a Master, appropriate charges and/or credits may be made to either party to make an andjustment for the net effect of the waiver.

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

Dec. 11, 1987 Copies of order to Mary Ann Kirkpatrick and John Bozic, Esqs.

Jan. 8, 1988 Petition for Alimony Pendente Lite, Reasonable Counsel Fees, Costs and expenses and Alimony filed.

Jan 19, 1988 Plaintiff's Affidavit of Consent filed.

Feb 16, 1988 Income and Expense Statement of Plaintiff filed.

Apr. 12, 1988, Inventory and Appraisement of Clarence Grundy filed.

Nov. 28, 1988, Petition for Special Relief Under Divorce Code Pursuant to Pa. R.C.P. 1920.43, and order filed. ORDER: AND NOW, Nov. 28, 1988 after presentation of the Petition for Special Relief, a rule is issued upon the defendant to show cause if any she has why personal property in the marital residence should not be appraised.

Hearing is sc heduled for the 21st day of Dec. 1988 at 10:00 a.m. in C. R. No. 1 and 2 of the Crawford County courthouse at Meadville, Pa.

BY THE COURT
P. Richard Thomas, J.

Nov. 30, 1988, copies to Attys. M. Kirkpatrick and John Bozic.

Dec. 22, 1988, ORDER filed. And now, Dec. 21, 1988, at the time set for hearing counsel for the parties advised the court the matter has been amicably resolved, and the defendant wife has now consented to permit free access to the marital residence for the purpose of appraising the personal property therein. Accordingly, no hearing is necessary and the court considers the issue satisfactorily resolved by the parties.

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

Dec. 28, 1988 copies to M. Kirkpatrick and R. C. Thomas.

Jan. 17, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Jan 17, 1989 Motion for Appointment of Master in Divorce filed.

Continued on Page 581

David A. Schroeder

822.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
for Aardvark

Faderewski & Herrington
JOhn Newborg for
Burger King Rest; Lovco Inc; and S. Lovecchio

CHRISTOPHER MASON, AND HIS WIFE, SUSAN MASON

vs.

BURGER KING RESTAURANT AND LOVCO INC. AND SAM LOVECCHIO, AND AARDVARK ASSOCIATES

Filed Sept. 22, 1987
@ 2:15 P.M.
Issued.

Tax & entry Paid	$40.50
Sheriff's Costs	50.00
Sheriff's Costs	32.00
Pro Co Pd 1/30/92	6.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Oct. 12, 1987 Sheriff's REturn filed. SERVED Burger King Restaurant within named defendant on October 6, 1987 at 1:44 P.M. by handing a copy of the within Summons to Tony Gilbert, Manager and person in charge at the time, at their place of business, 276 North Street, Meadville, Crawford County, Pennsylvania.
Not Found as of October 6, 1987 as to within named defendant Lovco Inc. Address given at 1496 Conneaut Lake Roade, Meadville, PA is occupied by American General Insurance Company.
SERVED Sam Lovecchino within named defendant on October 6, 1987 at 1:43 P.M. by handing a copy of the within Summons to Tony Gilbert, Manager and person in charge at his place of business, Burger King Restaurant, 276 North Street, Meadville, Crawford County, Pennsylvania.
SERVED Aardvark Associates within named defendant on October 6, 1987 at 3:33 P.M. by handing a copy of the within Summons to Stacy Gray, Secretary, at their place of business 825 Cusseqago Road, Meadville, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. STewart, Sheriff

Oct. 22, 1987, Writ Reissued.

Jan 12, 1988 Sheriff's Return filed: SERVED AND MADE KNOWN to Sam Lovecchil personally the within named defendant by handing a true copy of the within Summons to him on November 19, 1987 at 1:27 P.M. at his residence, 276 North Main Street, Meadville, Crawford County, Pa.
SERVED Lovco, Inc. within named defendant by handing a true copy of the within Summons to Sam Lovecchio on November 19, 1987 at 1:28 P.M. at his residence, 276 North Main Street, Meadville, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar.7, 1990, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, for Aardvark Associates, on the the defendants in above case, filed.

APR. 6, 1990 , Appearance of Faderewski & Herrington, by John Newborg, attorneys for defendant Lovco, Inc., Burger king Restaurant, and Sam Lovecchio, filed.

Apr. 6, 1990, Upon praecipe of attorneys for defendants Lovco, Inc., Sam Lovecchio, and Burger King Restaurant, Rule entered upon Plaintiff to File Complaint, issued.

May 7, 1990 Complaint filed.

May 24, 1990, Answer, New Matter and New Matter Pursuant to Pennsylvania Rule of Civil Procedure 2252(d), filed. (on behalf of Lovco, Inc.)

May 30, 1990 Answer New Matter and new Matter Pursuant to Pa. Rule of Civil Procedure 2252(d) of Aardvark associates, filed.

June 12, 1990 Reply of Aardvark Associates, Inc. to New Matter Pursuant to Pennsylvania Rule of Civil Procedure 2252(d) of Defnednat Burger King Restaurant, Lovco, Inc. and Sam Lovecchio filed.

June 15, 1990, Plaintiff's Reply to New Matter of Defendant, Aardvark Associates, filed.

June 15, 1990, Plaintiff's Reply to New Matter of Defendants, Lovco INc. et al, filed.

July 25, 1990, Verifications of Christopher Mason filed. (3)

Aug. 13, 1990 Reply To New Matter filed.

Mar. 12, 1991 Transcript of Proceedings of Christopher Mason filed.

Mar. 12, 1991 Motion For Summary Judgment filed.

Mar. 12, 1991 Upon praecipe of defendant attorney the above matter is placed on the next available argument list.

1991 ~~May~~ April Argument list

Mar. 15, 1991 Motion of Aardvark Associates for Summary Judgment filed.
Mar. 15, 1991 Appendix to Motion of Aardvark Associates for Summary Judgment filed.

Mar. 15, 1991 Upon praecipe of Defendant Attorney the above matter is placed onthe next available argument list

1 9 9 1 A P R I L A R G U M E N T L I S T

July 29, 1991 Memorandum and Order filed: AND NOW, July 29, 1991, summary judgment is granted in favor of Burger King Restaurant, Lovco, Inc and Sam Lovecchio. The motion of Aardvark Associations for summary judgment is denied.
BY THE COURT,
Gordon R. Miller, P.J.
July 31, 1991 Copies of order put in Atty. Weiss's box and copies mailed to Attys. Schroeder and Newborg.

Jan. 27, 1992, Upon praecipe of plaintiff attorney, the above captioned matter is hereby marked settled and discontinued of record

1987

Watts, Pepicelli,
Youngs and Youngs PC
Alan L. Pepicelli

823.

ANTHONY D. MOTTILLO AND
JEANNE MOTTILLO, HIS WIFE

vs.

ALLSTATE INSURANCE COMPANY
AND ALLSTATE INDEMNITY
COMPANY

Filed Sept 22, 1987
@ 4:03 P.M.
Issued.

Tax & entry Paid $40.50
Sheriff's Costs 39.25
6.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Oct. 20, 1987 Writ Return filed. Before me, the undersigned authority, personally appeared V. DalBon who being duly sworn according to law, deposes and says that on the 6th day of October, 1987, at 12:00 P.M., he served Summons, filed at No. 823, Term, 1987, Crawford County Pennsylvania, upon defendant, Allstate Insurance Co. at GreenTree and Cochran Roads, Pgh., PA By making kn;own the contents thereof to Lori Slofer Claim Rep. and handing to and leaving with her the certified copy of the writ received from Crawford County Sheriff
So answers, V. DalBon, Deputy SHeriff
Eugene L. Coon, Sheriff
SERVED Allstate Insurance Company within named defendant by deputizing the sheriff of Allegheny County PA as per his affidavit of service hereto attached.
Served: October 6, 1987.
So answers, Howard N. Stewart, Sheriff

Feb. 17, 1989 Petition For Approval Of Settlement Claim For No-Fault Basic Loss Benefits Under 40 P.S. §1009.101, ET Seq., Findings of Fact and Order filed. AND NOW, this 17th day of Feb., 1989, the Court hereby approves the proposed settlement of the within no-fault claim asserted by Plaintiffs/Petitioners in the above-captioned case with distribution as follows:

1. Defendant, Allstate, shall pay the Petitioners, anthony D. Mottillo and Jeanne Mottillo, his wife, the sumof $9,000, including attorney's fees,said amount to be payable as follows:
   a. $1,044.00 to Watts, Ppicelli, Youngs and Youngs,PC, as attorney's fees.
   b. $25.60 to watts,Pepicelli, Youngs and Youngs PC, as payment of out-of-pocket costs advanced.
   c. $7,930.40 to Anthony D.Mottillo and Jeanne Mottillo, his wife.
2. Defendant, Allstate, shall pay record costs in this action.
3. Under the terms of this settlement, Defendant, Allstate, when it has paid the aforesaid sum, is discharged from paying further no-fault benefits.
4. In consideration of and upon the terms of the following settlement, this action shall be discontinued of record.

BY THE COURT,
Robert L. Walker, J.

Feb. 17, 1989 Copy of order to Alan Pepicelli

Watts, Pepicelli,
Youngs and Youngs PC
Christopher J.Youngs

824.

BRENDA S. REYNOLDS

vs.

ALAN D. REYNOLDS

Filed Sept 22,1987
@ 4:10 P.M.

Tax & entry Paid $40.50
Pro Co paid 4/8/88 15.00
Pro Co Pd 6/13/88 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 10, 1987 Affidavit Of Service filed. I, Christopher J. Youngs, hereby certify that I am Attorney for Plaintiff, Brenda S. Reynolds, in the within Action and that a true and correct copy of the Complaint in Divorce was sent certified mail, return receipt requested, deliver to addressee only to Defendant, Alan D. Reynolds, #196-648 LCC Pre-release, PO Box 69, London, Ohio 43140 on October 2, 1987, Said envelope is attached hereto and marked Exhibit "A". Divorce
Complaint was again mailed to the defendant at the above address on October 30, 1987 by First Calss U.S. Mail. Christopher J. Youngs

Dec. 23, 1987 Affidavit Of Consent of Plaintiff filed.

Apr. 8, 1988, Amended Complaint in Divorce filed. (adding alimony pendente lite, counsel fees, expenses and costs) 1 copy (atty)

Apr. 8, 1988, Motion for Hearing on Alimony pendente Lite, and Counsel Fees and Rule to Show Cause filed. RULE TO SHOW CAUSE: AND NOW, this 8 dayof April, 1988, upon presentation of the foregoing Motion for Hearing on Alimony Pendente Lite and Counsel Fees, a Rule is hereby issued upon defendant to appear and show cause, if any, why plaintiff should not be granted interim alimony pendente lite and counsel fees.
Said Rule sahll be returnable and a hearing held thereon on April 28, 1988 at 10:30 a.m. in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J

April 8, 1988, copies to Atty. Youngs

Apr. 8, 1988, Motion to Amend Divorce Complaint and Order filed. ORDER: AND NOW, Apr. 8, 1988, upon presentation and consideration of the foregoing motion to Amend Divorce Complaint the plaintiff is ehreby granted leave to file the attached Amended Complaint.

BY THE COURT,
P. Richard Thomas, J.

Apr. 8, 1988, copy to Atty. Youngs.

April 28, 1988 Motion to Continue and Order filed: AND NOW, upon consideration and presentation of the foregoing Motion to Continue said Hearing on Alimony Pendente Lite and Counsel Fees is hereby continued to May 26, 1988 at 9:00 a.m. o"clock, at the Crawford County Courthouse, Courtroom 1 or 2.

For the Court,
Imogene Yetman, Court Administrator.

April 28, 1988 copies to Atty. Christopher Youngs.

May 17, 1988 Affidavit of Consent of Defendant filed.

May 25, 1988, Motion to Withdraw Economic Count and order filed. ORDER: AND NOW, this 25th day of May 1988, upon presentation and consideration ofthe foregoing Motion, said counts are withdrawn.

BY THE COURT,
Robert L. Walker, J.

May 26, 1988, copies of order to Atty. C. Youngs.

June 7, 1988, Upon praecipe of plaintiff attorney, for Review, this case moved to court.

June 28, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, June 28, 1988, it is her eby ordered, adjudged and decreed that the marriage heretofore existing between

B R E N D A S . R E Y N O L D S and **A L A N D . R E Y N O L D S**

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.

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

1987

Blystone & Blystone Curtis E. Blystone 825.	COLONY SAVINGS BANK, F.S.B., FORMERLY FIRST FEDERAL SSAVINGS OF ERIE, A DIVISION OF COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION FORMERLY FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF ERIE vs. STEVEN C. BLACKMAN AND NANCY J. BLACKMAN Filed Sept 22, 1987 @ 4:14 P.M. Tax & entry Paid: $40.50 Sheriff's costs 26.00 Pro co pd 10/19/87 5.00	COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE 2 copies (sheriff) Oct. 1, 1987 Sheriff's Return filed. SERVED Nancy J. Blackman within named defendant on Sept. 25, 1987 at 3:30 p.m. by handing a true copy of the within Complaint to Marlea Durand, step-daughter, at their residence, 1130 Carmont Dr., Meadville, Crawford Co. PA. SERVED and made known to Steven C. Blackman personally the within named defendant by handing a true copy of the within Complaint to him, on Sept. 25, 1987 at 4:04 p.m. at his residence, 111 Crimson Dr., Meadville, Crawford Co.PA. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff Oct. 16, 1987 Upon praecipe of Plaintiff.Attorney this action is marked settled and discontinued of record.

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

826.

Vuono, Lavelle & Gray
William A. Gray

JUANITA C. VAUGHAN

vs.

WILLARD R. VAUGHAN

Filed Sept 23, 1987
@ 3:09 P.M.

Tax & entry Paid	$40.50
3 counts paid	45.00
Pro Co Pd 12-22-89	9.00
State Pd 12-22-89	10.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY/ ALIMONY PENDENTE LITE,COUNSEL FEES

1 copy (atty)

Sept. 29, 1987 Verification filed. I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 24th day of September, 1987 send by Certified Mail, Return Receipt Requested, Addressee ONly, to Willard R. Vaughan a true and correct copy of the divorce complaint filed at the above term and number at his last kno;wn address of Monroe Street, Bulter PA16001, as evidenced by the attached sender's receipt No. P-547-805-409 and that on the 28th day of September, 1987 I did receive the duly executed rturn receipt dated the 26th day of September, 1987.
James R. Irwin

May 19, 1988 Notice Of Service of Interrogatories filed.

Nov. 28, 1988, Answers to Interrogatories to Defendant filed.

Dec. 20, 1988, Appearance of Vuono, Lavelle & Gray, by William A. Gray, attorneys for defendant, filed.

Jan 13, 1989, Answer to Complaint in Divorce and counterclaim, filed.

July 18, 1989, Affidavit of Consent of plaintiff filed.

July 25, 1989 Affidavit Of Consent of Defendant filed.

Dec 20, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Dec. 29, 1989, AGREEMENT of Parties filed.

Dec. 29, 1989 **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 filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to section 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital property of the above named parties shall be divided in accordance with a Separation and Property Settlement Agreement dated July 7, 1989, 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 the Plaintiff shall be the sole owner of jointly owned real estate located at R.D.#3, Union City, Crwaford County, Pennsylvania, being the same land conveyed unto the Plaintiff and Defendant by a General warranty Deed, duly filed in the Recorder's Office of Crawford County, Pennsylvania at Deed Book Volume 493, page 960.

The conveyance shall be free of all liens and encumbrances and shall be under and subject to any covenants and restrictions of record.

Further, the Plaintiff and Defendant shall both transfer any and all interest that they have in that parcel of real estate located at R.D.#3, Union City, Pennsylvania described in the OFfice of Recorder of Deeds of Crawford County, Pennsylvania at Deed Book 538, Page 213 to their children, Michael A. Vaughan and Brenda S. Brown. ***

Further, it is ordered and decreed that the division of marital owned personal property shall be made in accordance with Paragraphs 5, 7, 8, 12, and 13 of the Separation and Property Agreement dated July 7, 1989, which in part, provides:

a) The Defendant shall be the sole and exclusive owner of all maritally owned personal property in the Defendant's possession. b) The Plaintiff shall be the sole and exclusive owner of all other maritally owned personal property. c) Additionally the Defendant sahll be the sole and exclusive owner of the 1979 Buick automobile and 1973 GMC Pick up truck. d) Wife shall be the sole and exclusive owner of the 1976 Cheverlot Nova automobile. e) The Plaintiff shall be the sole and exclusive owner of any pension, retirement plan, or IRA to which she may be entitled as a result of her employment or established by the Plaintiff at any time. f) The Defendant shall be the sole and exclusive owner of any monies received or to be received as a result of any accident involving the Plaintiff which occurred on April 22, 1986 in West Virginia and for which the Plaintiff has filed a Civil action in the United States District Court for the Northern District of West Virginia at No. 87-0069-W(k).

3. Alimony: In accordance with Paragraph 11 of the July 7, 1989, agreement neither of the parties hereto shall be awarded alimony.

4. Counsel Fees, Costs and Expenses: It is ordered and decreed that in accordance with Paragraph 6 of the Separation and Property Settlement Agreement dated July 7, 1989, that each of the parties shall be responsible for the payment of their own counsel fees, costs and expenses.

5. Other Matters: This Court acknowledges that the Separation and Property Settlement Agreement of July 7, 1989 provides for resolution of the issues of child custody and child support.

The Court recognizes that the issue of child custody has been resolved by a Consent Order entered by this Court at No. A.D. 1989-1107 and that the issue of child support has been resolved by a Consent Order of this Court at D.R. 1989-619.

6. A copy of the Separation and Property Settlement Agreement of the parties, dated July 7, 1989, which sets in further detail the agreement of the parties concerning the matters her ein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

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

This Orde rshall be effective as of this 29 day of Dec., 1989.

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

***Vickie L. Harbaugh, Carol J. Baumgartner, Willard J. Vaughan, Brian P Vaughan

1987

827.

IN THE MATTER OF THE SELECTION OF JURORS FOR THE YEAR 1988

Filed Sept 24, 1987
@ 11:43 A.M.

ORDER FOR SELECTION OF JURORS TO SERVE AS JURORS FOR THE YEAR 1988

ORDER:
AND NOW, September 23, 1987, Jury Commissioner Dorothy Kennedy is hereby directed to fill the jury wheel for the year 1988 with 1700 names, said names to be selected in accordance with the porvisions of the Jury Act (1980-78).

BY ORDER OF THE COURT

P. Richard Thomas, P.J.

Sept. 23, 1987, copies of order mailed to Mrs. Dorothy Kennedy, Jury Commissioner at 786 Clark St, Meadville, Pa. 16335, and Mrs. George Shaffer, Box 176 - 325 Franklin St, Linesville, Pa. 16424. (by Judge Thomas' sec.)

Feb. 19, 1988, List of Jurors whose names were placed in the Jury Wheel for the year 1988, and order filed. ORDER: We, the udnersigned, Judges of the Court of Common Pleas of Crawford County, Pa. hereby certify the foregoing to be a true and correct list of names of 1704 persons as placed in the Jury Wheel on Jan. 25, 1988.

P. Richard Thomas, Pres. Judge — Dorothy H. Kennedy, Jury Commissioner

Robert L. Walker, Judge — Arlene Shaffer, Clerk

Brian Lindsay

828

CAROL A. STARKEY

VS.

DONALD CALVIN

Filed Sept 25, 1987
@9:45 A.M.
Indigent filing

PETITION FOR RELIEF UNDER
PROTECTION FROM ABUSE

3 copies (atty)

Order:

AND NOW, this 25 day of September, 1987, upon motion of Brian Lindsay, 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, the following Temporary Protection Order is hereby entered:

1. The Respondent, Donald Calvin, is directed and prohibited from:

a) threatening, harassing or abusing the Petitioner and also from approaching the Petitioner or here residence until further Order of Court.

2. Petitioner is permitted to proceed without payment of costs, costs to be determined by the Court after hearing.

A true and correct copy of this Order shall be made on the Respondent by the Sheriff or by a competent adult in the same manner as a complaint in action in equity. A true and correct copy of the Order shall likewise be give to the Pennsylvania State Police Department which has appropriate jurisdiction to enforce this order.

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

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

Final hearing is scheduled for the 6th day of October, 1987, at 3:00 o'clock P.M. at Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville Pennsylvania 16335.

BY THE Court,
P. Richard Thomas, J.

Sept 28, 1987 Copies of order to Brian Lindsay, Esq.

Sept. 25, 1987 Praecipe to Proceed In Forma Pauperis and Order filed:

AND NOW, this 25th day of September, 1987, Carol A. Starkey, Petitioner in the above cited action, is granted leave to proceed In Forma Pauperis reserving the right to impose costs if appropriate.

BY THE COURT:
P. Richard Thomas, J

Sept. 28, 1987 Copies of order to Brian Lindsay, Esq.

Oct 2, 1987 Affidavit of Serice filed: I, Sandra Diedrick, depose and say that I am a competent adult; that I served the Petition for Relief Under the Petition from Abuse Act and Temporary Protection Order and Order for Hearing filed in the above matter on DONAL CALVIN, personally, by handing him a true and correct copy thereof and informing him if its contents at Boileau St., Meadville, Pa. 16335 approximately 3:30 P.M. on Friday Sept. 25, 1987
Date: 9/25/87 Sandra Diedrick

Oct. 5, 1987 Agreement And Consent Court Order and Order of Court filed. AND now, this 5th day of October, 1987, 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.

By The Court:
P. Richard Thomas,J.

Oct. 5, 1987 Copy of Order to Brian Lindsay, Esq.

1987

Mason & Mason
Joan D. Mason

829

Mary Ann Kirkpatrick

SUSANNE L. MASTERS

VS.

DAVID ARCHIE MASTERS

Filed Sept25, 1987
@ 2:50 P.M.

Tax & Entry	40.50
2 counts	30.00
William Pineo, Mediator	
Pro Co pd 5/4/89	9.00
State pd 5/4/89	10.00

COMPLAINT IN DIVORCE, CUSTODY
EQUITABLE DISTRIBUTION

1 copy (atty)

Sept. 30, 1987 Affidvit 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 Sept. 25, 1987, mail to the above Defendant, by certified mail #P-547-808-309, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by David A. Masters on Sept. 26, 1987, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason, Attorney

Dec. 23, 1987 Requestfor Custody Mediation and Order filed. And Now, december 23, 1987, the matter is assigned to william Pineo, Custody Mediator, for conference.
By the Court,
Robert L. Walker, J

Dec. 29, 1987 Copies of order to Joan Mason, Mary Ann Kirkpatrick and William Pineo

Feb 16, 1988 Affidavit of Consent of Defendant filed.

Sept. 9, 1988 Agreement and Consent Custody Order and Order filed. And Now September 9, 1988, upon presentation of the attached Agreement, the terms and provisions of the same are hereby entered as an Order of Court.
By The Court:
Robert L. Walker, J

Sept. 12, 1988 Copies of order to Joan Mason, Mary Ann Kirkpatrick and William Pineo

May 4, 1989 Affidavit Of Consent of Plaintiff filed.

May 4, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

May 17, 1989 STIPULATION AND DIVORCE DECREE FILED.
AND NOW, this 17 day of May, 1989 the court orders and decrees as follows:

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

2. REAL ESTATE: The parties hereto jointly own real estate located at R.D.# 1, Guys Mills, Pennsylvania. Plaintiff shall transfer all of her right, title and interest to said real estate, to the Defendant, by way of quit claim deed, upon a tender to wife of the monetary settlement noted below in paragraph 3, and upon payment by Defendant to Robert Land, of the full balance owed on the mortgage in his favor which encumbers said property, the principal balance upon which is $14,081.38. Defendant shall not record the quit c laim, deed until such time as the cash settlement has been paid to Plaintiff, and the balance on the mortgage has been paid to Robert Lang. Defendant shall assume as his sole obligation, any and all taxes, clalims damages or other expenses incurred in connection with said property.

3. MONETARY SETTLEMENT: Defendant shall pay to Plaintiff the sum of $27,885.56, said sum being due to Plaintiff in full at the time the decree in divorce is entered by the court, with Defendant to deposit said sum in full(together with the amount owed to Robert Lang as noted above) at the time that the stipulation to this divorce decree is signed by Defendant. The sum of $27,885.56, represents payment to Plaintiff for assets as noted below, including a $2,000.00 cash settlement:

a. Mellon Bank savings account - $38.59
b. Credit Union savings account - $278.69
c. Valic Annuity Account - $1,158.40
d. Child Support Arrearage - $256.00
e. Excess of husband's retirement benefits over wife's retirement benefits - $5,653.88
f. Half of net value of jointly owned Buys Mills real estate - $18,500.00
g. $2,000 .00 cash.
Total $27,885.56

4. DEBTS : Each party shall assume responsibility for any debts he or she may have incurred individually, either before the time the parties separated or thereafter, and shall hold the other party harmless therefore.

5. RETIREMENT BENEFITS: Defendant shall pay directly to Plaintiff, 10% of any benefit or retirement payment that he may receive from the United State military, as Plaintiff's share of said retirement income or benefit. On or before June 30th and December 31st of each year in which he receives benefits, he shall provide to Plaintiff, documentation in the form of xerox copies of the periodic payments on said benefits, so that Plaintiff shall have actual documentary evidenc e of his receipts from the military.

Defendant hereby relinquishes any right, title or interest he may otherwise have, in retirement benefits, or any individual retirement account, titled to or belonging to the Plaintiff.

Plaintiff hereby relinquishes any right, title or interest she may otherwise have, in retirement benefits, or any individual retirement account, titled to or belonging to the Defendant, with the sole exception of the division of benefits from the military as stated above.

6. LIFE INSURANCE: Defendant shall retain the proceeds of any life insurance policies insuring his life, which he may have already cashed in, and shall retain ownership of any life insurance policies insuring his life.

P,laintiff shall retain ownership of any life insurance policies insuring her life.

Any life insurance policies acquired during the marriage, insuring the lives of the children of this marriage, shall be maintained and the premiums paid by the Defendant, with no decrease in coverage. At such time as a child has gradduated from college, ownership of his or her policy shall be transferred to said child, or if said child does not graduate from college for any reason, ownership shall transfer to the child on his or her 23rd birthday. In the meantime, neigher party shall borrow or in any way reduce the value of said policy or policies, without specific written agreement ofthe other party hereto. Each party hereto shall have full access to the records involving the children's life insurance, and this order shall be deemed authority to allow the release of said information by State Farm, regarding any information pertaining to said life insurance policies insuring Alexis Roxanne Masters (birthdate April 3, 1979) and Benjamin David Masters (birthdaTE March 26, 1981)

Continued on Margin

7. 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.

8. WAIVER OF FILING OF DOCUMENTS: Neither party hereto shall be required to file an inventory and appraisement, nor an income and expense statement, as would otherwise have been required by the Rules of Civil Procedure. Each party is aware of the assets and debts of the other party hereto, sufficient to his or her own satisfaction.

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

Eckert Seamans Cherin & Mellott Edward G.O'Connor
~~Shafer, Swick, Bailey~~, (withdrawn)
~~Irwin & Stack~~
~~James R. Irwin~~

~~Gordon R. Miller~~
(withdrawn)

as of 12/25/97
CAPTION OF THIS CASE IS NOW:

North and South Shenango Joint Municipal Authority
vs.
Fred E. Baxter, Jr.

67 INDIVIDUAL MEMBERS

830

Douglas G. Linn, II

Anthony J. Vardaro

~~James L. Weisman for Thomas W. Trimm & Lawrence J. Yatch, for add'l dfts~~

John V. Adams, Jr. for himself, addit. dft. ✓

Harold Gondelman, Esq. for himself, addt. dft.

Terrence F. McVerry for himself, Add'l Dft.

John M. Quinn, Jr for William S. Smith

Paul Bogdon, for Shoemaker Costs....

~~Pro Co Pd 9/23/91~~	~~35.00~~
Pro Co Pd 9/3/91	9.00
Pro.Co. pd 8/23/94	5.00
ProCo pd 7/12/99	46.50
User's fee pd 7/12/99	5.00
Pro Co pd 7/12/99	46.50
User's fee pd 7/12/99	5.00

****

Continuation of Add'l Dfts.

****** and Harold Gondelman, Fred E.Baxter, Jr., Terrence F. McVerry, William S. Smith, Lawrence Yatch, and Thomas Trimm, individually,t/d/b/a Gondelman, Baxter, McVerry, Yatch & Trimm, a partnership, Additional defendants

PETER C. BAGGERMAN, CARL F. BARGER, WALTER J. BLENKO, JR., MICHAEL R. BORASKY, JANICE C. BOWERS, ROBERT M. BROWN, ROBERT L. BYERS, LAURA A. CANDRIS, CHRISTINE E. CARNAVOS, CARL CHERIN, CAROL PORELL COCHERES, MARY K. CONTURO, BARTON Z. COWAN, ROBERT W. DOTY, D. RICHARD FUNK, FRED W. GEORGE, RICHARD W. GLADSTONE, II, EDWARD J. GREENE, RICHARD I. HALPERN, ARNOLD I. HAVENS, JONATHAN K. HERGERT, DALE HERSHEY, JEFFREY M. JOHNSTON, MARGARET P. JOY, JOHN J. KEARNS, WILLIAM E. KELLEHER, JOHN R. KENRICK, W. GREGG KERR, EDWIN L. KLETT, WILLIAM L. KOVACS, MURRAY I. LITMANS, WILLIAM B. MALLIN, C. KENT MAY, ROBERT C. McCARTNEY, GEORGE M. MEDVED, CLOYD R. MELLOTT, JOHN J. MYERS, WILLIAM R. NUERNBERG, DENNIS J. O'BRIEN, EDWARD G. O'CONNER, RICHARD F. RINALDO, JAMES H. ROBERTS, ANDREW M. ROMAN, BRYAN D. ROSENBERGER, ELLEN M. SCHINDLER, WILLIAM H. SCHORLING, HOWARD D. SCHWARTZ, WILLIS A. SIEGFRIED, JR., ARNOLD B. SILVERMAN, THOMAS L. SNYDER MICHAEL R. STABILE, JR., RAY C. STONER, DAVID E. TUNGATE, JOHN W. UBINGER, JR., ALFRED W. VADNIAS, DENNIS L. VERALDI, RICHARD V. WESTERHOFF, MARK A. WILLARD, DALE E. WILLIAMS, ROBERT B. WILLIAMS, STUART A. WILLIAMS, C. ARTHUR WILSON, JR., DONALD C. WINSON, G. KENT WOODMAN, THOMAS A WOODARD, THOMAS D. WRIGHT, MARTHA A. ZATEZALO AND ROBERT C. ZIMMER, t/d/b/a ECKERT, SEAMANS, CHERIN, & MELLOTT, a partnership

VS.

NORTH & SOUTH SHENANGO JOINT MUNICIPAL AUTHORITY
John V. Adams, Jr., Edward G. Shoemaker, David P. McSorley, individually, t/d/b/a Adams, Shoemaker & McSorley, a partnership, its successors and assigns (continued in margin) *****
Filed Sept. 25, 1987
@ 3:29 P.M.

Tax & Entry Paid $40.50 ✓

Sheriff's Costs	27.07
Sheriff's costs	200.00
Sheriffs Costs	44.00
Pro Co Pd 12/5/91	9.00
Pro Co Pd 2/5/91	9.00
Pro Co Pd 5/30/91	9.00
Pro co pd 8/28/91	9.00
Pro Co Pd 9/13/91	35.00

Cont'd on margin

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

1 ✓Oct. 13, 1987 Appearance of Douglas G. Linn, II for the Defendant filed.

3 ✓Oct 20, 1987 Sheriff's Return filed: SERVED N & S Shenango Municipal Authority on October 6, 1987 at 12:03 P.M. by handing a true copy of the within Complaint to Linda Brown, General Manager, and person in charge at their place of business, R.D.#1, Box 12A, Jamestown, Crawford County, Pennsylvania.
So answer, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Howard N. Stewart, Sheriff

4 ✓Oct. 29, 1987, Preliminary Objections of defendant filed.

5 ✓Oct 30, 1987 Notice of Default Judgment filed.

6 ✓Nov. 5, 1987 Certificate of Readiness filed.

7 ✓Nov. 13, 1987, Upon praecipe of plaintiff attorney, for amended placement on the argument list, case placed on next argument list.

On December 1987 Argument List

8 ✓Dec 16, 1987 Motion to Dismiss Defendant's Preliminary Objections Pursuant to Local Rule 7 and Order filed: Denied.
BY THE COURT,
P. Richard Thomas, J.

Dec. 16, 1987 Copies of order to Douglas G. Linn, II, Esq. and James Irwin, Esq.

9 ✓Dec. 22, 1987 Appearance of Anthony J. Vardaro for Defendants filed.

On February 1988 Trial List-Non-Jury

10 ✓Jan 25, 1988 Demand for Jury Trial filed.

11 ✓Jan. 26, 1988, ORDER filed. AND NOW, Jan. 25, 1988, at the call of the nonjury trial list, the court finds preliminary matters are still pending, and the case should not have been placed on the nonjurylist, and accordingly, it is stricken.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Jan. 27, 1988, copies of order to Attys. James R. Irwin, Douglas Linn, II, and Anthony Vardaro.

12 ✓Feb. 26, 1988, RE: PRELIMINARY OBJECTIONS OF DEFENDANT RAISING NONJOINDER OF A NECESSARY PARTY - MEMORANDUM AND ORDER filed. ORDER: AND NOW, this 25 day of Feb. 1988, the Court will allow AS & M and GB to be joined as voluntary plaintiffs provided they consent to such joinder within 20 days of their receipt of court notice. Failure by said firms to consent to such consentual joinder will result in dismissal of the defendant's Preliminary Objections without further order of this Court but without prejudice tothe defendant's right to join said firms as additional defendants.
The Prothonotary shall forward a copy of this Memorandum and Order to AS & M and GB by certified mail and to ESC & M and Authority by regular mail.
BY ORDER OF THE COURT,
P. Richard thomas, P.J.
Feb. 26, 1988, copies of Memo and Order to attys. James Irwin, D. Linn, and A. Vardaro; And by Certified mail to AS&M and GB and ESC&M; and to the Auth. by reg. mail.

13 ✓Mar 7, 1988 Request for Production of Documents filed.

14 ✓Apr. 8, 1988, Motion to withdraw Appearance, Consent and Order filed. ORDER: AND NOW, 4/8/88 upon presentation and consideration of the within motion, Plaintiffs' counsel, James R. Irwin, Esquire, is hereby authorized to withdraw his appearance on behalf of the plaintiffs in the above entitled case. P. Richard Thomas, J.
Apr. 11, 1988, copies of order to Attys. J. Irwin, D. Linn and A. Vardaro.

15 ✓Apr 20, 1988 Appearance of Gordon R. Miller, Esq. for Defendants filed.

16 ✓Apr 22, 1988 Answer, New Matter and Counterclaim filed.

17 ✓Apr 22, 1988 Certificate of Service of Answer filed.

18 ✓May 26, 1988, Plaintiff's Reply to New Matter and Counterclaim and New Matter to Counterclaim filed.

19 ✓June 22, 1988 Reply To New Matter To Counterclaim filed.

Continued on page 280A....

20 July 20, 1988 Motion to Join Additional Defendants and Order filed: AND NOW, this 20 day of July, 1988, upon consideration of defendant's Motion to Join Additional Defendants in this action, it is ordered that said motion be and the same hereby is granted and defendant may file and serve upon all parties a copy of the within Motion, this Order and the attached Complaint Against Additional Defendants.

BY THE COURT,
P. Richard Thomas, Judge

COMPLAINT AGAINST ADDITIONAL DEFENDANTS FILED. 9 copies (atty) (Filed 7-20-88, included in above Motion and Order.)

Aug 9, 1988 Copies of order to all counsel of record.

21 Sept. 2, 1988, Preliminary Objections of Thomas W. Trimm, Esq. and Lawrence J. Yatch, Esq., on their own behalf, filed. (additional defendants)

22 Sept. 2, 1988 Preliminary Objections To Complaint To Join Additional Defendants filed.

23 Sept. 2, 1988 Preliminary Objections filed.

24 Sept. 8, 1988 Preliminary Objections To Complaint to Join Additional defendant filed.

25 Sept. 8, 1988, Preliminary Objections on behalf of Harold Gondelman, and Gondelman Baxter McVerry Smith Yatch & Trimm, additional defendants, filed.

26 Sept. 8, 1988 Sheriff's Return filed. Before me, the undersigned authority, personally appeared James Nelson who being duly sworn according to law, deposes and says that on the 12 day of August, 1988, at 1:08 P.M., he served Comp. Add. Deft., filed at No. 830 Term, 1987, Crawford Co. PA., upon defendant Wm. L. Smith, Esq. at 1300 One Oxford Ctr., Pittsburgh. By making known the contents thereof to Donna Gibson - recp. and handing to and leaving with her the certified copy received from Crawford.

Before me, the undersigned authority, personally appeared James Nelson, who being duly sworn according to law, deposes and says that on the 12 day of Aug., 1988, at 1:13 p.m., he served Comp. Add. deft. filed at No. 830 Term, 1987, Crawford Co. Pa., upon defendants Lawrence J. Yatch Esq. and Thomas W. Trimm, Esq. at One Oxford Ctr., Pittsburgh. By making known the contents thereof to John Doe - partner and handing to and leaving with him the certified copy received from Crawford.

Before me, the undersigned authority, personally appeared James Nelson, who being duly sworn according to law, deposes and says that on the 12 day of Aug. 1988, at 1:48 p.m.; he served Comp. ADd. Deft., filed at No. 830 Term, 1987, Crawford, Co. PA., upon defendant John V. ADams, Jr. Esq. at 310 Grant St., 1027 Grant Bldg., Pittsburgh. By making known the contents thereof to Robin Herron - Sec. and handing to and leaving with her the certified copy of received from Crawford.

Before me, the undersigned authority, personally appeared James Nelson, who being duly sworn according to law, deposes and says that on the 12 day of Aug. 1988, at 1:55 P.M. he served Comp. ADd. Deft. field at No. 830 Term, 1987, Crawford, Co. Pa., upon defendant Edward G. Shoemaker, Esq. at 4th floor - Grant Bldg., Pittsburgh. By making known the contents thereof to Marilyn Dorsey, REcp. and handing to and leaving with her the certified copy received from Crawford.

James Nelson, Deputy Sheriff
Eugene L. Coon, Sheriff

Before me, the undersigned authority, personally appeared GAil Carter who being duly sworn according to law, deposes and says that on the 12 day of Aug. 1988, at 11:09 a.m., she served Comp. ADd. Deft. field at No. 830 Term, 1987, Crawford, Co. Pa., upon defendnat Harold Gondelman, Esq. at 718 5th Ave., Pittsburgh. By making known the contents thereof to Harold and handing to and leaving with him the certified copy received from Crawford.

Before me, the undersigned authority, personally appered Gail Carter who being duly sworn according to law, deposes and says that on the 12 day of Aug. 1988, at 2:35 p.m, he served Comp. ADd. Deft. field at No. 830 Term, 1987 Crawford Co. Pa., upon defendnat David P. McSorley, esq. at 4600 Bayard St., Pittsburgh. By making known the contents thereof to David and handing to and leaving with him the certified copy received from Crawford.

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

Before me, the undersigned authority, personally appeared James Nelson, who being duly sworn according to law, deposes and says that on the 15 day of Aug., 1988, at 10:24 A.M., he served Comp. to join A.D. filed at No. 830 Term, 1987, Crawford, Co. Pa., upon defendnat Terrence F. McVerry ESq. at 1200 Pgh. Nat'l. Bldg., Pittsburgh. By making known the contents thereof to Paula Graham, Recp. and handing to and leaving with her the certified copy received from Crawford.

Before me, the undersigned authority, personally appeared James Nelson, who being duly sworn according to law, deposes and says that on the 15 day of Aug., 1988, at 11:10 A.M., he served Comp. Add. Deft. filed at No. 830 Term, 1987, Crawford, Co. Pa., upon defendant Fred E. Baxter, Jr. at 3 GAteway Ctr. 22nd Floor. By making known the contents thereof to Darlene Anderson and handing to and leaving with her the certified copy received from Crawford.

J. Nelson, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED John Adams, Jr. by deputizing the Sheriff of Alleghenty Co. PA. as per his AFfidavit of SErvice attached. SErved: 8-12-88.

SERVED DAvid P. McSorley by deputizing the Sheriff of Allegheny Co. PA as per his Affidavig of SErvice attached. Served: 8-12-88

SERVED Terrence F. McVerry by deputizing the Sheriff of Allegheny Co. PA. as per his Affidavit of Service attached. Served: 8-15-88

SERVED Fred E. BAxter, Jr. by deputizing the Sheriff of Allegheny Co. PA. as per his AFfidavit of Service attached. SErved: 8-15-88

SERVED Thoams W. Trim by deputizing the Sehriff of Allegheny Co. PA., as per his Affidavit of SErvice attached. SErved: 8-12-88.

SERVED Lawrence J. Yatch by deputizing the Sheriff of Allegheny Co. PA, as per his AFfidavit of Service attached. SErved: 8-12 88.

SERVED Harold Gondelman by deputizing the Sheriff of Allegheny Co. PA., as per his Affidavit of Service attached. SErved: 8-12-88.

SERVED William L. Smith by deputizing the Sheriff of Allegheny Co. PA., as per his Affidavit of Service attached. SErved: 8-12-88

SERVED Edward G. Shoemaker by deputizing the Sheriff of Allegheny Co. PA., as per his Affidavit of service attached. Served: 8-12-88

So answers,

Howard N. Stewart, Sheriff

27 Sept. 8, 1988, Preliminary Objections of Edward G. Shoemaker and David P. McSorley to Complaint Against Additional Defendants as filed by the North and South Shenango Joint Municipal Authority, filed.

28 Sept. 9, 1988 Notice of Intention to Take Default Judgment (to John V.,Adams, Jr.Esq.) filed.

29 Sept. 9, 1988, Notice of Intention to Take Default Judgment (to David P. McSorley, Esq.) filed.

30 Sept. 9, 1988, Notice of Intention to Take Default Judgment (to Edward G. Shoemaker, Esq.) filed.

RECORD CONTINUED ON PAGE 280B

31 Sept 15, 1988 Confirmation of Agreement Between Counsel for North and County Shenango Joint Municipal Authority and Counsel for Edward G. Shoemaker and David P. McSorley filed.

32 Sept 15, 1988 Preliminary Objections to Complaint to Join Additional Defendants filed.

33 Feb. 13, 1989, Upon praecipe of defendant attorney, preliminary objections listed as per court order below.

34 Feb. 13, 1989 ORDER filed. And now, feb. 13, 1989, this court s chedules argument and a pretrial conference on Preliminary Objections and any other pretrial matters at issue filed by various defendants for April 6, 1989, at 1:30 p.m. in Courtroom 1.

No preargument briefs in the usual form are required but if counsel believes certain cases are controlling of their position, they maypresent to the court at the time of the argument a shortlist of pertinent cases they believe are controlling of the issue raised by preliminary obmections or other pretrial petition.

Each law firm or individual attorney claiming attorney's fees and related costs are due to them by NSJMA shall forward to the court ten (10) days before the conference a concise list of all services billed, the amount already paid to them by NSJMA and the amount claimed to be still due. NSJMA will present a list of all sums paid to counsel by the Authority, both in the Federal court proceedings and in the breachof contract and receiver proceedings before this court.

A representative of each firm or the individual attorney claiming unpaid attorney's fees are stilld ue shall be present at the pretrial conference.

The court will explore setting a trial date with counsel.

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

Feb. 14, 1989, copies of order to allcounsel of record.

35 Apr. 5, 1989, Answer to Preliminary Objections of Harold Gondelman, Terrence F. McVerry William S. SMith, Lawrence W. Yatch, Thomas W. Trimm and John V. Adams, Jr. filed.

36 Apr. 5, 1989, Answer to Preliminary objections of Edward G. Shoemaker and David P. Mc Sorley, Additional Defendants, filed.

37 Apr. 5, 1989, Answer to Preliminary Objections of Fred E. Baxter, Jr., Additional Defendant, filed.

38 Apr. 6, 1989 Appearance of Weisman Bowen by James L. Weisman, Esq. for Lawrence J. Yatch and Thomas W. Trimm, Additional Defendants filed.

39 Apr 11, 1989 Statement of Costs and Fees Due Edward G. Shoemaker, Esquire, by North and South Shenango Joint Municipal Authority Pursuant to Court of Order of February 13, 1989 filed.

40 May 5, 1989 Petition For Recusal filed.

41 May 31, 1989 Motion For Removal of Counsel filed.

42 June 27, 1989 Reply Of Additional Defendants Edward G. Shoemaker and David P. mcSorley To The "Motion For Removal Of Counsel" of Defendnat NOrth and South Shenango Joint Municipal Authority filed.

43 June 27, 1989 Objection of Additional Defendants Edward G. Shoemaker and David P. McSorley To Scheduling A Hearing On The Motion For Removal of Counsel As Requested By Defendant North And South Shenango Joint Municipal Authority filed.

44 July 17, 1989, Motion for Partial Summary Judgment, filed on behalf of plaintiffs, filed.

45 July 17, 1989, Upon praecipe of plaintiff attorney, this case placed on next argument list.

ON ARGUMENT LIST FOR AUGUST 1989

46 Aug. 3, 1989, Appearance of JOhn V. Adams, Jr. Esq. on behalf of John V. Adams, Jr. (himself) one of additional defendants, filed.

47 Aug. 11, 1989, RE: MOTION FOR PARTIAL SUMMARY JUDGMENT - ORDER filed.
ORDER: AND NOW, August 11, 1989, argument on Motionf or partial summary Judgment in the above captioned matter is hereby set for Sept. 28, 1989, at 10:00 a.m. in Courtroom No. 1, of the Crawford County Courthouse, Meadville, Pa.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Aug. 14, 1989, copies mailed or put in box of all attorneys of record. (on said order)

48 Sept. 26, 1989, Reply to Motion for Partial Summary Judgment filed.

49 Feb 1, 1990 Re: Preliminary Matters, Dispostion Orders and Court Rulings filed:

COURT RULINGS

1. Preliminary Objections, 2. Motion to Recuse Judges, 3. Motion to Remove Attorney Shoemaker,

Order

And Now, January 30, 1990, we will not permit Attorney Shoemaker to represent himself or Mr. McSorley as this case progress toward trial. Each of these former partners are Additional Defendants in this case and must assume therole of a party to the aciton and cannot act as their own counsel or counsel for each other.

We will proceed on the assumption Mr. Bogdon will continue to represent Shoemaker, and we direct McSorley to designate Bogdon or other counsel to represent his interests in this case.

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

4. Plaintiff's Motion for Partial Summary Judgment,

Pertinent Facts
Discussion

1. The Conflicting Affidavits , 2. Inability to Initiate Discovery, 3. Unconscionability of the Contract and Violation of a Rule of Professional Conduct, 4. Authority' Objection to Withdrawal of Plaintiff as Co-Counsel

Continued on Page 280(c)

Peter C. Baggerman, et al
vs.
N & S. Shenango
and
John V. Adams et al
and
Harold Gondelman et al

Record Continued from Page 280(c)

of

AD 1987-830

****

ORDER

And now, January 30, 1990, Plaintiff's Motion for Partial Summary Judgment (Count 1 only) is granted and judgment is entered in favor of the Plaintiff in the amount of $124.539.58.

BY THE COURT,

P. Richard Thomas, P.J.

RE: PETITION FOR RECUSAL

MEMORANDUM AND ORDER

Order: AND NOW, Jan 30, 1990, for the reason set forth above, we deny the request that Judge P. Richard Thomas recuse himself from presiding in any phase of the present litigation. See Supplemental Memorandum of Judge Robert L. Walker attached hereto.

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

SUPPLEMENTAL MEMORANDUM

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

Feb 2, 1990 Copies to all counsel of record.

50 ~Feb. 13, 1990, Motion for Extension of Time and Order of Court filed. ORDER OF COURT: AND NOW, to-wit, this 14 day of Feb. 1990, the foregoing motion having been submitted tothe court upon consideration thereof it is ORDERED, ADJUDGED AND DECREED that Harold Gondelman be and hereby is granted anextension of time to April 2, 1990, within which to answer the compalint to join additional defendants in the above captioned action.

BY THE COURT,
P. Richard Thomas, J.

Feb. 21, 1990, copies of order to counsel of record.

51 ~Feb. 22, 1990, Withdrawal of Appearance of Gordon R. Miller, for plaintiffs filed; appearance withdrawn.

52 ~Feb 22, 1990 Plaintiffs' Motion to Amend Order of Court of January 30, 1990 Granting Partial Summary Judgment filed.

53 ~Feb 28, 1990 Motion to Reconsider and Strike Court Order of January 30, 1990 Refusing Additional Defendant, Edward G. Shoemaker, Esq. Permission to Represent Himself filed.

54 Feb 28, 1990 Answer and New Matter and New Matter in the Nature of Cross anc Counter Claims by Additional Defendants, Edward G. Shoemaker and David P. McSorley to Original Defendant's Complaint Against Additional Defendant filed.

55 ~Feb 28, 1990 Motion for Reconsideration and Order filed: AND NOW, this 26 day of February, 1990, upon consideration of the foregoing Motion for Reconsideration, argument is set for the 5 day of April, 1990 at 1:30 o'clock p.m. in Courtroom No. 1, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J.

Mar 1, 1990 Copies of order Mailed to all counsel of record, also copy put in Atty. Barco's box.

56 ~Feb 28, 1990 Re: Plaintiffs' Motion to Amend Order to Add Interest to Summary Judgment Entered and Order filed: AND NOW, February 28, 1990, argument on Plaintiffs' Motion to Add Interest to Summary Judgment is scheduled for argument April 5, 1990, at 1:30 p.m., before the undersigned, at the same time the Authority's Motion for Reconsideration of entry of summary judgment is argued.

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

Mar 1, 1990 copies of order to all counsel of record.

57 ~Feb 28, 1990 Reply to Plaintiffs' Motion to Amend Order of Court of January 30, 1990, Granting Partial Summary Judgment filed.

58 ~Mar. 5, 1990 Answer, New Matter and Counterclaim of Additional Defendant, John V. Adams,Jr filed.

59 ~Mar. 20, 1990 Appearance of Quinn, Gent, Buseck & Leemhuis, Inc by John M. Quinn, Jr. for Additional Defendant William S. Smith field.

60 ~Mar. 29, 1990 Preliminary Objections Of North & South Shenango Joint Municipal Authority To The Counterclaim of Additional Defendant, John V. Adams, Jr filed.

61 ~Mar. 30, 1990 Answer Of Additional Defendant, William S. Smith filed.

62 Apr. 3, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Gordon M. Dillon Butler County Deputy Sheriff who being duly sworn according to law, deposes and says that onthe 16 day of March, 1990, at 9:04 a.m., he served Answer and New Matter, et al, filed at No. AD 1987-830 Term, 19, Crawford County, Pennsylvania, upon defendnat Atty. Douglas G. Linn, II at 108 E. Diamond ST., Butler, Penna. City of Butler, Butler County By making known the contents thereof to Ms. Maria Malloy, Secretrary in Charge and handing to and leaving with her the certified copy of the answer & New Matter Etc. received from Sheriff of Crawford Co.

So answers,
Gordon M. Dillon, Deputy Sheriff
Dennis C. Rickard, Sheriff

SERVED on the within named defendant, attorney Douglas G. Linn, II, by deputizing the Sheriff of Butler County, PA, as per his affidavit of service hereto attached, SErved March 16, 1990 at 9:04 a.m.

So answers,
Howard N. Stewart, Sheriff

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Eckart, Seamans, et al
vs.
N & S Shenango J. M.
vs.
John V. Adams et al

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of record.

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63 Apr. 3, 1990 Preliminary Objections To Answer and New Matter In The Nature Of Cross And Counterclaim By Additional defendants Edward G. Shoemaker and David P. McSorley filed.

64 Apr. 3, 1990 Petition For Attorneys Fees Pursuant To 42 P.S. 2503 filed.

65 April 5, 1990 Answer of Additonal Defendant, Harold Gondelman and New Matter filed.

66 April 5, 1990 Notice of Default filed.

67 April 6, 1990 AND NOW, April 5, 1990 after argument on motions regarding adding interest to summary judgment and listening to arguments in oppostion thereto, and after a chambers conference with counsel invovlved to clarify certain issues further, the court take the matter oadding interest and reconsideration of its order entering summary judgment under advisement for a period of thirty (30) days, after which the Court will make a decision in due course.

RE: ATTORNEY SHOEMAKER'S MOTION TO STRIKE ORDER PREVENING HIM FROM REPRESENTING HIMSELF AS COUNSEL

AND NOW, April 5, 1990, after argument, the Court refuses to change its original order on this issue.

RE: SERVICE OF PAPERS

AND NOW, April 5, 1990, there apparently is some confusion regarding service of papers upon counsel for the Authority. Chief Counsel Linn this date advises the Court that he retained the Services of Crawford County Attorney Anthony Vardaro solely for the purpose of filing papers and to avoid Attorney Linn having to file motions in motion courts just as a convenience. Accordingly, Attorney Vardaro will not be taking an active part in this case, and the Court DIRECTS that all pleadings, notices or other files in this cse be directed to Attorney Linn, Chief Counsel for the Authority.

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

April 6, 1990 Copies of order mailed to all counsel of record and put in Atty. Vardaro's box.

68 Apr. 23, 1990 Reply To New Matter Of Additional Defendant William S. Smith filed.

69 Apr. 23, 1990 Reply To New Matter of Additioanl Defendant, Harold Gondelman filed.

70 Apr. 25, 1990 Upon praecipe of Additional Defendants' and Cross Claim Plaintiffs', Edward G.Shoemaker and David P. McSorley, pursuant to Pennsylvania Rules of Civil Procedure Section 229, the above is markes discontinued of the Cross Claim filed against Douglas P. Linn.

71 April 25. 1990 See Motion for Argument and/or Hearing entered at ******* below.

72 May 2, 1990 Reply Of Additional Defendants' Edward G. Shoemaker and David P. McSorley To Preliminary Objections Of NSSJMA To The Crossclaim Filed Said Additional Defendants filed.

73 May 2, 1990 Reply Of Additional Defendants Edward G. Shoemaker, David P. McSorley to NSSJMA Petition For Attorney Fees Pursuant To 42 P.S. 2503 filed.

74 May 4, 1990 Reply Of Additional Defendants' Edward G. Shoemaker and David P. McSorley To Preliminary Objections Of NSSJMA To The Counterclaim Filed Said Additional Defendants filed.

71 **********April 25, 1990 Motion for Argument and/or Hearing and Order filed: AND NOW, this 9 day of May, 1990, upon consideration of the foregoing Motion for Argument and/or hearing, said Motion is granted. The Authority's Preliminary Objections to Additional Defendant Adams, Preliminary Objections to the Answer, New Matter, and Counter Claims of Additional Defendants Shoemaker and McSorley, and Petition for Attorneys Fees Pursuant to 42 P.S. 2503 will be heard by the court on the 29th day of June, 1990, Crawford County Courthouse, Courtroom No. 1 before Judge Thomas.

Petitioner's Brief is due twenty (20) days prior to argument. Respondent's brief is due ten (10) days prior to argument.

BY THE COURT,
P. Richard Thomas, Judge

April 6, 1990 Copies of order mailed to all counsel of record and copy put in Atty. Vardaro's box.

75 May 22, 1990 Motion and Order filed: AND NOW, this 21 day of May, 1990, following consideration of the within Motion, the Authority is directed to file a Reply Brief to Plaintiff's Motion to Amend the Judgment to Include Interest and a Supplemental Brief to its Brief filed at oral argument in lieu of rescheduling oral argument.

Said Briefs to be due on or before July 2, 1990.

BY THE COURT,
P. Richard Thomas, Judge

May 22, 1990 Copies of order mailed to counsel of record and copy put in Atty. Vardaro's box.

76 May 22, 1990 Response to Defendants' Motion for Reconsideration filed.

77 June 4, 1990 Answer and New Matter on Behalf of Additional Defendants Lawrence J. Yatch and Thomas W. Trimm filed.

78 June 18, 1990 Upon Praecipe of Attorney for Edward G. Shoemaker and David P. McSorley , Count II - Malicious Use of Process - of the Counterclaim of Edward G. Shoemaker and David P. McSorley Against NSSJMA is hereby discontinued.

79 June 28, 1990, Certified from the Record of Supreme Court of Pennsylvania, Western District No. 45 W. D. Miscellaneous Docket 1990:

6/21/90 Petition for Assumption of Plenary Jurisdiction Pursuant to King's Bench Power and Petition for Stay Pending Determination by This Honorable Court, filed.

ORDER: AND NOW this 27th day of June, 1990, upon consideration of the Petitioner's Petition for Assumption of Plenary Jurisdiction Pursuant to King's Bench Power and request for stay pending determination of the merits fo the Petition and it appearing that responses to the Petition and request for stay are not required to be filed until at least June

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Peterman Baggerman et al

vs.

North and South Shenango Joint Municipal Authority, et al

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29, 1990, and it furthermore appearing that a hearing with respect to issues which are the subject of this Petition is set for June 29, 1990 in the Court of Common Pleas of Crawford County, it is hereby ORDERED that all matters be stayed until further order of this court.

Stephen A. Zappala
Justice of the Supreme Court

June 28, 1990, copy of acknowledgement mailed to Supreme Court.

80 July 12, 1990 Certification from supreme Court of Pennsylvania, Certified from the reCord as follows: 6/21/90 Petition for Assumption of Plenary Jurisdiction pursuant to king's Bench power and Petition for Stay pending Determination By This HOnorable Court, filed.
7/5/90 Answer of north and South Shenango JOint municipal Autho;rity to petition of David P. McSorley and Edward G. Shoemaker for Assumption of plenary Jurisdiction Pursuant to king's Bench Power, filed.

ORDER

"AND NOW, THIS 11th day of July, 1990, upon consideration of the Petitioners' petition for Assumption of Plenary Jurisdiction PUrsuant to King's Bench Power and request for stay pending determination of the merits of the Petition and after review of the aforesaid petition and the Answer filed on behalf of NOrth and South Shenango Joint municipal Authority, it is her eby ORDERED that the stay entered by this Court on June 27, 1990 is dissolved, and that consideration of the petitioner's peti tion for Assumption of Plenary jurisdiction PUrsuant to King's Bench Power shall proceed.

Stephen A. Zappala
justice of the Supreme Court

July 12, 1990 copy of acknowledgement mailed to Supreme Court.

81 Sept 10, 1990 Order filed: And Now, this 10th day of September, 1990, after the receipt of the Order of the Supreme Court of Pennsylvania denying supersedeas on the Petition for Plenary Jurisdiction under King's Bench Power, we not set hearing for argument on October 5, 1990, at 1:30 p.m., in Courtroom No. 1 on the following pretrial matters currently pending:

(1) Plaintiff ESC&M's Motion to Amend Order of January 30, 1990 to include prejudgment interest at 6% per annum;

(2) Defendant N&SSJMA's Motion for Reconsideration of our Order of January 30, 1990, granting partial summary judgment on Count 1 of Plaintiff's Complaint;

(3) Defendant's Preliminary Objections to Additional Defendant's McSorley and Shoemaker's cross-claims against N&SSJMA; and

(4) Defendant N&SSJMA'S petition for attorney's fees for malicious use of process.

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

Sept 11, 1990 Copies of order to all counsel of record.

82 Sept 20, 1990 Additional Order filed: And now, September 20, 1990, in response to Attorney John V. Adams' inquiry as to whether the Preliminary Objections Of NSSJMA to the Joh V. Adams Counter-claim are to be argued October 5, 1990, at 1:30 P.M., the Court hereby directs that these Preliminary Objections be added to the original list of matters to be argues as set forth in this Court's Order of September 10, 1990.

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

Sept 20, 1990 Copies of order mailed to Attys. Adams and Linn per request of Ct. Adm.

83 Oct 3, 1990 Motion to Continue Hearing and Order filed: AND NOW, this 3rd day of October, 1990, upon presentation and consideration of the within Motion is denied.

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

Oct 3, 1990 Copies of order mailed or given to all counsel.

84 Oct. 19, 1990, UPon praecipe of additional defendants Edward G. Shoemaker and David P. McSorely, Count III - Negligence of the Counterclaim of Edward G. Shoemaker and David P. McSorly Against NSSJMA, is hereby discontinued of record.

85 Oct 29, 1990 Memorandum and Order filed: AND NOW, October 29, 1990,

(1) The Court denies the Defendant's Motion for Reconsideration of the grant of Summary Judgment, and affirms the Summary Judgment of January 30, 1990;

(2) The Court denies the request to add prejudment interest to the Summary Judgment, and the Plaintiff may present such claim to the trier of fact;

(3) The Court sustains the Preliminary Objections of the Defendant Authority to the counterclaims in assumpsit asserted by the Additional Defendants. The Additional Defendants shall have 45 days from this date to amend such pleadings consistent with the opinions herein set forth.

BY ORDER OF THE COURT,
P. Richard Thomas, Senior Judge

Oct 30, 1990 Copies of mailed or given to all counsel of record.

86 Nov. 16, 1990 Amended Counterclaim of Additional Defendant, John V. Adams, Jr. filed.

86A Dec. 10, 1990, Amended Counterclaim Complaint of Additional Defendatn Edward G. Shoemaker Pursuant to Court Order of October 29, 1990, filed.

87 And Now, Feb. 5, 1991 at 1:22 p.m., Upon praecipe of counsel of North & South Shenango Joint Municipal Authority, Judgment is hereby entered in favor of the Original Defendant and Against the Additional Defendant Terrence F. McVerry. (see paper filed for averments in support of judgment)
Judgment entered 2/5/91
M - 164
(certificate of service attached)

JUDGMENT
James F. Simmons,
Prothonotary

88 And Now, Feb. 5, 1991 at 1:39 p.m., Upon praecipe of counsel of North & South Shenango Joint Municipal Authority, Judgment is hereby entered in favor of the Original defendant and Against the Additional Defendant Fred e. Baxter for failure to answer. (see paper filed for averments in support thereof)
Judgment entered 2/5/91
B - 65
(certificate of service attached)

JUDGMENT
James F. Simmons,
Prothonotary

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89 Feb. 8, 1991, Answer and New Matter to the Complaint Against Additional Defendants, filed.

90 Feb. 12, 1991, Rep ly to New Matter of Additional defendants Lawrence J. Yatch and Thomas W. Trimm filed.

91 Feb. 12, 1991, Certificate of service of above Reply filed.

92 Feb. 20, 1991 Petition to Open Default Judgment and ORDER of COURT filed.AND NOW to wit, this 19 day of Feb., 1991, upon consideration of the foregoing Petition and upon Motion of Terrence F. McVerry, Esquire, Additional Defendant, it is hereby Ordered, Adjudged and Decreed that the default judgment heretofore entered in the within action against said Additional Defendant, Terrance F. McVerry, Esquire, be and the same is hereby opened and said Additional Defendant shall file his Answer forthwith.

By The Court:
P. Richard Thomas, S.J.

Feb. 20, 1991 Copy of Order to Atty. Terrence McVerry; copies mailed to all counsel of record; copy placed in Anthony Vardaro's box.

93 Feb. 21, 1991 Answer and New Matter Of Additional Defendant, Terrence F. McVerry filed.

94 April 19, 1991 @ 9:20 a.m. Upon Praecipe of Attorney for Additional Defendant, Edward G. Shoemaker Judgment is hereby entered in favor of the Additional Defendant, Edward G. Shoemaker, and against the Original Defendant, North and South Shenango Joint Municipal Authority, for failure to file an Answer to the Amended Counterclaim Complaint of Edward G. Shoemaker.
N-184

JUDGMENT
James F. Simmons
Prothonotary

Apr. 19, 1991 Judgment entered.

**(see May 10, 1991 filing below)

95 AND NOW, May 20, 1991 at 1:25 p.m. upon praecipe of John V. Adams, Jr. judgment is hereby entered in favor of Additional defendant, JOhn V. Adams, Jr., and against the Original Defendant, North & South Shenango Joint Municipal Authority, int his action for failure to file an Answer to the Amended Counterclaim Complaint of John V. Adams, Jr.
N-184

JUDGMENT
James F. Simmons
Prothonotary

May 20, 1991 Judgment entered

95A ** May 10, 1991, Motion to Sever and To Enter Final Judgment filed.

95B May 10, 1991, Motion for Summary Judgment on Defendant's Counterclaim filed.
****See Motion to Strike and, Alternatively, Petition to Open Default Judgment and Order at *****below.

96 May 20, 1991, RE: PLAINTIFF"S MOTION TO SEVER COUNT I OF IT'S COMPLAINT AND ENTER FINAL JUDGMENT and MOTION FOR SUMMARY JUDGMENT ON THE DEFENDANT'S COUNTERCLAIM AGAINST PLAINTIFF - ORDER filed. AND NOW, this 17 day of May 1991, upon the above referenced motions of the plaintiff, we grant a Rule to Show cause why the above motions should not be granted.

The plaintiff was granted summary judgment by Order of Jan. 30, 199o, in the amount of $124,539.58 as to its cause of action under Count i of its complaint, wherein the plaintiff requested judgment for unpaid hourly billings and expenses . Count II (for a 20% contingency fee) and County III (for a claim in quantum merit) of the plaintiff's complaint are still pending causes of action in the case.

The defendant's New Matter asserted three counterclaims that upon review, look to be the same defenses asserted by the Defendant in Plaintiff's summary judgment motion. Those counterclaims assert: (1) that plaintiff breached its representation agreement with the defendant by withdrawing from the litigation and in billing for unrelated servcies (count I); 2. that plaintiff coerced the defendant to accept the terms of the representation agreement (Count II); and 3. that the representation agreemwnt was unconscionable, lacked consideration and violated public policy (Count III).

Accordingly, we set argument onthe Rule to Show Cause relating to the plaintiff's Motions for June 28, 1991, at 10:00 a.m. in C. R. No. 1. Counsel for interested parties may file briefs not exceeding four pages by June 20, 1991.

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

MAY 22, 1991 copies to counsel of record. (listed on front page of Order)

97 ****May 17, 1991 Motion to Strike and, Alternatively, Petition to Open Default Judgment and Order filed: AND NOW, this 29 day of May, 1991, upon Motion of the North and South Shenango Joint Municipal Authority, it is hereby ordered that an Argument on said Motion be held on the 1 day of July, 1991, at 10:00 o'clock a.m. in Courtroom Number 1. All proceedings are stayed meanwhile.

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

May 29, 1991 Copies of order mailed to Attys. Quinn, Adams, Gondelman, Baxter, Weisman, O'Conner, Bogdon, & McVerry and Copies put in Attys. Barco and Vardaro's boxes. and mailed to Atty. Linn

98 June 4, 1991 Reply Of Additional Defendant Edward G. Shoemaker To Original Defendant's Motion To Strike and, Alternatively, Petition To Open Defalt Judgment filed.

99 June 10, 1991 Motion for Continuance filed.

100 June 11, 1991 Answer To Amended Counterclaim and New Matter filed.

101 June 14, 1991 Reply to New Matter filed.

102 June 14, 1991 Re: Motion for Continuance of Hearing on Defendant's Motion to Strike Default Judgment or Alternatively Petition to Open Default Judgment, Order filed: AND NOW, June 14, 1991, upon motion of defendant and consideration of the same, the defendant's motion is granted and the argument originally scheduled for July 1, 1991, is hereby rescheduled of July 30, 1991, at 1:30 p.m. in Courtroom No. 1 or the Crawford County Courthouse.

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

June 19, 1991 Copies of order mailed or given to all counsel of record.

103 June 20, 1991 Reply of Additional Defendant Edward G. Shoemaker to Answer and New Matter to Amended Counterclaim Complaint filed on behalf of John V. Adams, Jr., Edward G. Shoemaker and David P. McSorley t/a Adams, Shoemaker and McSorley

104 June 21, 1991 Reply To Plaintiff's Motion for Summary Judgment on Defendant's Counterclaim filed.

105 June 28, 1991 Affidavit In Support Of Mtoion For Summary Judgment on Defendant's Counterclaim and Motion To Sever and Enter final Judgment filed.

106 July 29, 1991 Motion to Strike & ALTERNATIVELY, Petition to Open Default Judgment filed.

107 Aug. 8, 1991 Answer and New Matter To Counterclaim of Edward G. Shoemaker filed.

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Eckert, Seamans, Cherin and Mellott, a partnership

vs.

North & South Shenango Joint Municipal Authority

and

North & South Shenango Joint Municipal Authority, Addtl deft.

and John V. Adams, Jr. et al Add'l Defts.

and

HJarold Gondelman, et al Add'l Dfts.

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108 — Aug 20, 1991 Re: Plaintiff's Motion for Summary Judgment on Defendant's Counterclaim, or, in the Alternative, Motion to Sever Count I of the Plainiff's Complaint, Memorandum and Order filed: AND NOW, August 20, 1991, we grant the Plaintiff's Motion for Summary Judgment in favor of the Plaintiff as to the Defendant's counterclaim against the Plaintiff. The issue of Plaintiff's entitlement to prejudgment interest on the Plaintiff's Count I Summary Judgment remains an issue for future resolution.

BY ORDER OF THE COURT,
P. Richard Thomas,
Senior Judge

109 — Aug 20, 1991 Re: Motion to Strike or, Alternatively to Open Default Judgment, Order filed: AND NOW, August 20, 1991, upon the Defendant Muncipal Authority's Motion to Strike, or Alternatively, upon its Petition to Open the Default Judgment taken by Additional Defendant Shoemaker, this Court grants the Defendant's petition to open and directs the Prothonotary to open defaul judgment.

By order of October 25, 1990, upon the preliminy objections of the Municipal Authority to Additional Defendants Shoemaker's and Adams' counterclaims against the Municipal Authority, we ordered the Additional Defendants to amend their aforementioned pleadings.

Mr. Shoemaker amended his counterclaim on December 10, 1990. On said counterclaim, Mr. Shoemaker failed to include a notice to plead as required by Pa. R.C.P. 1026. By failing to include such notice to plead, the Municipal Authority requests the default judgment be stricken.

In Addition, counsel for the Municipal Authority asserts that Additional Defendant's Counsel, Paul Bodgon, granted Authority an extension to file a response to the amended counterclaim until February 18, 1991, and further orally consented that the extension be in effect until such time as settlement negotiations were presented to the Board of Directors of the Municipal Authority by its counsel, Mr. Linn. The Municipal Authority asserts the agreement between counsel was breached when the Additional Defendants filed for default judgment and the Authority requests that the judgment be opened.

We find that the outcome of such a complex case should not turn upon and alleged misunderstanding of just how long the extension to file the responsive pleading was to have lasted. We do not believe Mr. Linn would have failed to file a timely response in this matter had it not been for assertions made by the Additional Defendant that time was not of the essence because of the possibility for settlement. We find the Defendant has filed it petition timely, has a legal excuse for it failure to timely fine, and has asserted a meritorious defense. ACCORDINGLY, we grant the Municipal Authoritys Petition to Open the Default Judgment entered for Edward Authority and against the Municipal Authority.

Mr. Linn also expressed to the Court that Additional Defendant Adams who also had previously filed a default judgment, does not object to the striking of the judgment. ACCORDINGLY, we further order the Prothonotary to strike said default judgment of Adams against the Municipal Authority.

BY ORDER OF THE COURT,
P. Richard Thomas, Senior Judge

Aug 20, 1991 Copies of order mailed or put in boxes of all counsel of record.

110 — August 26, 1991 Upon Praecipe of Plaintiffs attorney, Counts II and III of Complaint discontinued and withdrawn.

111 And NOw, Aug. 28, 1991 at 2:03 p.m. upon praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the plaintiff and against the defendant by Order granting summary judgment in favor of the plaintiff and against the defendnat and the damages are assessed at thesum of One Hundred Thirty-five Thousand Seven Hundred Forty eight and 12/100 plus interest and cost of suit
N-184
jdugment entered August 28, 1991

Debt $135,748.12
Judgment
James F. Simmons
Prothonotary

112 — Sept 9, 1991 Answer and New Matter to Counterclaim of Edward G. Shoemaker filed.

113 Sept 12, 1991 Joint Motion to Vacate Judgment filed.

114 Sept 13, 1991 Notice of Appeal to the Superior Court of Pennsylvania from the Orders of October 29, 1991 and August 20, 1991 filed. (Filed on behalf of Plaintiffs)

114a Sept 13, 1991 Proof of Service of Notice of Appeal to Superior Court filed.

115 Sept. 17, 1991 Amended Answer And New Matter to Amended Counterclaim of Additional Defendant, John V. Adams filed.

116 Sept 20, 1991 Order filed: AND NOW, this 20 day of Sept., 1991, upon the joint Motion of the Original Defendant, North and South Shenango Joint Municipal Authority and Additional Defendant, John V. Adams, Jr., the said Motion is grant and the judgment entered in favor of John V. Adams, Jr., and against North and South Shenango Joint Municipal Authority on May 20, 1991, is hereby vacated.

The North and South Shenango Joint Municipal Authority is hereby granted twenty (20) days to file a responsive pleading to the Amended Counterclaim of John V. Adams, Jr.

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

Sept 23, 1991 Copies of order mailed or given to all counsel of record.

117 Sept 20, 1991 Amended Notice of Appeal filed. (To Superior Court of Pennsylvania from the Order entered August 20, 1991)

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1987

PETER C. BAGGERMAN, et al t/d/b/a
ECKERT SEAMANS & MELLOT,
a partnership

vs.

NORTH AND SOUTH SHENANGO
JOINT MUNICIPAL AUTHORITY
defendant
and
John V. Adams, Jr. et al
add'l defts.
and
Harold Gondelman, et al
Add'l Defts.

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118 Sept 23, 1991 Notice of Appeal to Superior Court of Pennsylvania from the Order of January 30, 1990 and the Order of October 29, 1990 and the Order of August 20, 1991 filed.

119 Sept. 23, 1991 Reply By Counterclaim Plaintiff, Edward G. Shoemaker, To New Matter Of Counterclaim Defendant, North and South Shenango Joint Municipal Authority filed.

120 Oct 8, 1991 Amended Notice of Appeal to Superior Court of Pennsylvania from the Order of January 30, 1990, the Order of October 29, 1990 and the Order of August 20, 1991 filed.

121 Oct 8, 1991 Certificate of Service of Amended Notice of Appeal filed.

122 Oct 8, 1991 Reply to New Matter of North and South Shenango Joint Municipal Authority filed.

123 Oct 10, 1991 Re: Memorandum Advising the Superior Court of Matters on Appeal and Order filed: AND NOW, October 7, 1991, this Court herein affirms our previous rulings on the above matters which are attached as Exhibits herein.

BY ORDER OF THE COURT,
P. Richard Thomas,
Senior Judge

Oct 10, 1991 Copies of order to all Counsel of record.

124 Oct. 18, 1991 Notice of Appeal Docketing at Docket No. Assigned 01658PGH91 filed.

125 Oct. 25, 1991, Notice of Appeal Docketing at Docket No. Assigned #01732PGH91 filed.

1 Jan. 13, 1992, Certified from the Superior Court of Pennsylvania at Pittsburgh Pa. RECORD:
Nov. 6, 1991 Motion to Quash, filed by appellee
ORDER OF COURT: Upon consideration fo the Motion to Quash and Answer thereto, the motion is granted. The answer admits that the question of prejudgment is interest is still pending before the trial court. That the appellants contend that the issue should not be pending before the trial court argues the merits of the order, not its finality. An order dismissing the defendant's counterclaims does not permit the appellants to appeal a non-appealable order.
November 27, 1991 PER CURIAM.
Jan. 21, 1992 copy of acknowledgement mailed to superior court.

2 Mar. 24, 1994 Motion for Consolidation of Actions filed.

3 Mar. 24, 1994 Re: Consolidations of Actions. ORDER filed. AND NOW, March 24, 1994, for the foregoing reasons, motion for consolidation of these two cases requested by North and South Joint MunicipalAuthority is denied without prejudice to request reconsideration of the ruling in the future.

BY THE COURT:
P. RichardThomas, S. J.

3-28-94 Copies of Order to all Counsel of record.

4 July 11, 1994, MEMORANDUM AND JUDGMENT from the Superior Court of Pennsylvania, Pgh. District, filed. JUDGMENT: On Consideration whereof, it is now here ordered and adjudged by this court that the judgment of the Court of Common Pleas of Crawford County be, and the same is hereby AFFIRMED.
Dated: Aug. 27, 1992 By the court,
McEwen, Tamilia and Brosky, JJ

5? July 11, 1994, Original Record 10 parts, Superior Ct. Judgment Order and Opinion, Supreme Court Dat Sheet. This record also pertains to 1658 PGH 91 was quashed 11/27/91 and a cert. copy of the order sent 1/10/92.
July 14, 1994, Copy of certificate mailed to Superior Court.

6 Jul.13, 1994 Motion for Status Conference and Proposed Order of Court and ORDER OF COURT filed. AND NOW, to-wit, this 11day of July, 1994, a status conference is hereby scheduled. Only counsel for Plaintiffs and counsel for the Original Defendant shall participate and the purpose of the status conference will be to determine the best method to resolve the open issue regarding pre-judgment interest on the invoices made the subject matter of Count I of theComplaint and for which a final judgment was entered on August 28, 1994. The status conference shall be held before the udnersigned on the 9 day of August, 1994, at 1:30 P.M.

P. RichardThomas, Senior Judge

7-13-94 Copies FAxed to Counsel of record.

7 Aug. 17, 1994 ORDER filed. AND NOW, August 9, 1994 at the time set for a status conference requesed by Plaintiff, the legal positon of both parties regarding entitlement to pre-judgment and post-judgment interest is argued to the Court. Various figures of the amount of pre-judgment and post-judgment interest are discussed and a tentative compromise figure that would include payment of the basic judgment and the interest claims was agreed upon by counsel for Plaintiff and counsel for the Authority, subject, however, to the submission of said figure to the Authority at the upcoming meeting scheduled for August 10, 1994 for their approval.
Counsel for the Authority agrees to promptly notify the Plaintiff as to the Authority decision.
In the event the matter is not amicably compromised, Plaintiff shall request the Court to set a trial date at a future date that will accord not less than 60 days to complete discovery.
Plaintiff's counsel would agree that a non-jury trial would be the most expeditious way of resolving the complex factual and legal issues in this case but counsel for the Authority advises the Court they have not yet made a determination as to whether they would waive jury trial.

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

8-18-94 Faxed to Attys. Walker, McVerry & Quinn. Mailed Linn, Wilson, Weisman, Baxter, Gondelman, Bogdon, & Adams

8 Aug. 23, 1994 Upon Praecipe of Edward G. O'Connor, Esquire, Attorneys for Plaintiffs, to Satisfy Judgment and Discontinue Action between Plaintiffs and Original Defendant with Prejudice, filed.

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1987 TERM

Peter C. Baggerman, et al
vs.
North & South Shenango Joint
Municipal Authority, et al

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9 Dec. 20, 1994 Petition To Discontinued As To Less Than All Additional Defendants and Order, filed. AND NOW, this 20 day of December, 1994, upon consideration of the North and South Shenango Joint Municipal Authority's Petition to Discontinue as to Less Than all Additional Defendants pursuant to Pa.R.C.P. 229(b), IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

The Prothonotry is directed to issue a Rule upon the Additional Defendants, Harold Gondelman, Fred E. Baxter, Jr., Terrence F. McVerry, William S. Smith, Lawrence W. Yatch and Thomas W. Trimm to show cause, if any they have, why this Court should not direct the Prothonotary to mark the Docket in this matter as:

1. Discontinued by the North and South Shenango Joint Municipal Authority against the Additional Defendants, John V. Adams, Jr., Edward G. Shoemaker and David P. McSorley, only.

2. Discontinued by John V. Adams, Jr., Edward G. Shoemaker and David P. McSorley against the North and South Shenango Joint Municipal Authority.

RULE RETURNABLE to be heard at 2:30 o'clock P.M. on the 24 day of January, 1995, befor SEnior Judge Thomas in Courtroom No. 1, 2 or 3 Crawford County Courthouse.

All objections to the Petition to Discontinue must be filed within ten (10) days of the receipt of a copy of this order.

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

Dec. 21, 1994 Faxed or mailed to all counsel

10 Jan. 24, 1995 Affidavit filed.

11 — Jan. 24, 1995 Letter from Fred E. Baxter, Jr., filed.

12 Feb. 6, 1995 Memorandum and Order filed. AND NOW, January 24, 1995, the matter is before the Court on the Defendant Authority's Petition to Discontinue as to less than all additional defendants in the above-captioned case. Counsel for the Authority appear and no other counsel appear.

The original suit by Plaintiff Eckert Seamans was for attorneys fees. The Authority than joined Adams, Shoemaker, McSorley and the Gondelman-Baxter firm, who had been previously retained in complex defective sewer project litigation. Authority has settled with the Eckert firm and a judgment entered in favor of the Eckert firm August 29, 1991 was satisfied August 20, 1994. Authority now has reached an attorney fee settlement withthe Adams firm and seeks Court approval to do so,leaving the Authority's dispute with the Gondelman-Baxter firm on appropriate fees the remaining viable attorney fee dispute.

The Court is presented with a 14-page affidavit, citing material issues sworn to by Douglas G. Linn, II, the Attorney for the Authority, with attached Exhibits thereto. The Court is in receipt of a letter from Attorney Fred E.Baxter,Jr., dated January 19, 1995, and received in the Court Administrator's Office of Crawford County on January 23, 1995. This letter came into the hands of Judge P.Richard Thomas on January 24, 1995, immediately before the hearing and was reviewed and discussed with Authority counsel at the time set for action on their Petition to Discontinue as to less than all defendants. (See copy attached to this Memorandum).

The Court notes that in said letter, Attorney Baxter contends he has insufficient information to formulate a response to the petitonand that inview of this litigation against him and his former partners,the Adams and Shoemaker firm are indispensable parties to this litigation.

Attorney Baxter than postulates in his letter that a receipt of this Petition to Discontinue was the first knowledge he had that a default judgment had been entered against him on February 5, 1991 by the Authority. Baxter contends he got no notice of this judgment and that he is currently unable to locate his file on this case.

His letter then advises that he believes he petitioned the Court to open the default judgment entered against him nearly four years ago but never received a response from Court or counsel.

The official docket entries in this case do not show that Baxter's Petition to Open Default Judgment against him was ever officially filed with the records inthis case. HOWEVER, this Court, in going through many pages of its personalfile inthis protracted litigation, this date came across a letter dated February 25, 1991 from Attorney Baxter, then apparently associates with the law firm of Grogan, Graffam and Lucchiano, 3 Gateway Center, Pittsburgh, Pennsylvania. This letter was addressed to the Court and the cover letter attached an original Petition to Open Default Judgment against him and a copy of the Petition. Attached to Attorney Baxter's letter is a note inthis Court's handwiring marked "Hold" and noting that on February 28, 1991,the Court talked to Authority counsel Linn and was advised that he knew of no consent to having this Petition to Open Default Judgement granted. The Court's handwriting further notes that Linn was to check with the Authority and get back to the Court in writing whether the Authority would or would not consent to open the Default Judgment against Baxter. The Court's notes further contained a notation on March 20, 1991 that the Court has not received any response as of that date from Attorney Linn.

It is obvious through oversigh onthe part of the Court and in a desire to ascertain whether there would be consent or a hearing was required,it inadvertently kept the original petition and a copy thereof in the Court's file to the end that this Petition to Open Judgment was never officially filed as part of the voluminous records in this case.

However that may be, it certainly negates Attorney Baxter's statement in his January 19,1995 letter that he was never aware that a default judgment had been entered against him. Surely,if he petitioned to open default judgment, he was aware of the entry thereof, and while the Court's inadvertent failure to file said Petition to Open on behalf of Attorney Baxter and schedule a hearing thereon may have delayed resolution of this issue,we donot find this anadvertence on the Court's part should prejudice the Authority in its present desire toreach an amicable resolution regarding payment of counsel fees to theAdams, Shoemaker and McSorley attorneys.

While Attorney Baxter contends that Adams andShoemaker are indispensable parties in any litigation against him regarding attorney fees, we do not agree. Even though they are now additional party defendants, Attorney Baxter is not precluded from subpoenaing them as witnesses in his defense in any further proceedings.

We do not feel that the Court's inadvertence in failing to see to the official filing of Mr. Baxter's Petition to Open Judgment in February of 1991 should have allowed him to ignore the situation and now prejudice the rights of theAuthority and the settling law firms to have the action discontinued against them, thus avoiding additional inconvenience, time and expense for said parties. It is difficult for this Court to understand why Attorney Baxter would allow nearly four years to pass without a follow-up inquiry as to what action theCourt took on his Petition to Open Default Judgment. We will signthe Authority's requested Order to discontinue as to less than all defendants simultaneously with the filing of this Order.

Either party may take whatever further actionthey deem necessary to resolve the default judgment issue between the Authority and Baxter.

We DIRECT the Prothonotary to also file the letter of Attorney Baxter dated February 25, 1991 and the attached Petition to Open Default Judgment.

BY THE COURT,
P.Richard Thomas, Senior Judge

Feb. 14, 1995 Copy to Attys. Adams, Jr., McSorley, Baxter, Jr., Quinn, Jr., Shoemaker, Gondelman, McVerry, & Weisman, Linn, Ii.

13 Feb. 6, 1995 Petition to Open Default Judgment filed.

14 Feb. 6, 1995 ORDER OF COURT filed. AND NOW, January 31, 1995, uponconsideration of the North and South Shenango Joint Municipal Authority's petition to discontinue as to less than all Additional Defendants pursuant to Pa.R.C.P. 229(b), said motion is granted. It is hereby ordered, adjudged and decreed as follows:

1. The Prothonotary is directed to mark the docket as:

Continued to Page 280 J

a. Discontinued by the North and South Shenango Joint Municipal Authority against the Additional Defendants John V.Adams,Jr. Edward G.Shoemaker and David P.McSorley only.

b. Discontinued by John V.Adams,Jr., Edward G. Shoemaker and David P.McSorley against the North and South Shenango Joint Municipal Authority.

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

2-14-95 Copy to Attys. Adams,Jr., McSorley, Baxter, Jr., Quinn, Jr., Shoemaker, Gondelman, McVerry &Weisman & Linn

15 Mar. 2, 1995 Affidavit of Fred E.Baxter,Jr.,Esquire, filed.

16 Mar. 28, 1995 Motion To Sever and Motion To Place on the Trial List filed.

17 Mar. 28, 1995 Memorandum and Order For Status Conference filed. The above case is again before this Court for consideration on Fred E. Baxter, Jr's petition to open default judgment [belatedly filed because the same remained lodged in the Court's personal files], consideraton and procedural and legal effect of an affidavit filed March 2, 1995 by Fred E. Baxter, Jr., and mtoion to sever and motionto place on trial list filed by Nroth and South Shenango Joint Municipal Authority March 23, 1995.

A status conference is hereby scheduled before the undersigned April 18, 1995 at 10:30 a.m. in a courtroom to be assigned by the Court Administrator.

No further pleadings or discovery shall be filed or scheduled prior to said status conference.

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

Mar. 28, 1995 dist. by Court

18 Mar. 30, 1995 Answer to Motion to Sever and Motion to Place on the Trial List, filed.

19 Apr.19, 1995 ORDER filed. AND NOW,April 18, 1995 after status conference and input received from various counsel, the Court again notes the belated discovery of the original Petition to Open Default Judgment (see attached) discovered in the Court's files. The Court again directs that the same be officially filed in the Prothonotary's Office of Crawford County, if the same is not so marked.

The Court hereby grants a Rule to Show Cause upon North and South Shenango Municipal Authority (North and South) as to why the petition should not be granted. North and South shall file an answer within 20 days to said petition. Upon filing of an answer,theCourt sets further argument and hearing for June 5, 1995 at 1:30 p.m., in a courtroom to be assigned by the Court Administrator.

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

4-19-95 Copies dist. by Fax to Walker & Quinn; Mail to McVerry, Bazter,Linn & Weisman

20 May 1, 1995 ORDER filed. By previous order, we set argument on this case for June 5, 1995 at 1:30 P.M. This Court belatedly discovered a conflict on that date and the Court hereby resets argument in this matter for June 6, 1995 at 1:30 P.M. in a courtroom to be assigned by the Court Administrator of Crawford County.

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

May 1, 1995 Copies of Order distributed by Court.

21 May 4, 1995 Answer and New Matter to Petition to Open Judgment, filed.

22 May 22, 1995 Reply to New Matter, filed.

23 Jun. 13, 1995 ORDER filed. AND NOW,June 6, 1995, defendant North and South Shenango Joint Municipal Authority forwarded to the Court on May 11, 1995 a Motion to Amend the Caption of this case. Attached was a Certificate of Service to Counsel for all affected parties and a proposed scheduling Order. The Court signed the scheduling Order on May 15, 1995,noting that hearing on said motion would be scheduled with other arguments in this case for June 6, 1995 at 1:30 p.m. Apparently through some oversight, none of the parties or counsel involved received a copy of the signed scheduling Order.

At the time set for hearing, defendant McVerry appears and has no objecton to the amendment. Counsel for North and South Joint Municipal Authority has no objection sto the proposed amendment and Fred E.Baxter,Jr., pro se, has no objection.

The Prothonotary shall send notice to James L.Weisman, Harold Gondelman and John Quuinn, Jr. at the addreses shown on the Certificate of Service forthwith.

If no objection to the proposed caption amendment is received within 10 days of this date,the Court will grant the motion and consider the captioned amended to read:

"North and South Shenango Joint Municipal Authority, Plaintiff,

v.

"Harold Gondelman, Fred E.Baxter, Jr., Terrence F. McVerry, William S. Smith, Lawrence W.Yatch and Thomas W. Trimm, individually and t/d/b/a Gondelman, Baxter, McVerry, Yatch & Trimm, a partnership, its successors and assigns and/or Gondelman, Baxter,McVerry, Smith, Yatch &Trimm, a professional corporartion, its successors and assigns, Defendants"

Said caption will be the true caption in all future filings and pleadings in this case.

BY THE COURT,
P. Richard Thomas, Senior Judge

6-13-95 Copies mailed to Linn,Baxter,Weisman,Quinn, & McVerry, given Walker & Gondelman.

24 June 28, 1995, ORDER filed. AND NOW, June 27, 1995, after considering argument and briefs, we believe fairness and justice requires the opening of judgment entered Feb. 5, 1991 against defendant Fred E. Baxter, Jr.

Petition of Fred E. Baxter, Jr. to open judgment is granted.

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

Faxed 6/28/95 Walker, Linn, Gallagher, McVerry, Quinn, Trimm, Weisman and mailed Baxter.

25 Oct 2, 1995 Reply to Motion for Stay of Discovery filed.

26 Oct. 5, 1995, Motion to Compel Answers to Interrogatories and REquest for Production of Documents and Motion for Sanctions for Failure to Comply with Discovery filed.

Fourth Judge Thomas [illegible]

27 October 9, 1995 MOTION FOR STAY OF DISCOVERY Filed.

28 October 9, 1995 ORDER RE: Defendant Gondelman's Motion for Summary Judgement Motion to Stay Discovery AND NOW, October 9, 1995, argument of the above motions is scheduled before the undersigned November 8, 1995 at 1:30 P.M., in Courtroom No. 1, 2 or 3, Crawford County Courthouse, Meadville, Pennsylvania.

The Court has received a brief from Gondleman and Authority counsel are required to file a reply brief five days before scheduled argument.

Other named Defendants may file a brief at their option.

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

10/9/95 McVern, Walker, Linn, Weisman, Quinn, Baxter, Gondelman copies

CONTINUED TO PAGE 280 K

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7 32 Oct. 17, 1995 ORDER filed. AND NOW, October 16, 1995, argument of the above motion is scheduled before the undersigned on November 8, 1995 at 1:30 P.M. at the same time as argument on Defendant Gondelman's motion for summary judgment and stay of discovery.

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

10-17-95 Copies dist. by Pro's Ofc to counsel.

29 oct. 9, 1995 motion for Summary Judgment filed.

**** 30 Oct. 12,1995, Notice of Service of Answers to Interrogatories directed to Defendant, Terrence f. McVerry filed.

31 Oct. 12,1995, Notice of Service of Answers to Request for production of documents filed.

33 Oct. 31, 1995 Motion to Set Deposition Date and Sanctions For Failure to Comply on behalf of Plaintiff, filed.

34 Nov. 3, 1995, Plaintiff's Answer to Motion for Summary Judgment filed.

35 Nov. 3, 1995, Motion for Summary Judgment filed. (on behalf of dft. fred E. Baxter)

36 Nov. 8, 1995 Motion For Summary Judgment, filed.

37 Nov. 13, 1995 Exhibit B to Motion For Summary Judgment on Behalf of Defendants Thomas W. Trimm and Lawrence J. Yatch, filed.

38 Nov 16, 1995 ORDER filed. AND NOW, November 8, 1995, argument is heard on summary judgment motions and other matters and the Court reserves ruling and takes the motions under advisement.

Defendant Baxter just filed a motion for summary judgment, and we accord cunsel for Plaintiff's 30 days to file a responsive brief and set argument on said motion for Monday, December 18, 1995 at 1:30.

All discovery in this case and further filing of interrogatories is stayed until motions for summary judgments filed by various defendants have all been ruled upon by the Court.

This Court hears input and complaints regarding the scheduling of depositions and the Court directs counsel to communicate with each other to find mutually satisfactory dates for the taking of depositions when any party is requesting the same.

Counsel agree that any further depositions necessary shall be taken within 60 days of the filing of the last court ruling on the summary judgement motions.

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

Nov 16, 1995 copy mailed Attys. Linn II, Gallagher, Baxter, McVerry, Quinn. Copy place din Walker's box. FAXED Weismer & Lipson

40 Nov 28, 1995 Motion For Summary Judgment, filed.

39 Nov. 27, 1995 Motion to Continue filed.

41 Dec. 15, 1995 ORDER FOR ARGUMENT filed. Numerous motions for summary judgment in this case were filed in this case and argument was set for December 18, 1995. Counsel Linn for North and South Shenango Joint Municipal Authority requested a continuance due to a conflict on that date. We requested Linn and Co-Counsel Gallagher to contact all Defendants and advise this court of a date mutually convenient to all parties for argument on the pending motions for summary judgment or issues collateral thereto.

This Court sets February 6, 1996 at 1:30 P.M. for argument, re-argument if desired, argument on letter and Exhibit "B" submitted by Counsel Lipson for Yatch and Trimm, response to the Gondelman letter dated November 13, 1995 and response to letter submitted by Baxter dated November 14, 1995.

The Court will hear any further argument on any issues raised subsequent to the date of this order at the same time.

The Court notes the following for enlightenment of counsel:

1. The Gondelman motion was argued pro se Octiober 8, 1995 and decision reserved.

2. Attorney Lipson on behalf of Yatch and Trimm join in Gondelman's motion for summary judgment by separate motion filed on or about November 3, 1995.

3. Defendant McVerry joined the Gongelman motion for summary judgment by separate motion filed on or about November 8, 1995. McVerry also joined in Baxter's motion for summary judgment filed November 1, 1995 [see below].

4. Baxter, pro se, filed a motion for summary judgment on or about November 1, 1995 but did not fully argue the same on October 8, 1995. Baxter also joined in the Gondelman motion for summary judgment.

All defense counsel and pro se defendants wishing to argue February 6, 1996 and who have not filed briefs or wish to file supplemental briefs must do so and serve copies on Plaintiff on or before January 5, 1996.

Plaintiff must file response brief or briefs no later than January 29, 1996.

The brief of Plaintiff shall contain a response to Exhibit "B" submitted to the Court by Attorney Lipson for Yatch and Trimm; a response to the Gondelman supplemental brief submitted to the Court by letter dated November 13, 1995 and a letter submitted by Baxter to the Court dated November 14, 1995.

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

12-15-95 dist. to all Counsel of record.

42 Jan 29, 1996 Answer to Motion For Summary Judgment, filed.

43 Feb. 12, 1996 Supplement to Motion for Summary Judgment, filed.

44 Feb. 21, 1996 Motion to Join In the Supplement to Motion for Summary Judgment filed on behalf of Defendant William S. Smith filed.

45 March 21, 1996 Memorandum Opinion and ORDER filed. AND NOW, March 21, 1996, we grant summary judgment as to Defendants Harold Gondellman, Terrence F. McVerry, William S. Smith, Lawrence W. Yatch and Thomas W. Trimm, individually, and t/d/b/a Gondelman, Baxter, McVerry, Yatch & Trimm, individually, and t/d/b/a Gondelman, Baxter, McVerry, Yatch &Trimm, a partnership.

Gondelman, Baxter, McVerry, Smith, Yatch & Trimm, a professional corporation, is retained at this time as a party defendant.

We deny the Motion For Summary Judgment filed by Fred E. Baxter, Jr.

We direct plaintiff Authority to file a limited amended complaint in accord with this Court's direction within twenty (20) days of the filing of this Order and we direct defendant Fred E. Baxter, Jr., to file an answer thereto within twenty (20) days after receipt of the Amended Complaint.

Either counsel may move for a status conference once the above amended pleadings have been filed.

No further discovery proceedings or depositions may take place until allowed by this Court.

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

March 21, 1996 Order mailed All counsel of record.

46 Apr. 10, 1996 Motion for Additional Time to file Amended Complaint and ORDER filed. ORDER. AND NOW, this 10 day of April, 1996, upon consideration of the foregoing Motion, the Plaintiff, North and South Shenango Joint Municipal Authority is hereby granted leave to file an Amended Complaint pursuant to the Court's opinion and Order of March 21, 1996, on or before April 30, 1996.

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

4-10-96 Faxed, Mailed or Distributed to all counsel of record.

Continued on Pg. 280(L)

47 April 30, 1996, Amended Complaint Against Additonal Defendants Gondelman, Baxter, McVerry, Yatch & Trimm, P.C. and Fred E. Baxter, Jr., Individually, filed.

48 May 24, 1996 Motion for Additional Time in which to Plead or Otherwise Respond and ORDER filed. AND NOW TO WIT; this 23 day of May, 1996, upon consideration of the foregoing Motion, the Defendant Fred E. Baxter, Jr. and Gondelman Baxter McVerry Smith Yatch and Trimm P.C. are hereby granted and extension of time to file and Answer and/or responsive pleading on or before July 15, 1996.

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

5-28-96 FAXED or DISTRIBUTED all counsel.

49 July 15, 1996 Preliminary Objections to Plaintiff's Amended Complaint filed.

50 Aug. 6, 1996 RE: PRELIMINARY OBJECTION TO PLAINTIFF"S COMPLAINT filed. AND NOW, August 5, 1996, Argument on Preliminary Objections is scheduled for August 29, 1996, in court Room 1, 2 or 3. No briefs need be filed but this Court reserves the right ot require appropriate briefs after arguments.

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

8-6-96 DISTRIBUTED by court.

51 Sept. 10, 1996 Verification by Ronald L. Staab, Chairman for North and South Shenango Joint Municipal Authority filed.

52 Sept. 18, 1996 MEMORANDUM AND Order filed. AND NOW, Sept. 18, 1996, we direct that within twenty (20) days of the filing of this Order, Defendant-Baxter shall file such answers as he deems appropriate to the Amended Complaint even though he may not be fully cognizant of the plaintiff;s theory of recovery and even though he may not be able to make definitive answers to some of the plaintiff's allegations. The theories of each party as to what happened and why are so diverse that to order additional amendments to the plaintiff's eighty-four page amended complaint would only invite a rambling narrative type of pleading inviting further preliminary objection. ACCORDINGLY, we will require Defendant-Baxter to file such responsive pleading as he believes necessary setting forth his position and attaching as exhibits any written accountings previously submitted sustaining the Defendant's position.

It seems obvious to this Court that discovery proceedings will be needed to understand the legal and factual theories and positions of the respective parties.

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

Sept. 18, 1996 Order mailed to all counsel by Court.

53 Oct. 9, 1996 ORDER filed. AND NOW, October 9, 1996, on Motion of Fred E. Baxter, Jr., a copy of which is attached hereto, the request for extension of time to file an answer to the Plaintiff's Amended Complaint beyond the twent (20) days allowed in our September 18, 1996, Order is granted.

Answer to Plaintiff's Amended Complaint and any relevant exhibits and copies of written accounting will be filed on or before December 9, 1996. No further extensions will be granted.

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

10-10-96 MAILED All Counsel

54 Dec. 9, 1996 Answer and New Matter by Additional Defendant Fred E. Baxter to the Amended complaint of Defendant JSSJMA Pursuant to Court Order of 9/18/96 filed.

55 Dec. 20, 1996 Motion For Extension of Time and ORDER filed. AND NOW, to wit, this 31 day of December, 1996, the foregoing motion having been submitted to the Court, upon consideration thereof it is ORDERED, ADJUDGED and DECREED that Douglas G. Linn, II be granted an extension of time to Jan. 31, 1997 within which to reply to the New Matter in the above captioned action.

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

Dec. 31, 1996 Order FAXED to all Counsel.

56 Jan. 31, 1997 Reply to New Matter by North and South Shenango Joint Municipal Authority filed.

57 June 30, 1997 Notice of Intention to complete Discovery filed.

58 Aug. 29, 1997 Certificate of Readiness and Praecipe for Placement on the Trial List filed.

59 Sept 30, 1997 Motion For A Continuance, filed.

60 Sept 30, 1997 Order: And Now, Sept 29, 1997, it is ordered as follows:

1. The motionof Fred E. Baxter, Jr., Esq., to continue the case to the February term is granted.
2. Mr. Baxter and Gondelman, Baxter, McVerry, Yatch, & Trimm have 30 days from this date to obtain counsel to represent them in this matter. Once counsel has been obtained, counsel shall immediately enter an appearance by praecipe.
3. The Court Administrator shall schedule this matter for trial in February. She shalll determine when the jury shall be selected, and when the trial will take place.
4. The Court Administrator shall schedule a pretrial conference as well as a settlement conference, which said conferences sahll be held no less than 20 days prior to the date for jury selection. There shall be a meaningful, serious, and productive pretrial conference and settlement conference in this case. Gordon R. Miller, P.J.

Sept 30, 1997 Mailed all counsel listed on order.

→ 65 Nov 24, 1997 Motion To Amend Caption, filed.

66 Nov 24, 1997 Praecipe For Argument On Motio To Amend Caption, filed.

ON ARGUMENT LIST FOR January 1998

61 Nov. 3, 1997 Motion Ex Parte Harold Gondelman and Order filed.

62 Nov 10, 1997 Motion To Amend Czption, filed. (Defendant)

63 Nov 10, 1997 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR January 1998

64 Nov. 19, 1997 Motion for Extension of Time to Obtain Counsel and order filed. (on behalf of Fred Baxter, pro se) ORDER: AND NOW, this 17 day of Nov. 1997 upon consideration of abovoe motion, it is hereby ordered, adjudged and decreed that Fred E. Baxter, Jr. Esq. is granted an extension of time in which to obtain counsel until the 1st day of Jan. 1998 at which time counsel shall enter an appearance on his behalf.

by the court,
P. Richard Thomas, S. J.

11/20/97 faxed to all counsel

(continued on page 280m)

(continued from previous motion)
ORDER OF COURT: And Now this 17 of Nov. 1997 upon conisderation of the within Motion for ext. of time in which to obtain counsel, it is hereby ordered adjudged and decreed that Fred E. Baxter, Jr. Esq. is granted leave of ocurt to represent himself in above case, it appearing to the court that Plff's have failed to challenge said representation for over 10 yrs. and are barred from now challenging same. ABOVE MOTION DENIED by court.

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

11/20/97 faxed to all counsel

67 Nov. 25, 1997 RE: MOTION TO RECAPTION CASE and Order filed. ORDER: AND NOW, Nov. 24, 1997 for the reasons aforesaid the caption of this case is amended by removing as parties dfts. Harold gondelman, Terrence F. McVerry, William S. Smith, Lawrence W. Yatch, and Thomas Trimm as ind. dfts. and the professional corp. of Gondelman, Baxter, McVerry, Yatch and Trimm UNLESS within 20 days of the filing of this order this ct. receives a Pet. to Reconsider as to the professional corp. remaining as a party dft. stating the precise reasons why the professional corp should remain as a party defendant.

The caption os this case as amended to read as follows:

North and South Shenango Joint Municipal Authority
vs.
Fred E. Baxter, J.

subject, however, to reconsideration upon the Authority filing the aforesaid reconsideration Motion as it relates to retaining the professional corp. as a party dft.

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

Dec. 4, 1997 copies of order mailed to Douglas Linn II, Fred E. Baxter Jr., Harold Gondelman Esq. Terrence f. McVerry, Kathryn J. Kisak, esq.

68 Dec. 1, 1997 Upon praecipe of Atty. for dft. Terrence F. McVerry, Motion to Amend Caption is withdrawn from the argument list.

69 Dec. 2, 1997 Motion of Ex Parte of Former Defendants Lawrence j. Yatch and Thomas W. Trimm filed.

70 Dec. 3, 1997 Upon praecipe of counsel for dft. William S. Smith, Motion to Amend Caption is withdrawn from argument, filed.

71 March 9, 1998 MOTION FOR SANCTIONS and ORDER filed. AND NOW, this 6 day of March 1998, upon Motion of the Plaintiff, North and South Shenango Joint Municipal Authority, it is hereby ORDERED that Defendant, Fred E. Baxter, Jr., Esq., is directed to cause to have an attorney enter his or her appearance on behalf of Defendant Baxter for the purpose of trial and to do so within 15 days within the date of this Order. Upon failure to do so, is FURTHER ORDERED that Defendant Baxter will be precluded from offering any testimony or submitting any evidence in opposition to the claims set forth in the Plaintiff's Complaint against him.

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

March 9, 1998 Copies Mailed by Court to Attys. Linn and Baxer.

72 March 24, 1998 PRAECIPE FOR APPEARANCE FILED. Please enter my appearance on behalf of Fred E. Baxter, Jr. Esq in the above-captiaoned action.

J. Alan Johnson

73 May 6, 1998 ORDER FILED. AND NOW, May 5, 1998 at the time of the Pretrial Conference the Court and counsel discuss the possibility of reaching an agreement on a narrative statement to be given to the jurors or read to the jurors that states the general background of the case to avoid the necessity of both parties calling witnesses to establish a factual background that lead to the current litigation. It shall be the obligation of Atty Linn for the Plaintiff to initially prepare such statement and present it to Defense Counsel Johnson by 5 pm May 20. Atty Johnson shall have until June 3 to review the same and suggest deletionsor additions. If counsel cannot reach substantial agreement on a mutually satisfactory background statement to be read to the jurors, they shall contact the Court by June 10 and if the matter cannot be resolved both sides shall be prepared to call witnesses to prove the factual background and essential elements of the case that they believe the jury must hear in order to decide the issues . In the event no agreement can be reached the parties shall be prepared to list and present to the court the names and general substance of each witness' testimony and present to the Court the names and general substance of each witness' testimony and present the same to the Court by June 17, 1998.
In addition to the aforesaid proposed background stipulation to be read to the jurors, counsel shall be required to file a Pretriall Statement with the Court on or before June 17 at 5 PM
A panel of jurors will be summoned and jury selection in this case will commence at 9:15 AM July 6, 1998 in a courtroom to be assigned by the Court Administrator.
At the request of counsel for the defendant the court determines there shall be selected twelve jurors and two alternates.

BY ORDER OF THE COURT
P. RICHARD THOMAS

75 July 10, 1998 Transcript of Proceedings at time of Jury Trial filed.

74 July 9, 1998 AND NOW, JULY 6, 1998 immediately before trial starts, counsel for both parties and the Court in an In Chambers Meeting agree that in spite of Sr Judge P. Richard Thomas' involvement in the litigation suit in 1981 through 1986, they have no objection to him presiding in this current dispute between the Authority and counsel regarding legal fees.

By Order of The Court
P. Richard Thomas, S.J.

Copies handed to the attorneys 7/9/98

76 July 10, 1998 QUESTION FROM A JURIOR DURING TRIAL FILED.

77 July 13, 1998 Order filed. And Now, July 9, 1998 immediately before continued hearing in this case, the court's attention is directed by counsel for North and South to Paragraph 75B, in which it is alleged that the Authority has incurred substantial attorney fees in defense of the Eckert, Seamans lawsuit and in the preparation of the present action against Attorney Baxter.

With this matter drawn tothecourt's attention that atty. fees in this action were plead as an element of damage, we decline to allow said claim for Linn's attorney fees to be considered by the jury and upon agreement of counsel, this issue of attorney fees for the plaintiff in the instant case will be reserved for future court ruling, and on further agreement of counsel, if the court rules the Authority is entitled to attorney fees, the matter will be held nonjury before the undersigned.

If Judge P. Richard thoms is unable for any reason to ultimately decide the issue of whether attorney fees are appropriate in the instant case, the parties' agreement to proceed nonjury on that issue is rescinded.

by order of the court,
P. Richard Thomas, S. J.

July 14, 1998 copies to attys of record.

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280 N

_____ TERM, 1987

North & South Sherango Joint Munic. Auth. vs Fred E. Baxter

Continued from Page 280 - M of record

AD 1987 - 830

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78 AND NOW, July 14, 1998 at 4:06 PM jury selected and sworn July 6, 1998 at 12:15 PM as follows:

1. Margaret Anderson
2. William F. Baker, Jr.
3. Mark Kilburn
4. Vernon Van Tassel
5. Mark D. Peterson
6. ~~Alvin/Bradley~~ Olivia Gracik Ex. 7/7/98
7. Dorothy McElhatten
8. Chad A. Luikart
9. David A. Austin
10. Penny L. Dewey
11. Gary Artman
12. Rodney Saeger

Alternates:
~~Olivia/Gracik~~/ put into seat 6
William Rowland
Lewis Galentine

twelve good and lawful persons who upon their solemn oaths which they have taken and at least 10 of them say: We, the jurors empanelled in the above entitled case, find in favor of the plaintiff and award damages in the amount of $198,966.07 (198,966.07) One hundred and nitny eight thousand , nine hundred and sixty-six dollars and 07 cents.

Mark R. Kilburn, Foreman

Verdict entered
7/14/98
B - 65

VERDICT
BARBARA H. KING, PROTHONOTARY

79 July 14, 1998 EXHIBITS FILED.

80 July 16, 1998 ORDER FILED. AND NOW, July 14,1998 at the Conclusion of the jury trial and the jury having found in favor of the Plaintiff in the amount of $198,966,07, the issue of allowable interest on the verdict is discussed between Court and counsel. The Court and counsel seem to be in general agreement regarding the calculations that will result in interest being added to this verdict anc counsel for the Plaintiff and the Defendant are directed within 10 days of this date to file a joint stipulation with the Court agreeing to mold the jury verdict by adding interest thereto in a specified amount.
This Order is entered without prejudice to the right of Defense Counsel to petition the Court as to the interest that will be calculated and the right of Plaintiff to receive interest on the jury vereict and will be briefed for the Court by both counsel and decided without oral argument. Counsel for the Defendant will submit a brief within 15 days to thE Court on the issue of whether interest should be added to this verdict and counsel for the Plaintiff is given 15 days to file a responsive brief. The Court reserves the right to require additional oral argument on this issue.

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

7/16/98 DIST LINN & JOHNSON

81 July 16, 1998 ORDER FILED. AND NOW, July 14, 1998 at the conclusion of the trial and with the Corut noting that it reserved the right of Plaintiff Counsel to claim attorney fees, the court directs counsel for the Plaitniff to file a brief within 30 days on the issue of entitlement to attorney fees in this type of case. Counsel for the Defendant Has an additional 30 days to brief this issue for the Court and the Court reserves the right to require oral arguemnt in addition to the briefs at its discretion.
Counsel for the Palitniff and Defendant agree that final judgment that would permit an appeal has not been entered in this case through the jury verdict and it will only be when the Court files an amendment to the jury verdict regarding the issues of interest and counsel fees which would constitute a final judgment commencing the time period for allowance of an appeal.

BY ORDER OF THE COURT
P. RICHARD THOMAS S.J.

7/16/98 DIST. LINN & JOHNSON

82 July 21, 1998 ORDER FILED TRIAL EVIDENCE RULING - RE LINDA BROWN'S TESTIMONY. AND NOW, July 14, 1998 the Ruling of the Court is that it denies the request on rebuttal to introduce Linda Brown's minutes of a September 10, 1985 meeting because the terms and conditions of the contract as to the use of the funds are clearly set forth in Plaintiff's Exhibit No. 5. If Baxter violated the terms and conditions of that, the jury may consider his explanantions therefore and counsel for both sides may argue the issue to the jury.
The ruling of the Court again is, if there are notes in Linda Brown's handwriting of her conversation with Fred and she says in her notes that Fred said something different than $700,000 of Fred said $700,000 will pay all four attorney fees, then I'll let them in. If Linda took down notes and says today that Fred was advised about that judgment in Erie and he said, "Look $700,000 will be paid out of this settlement and will pay 11 four attorney fees." If you can find in Linda's 1985 notes what Fred said and you tell me you just discovered those notes, I'll give consideration to letting those notes into evidence. But I won't let her notes in if the notes consist of only a series of numbers for which she will testify as to her interpretation of what Fred said about attorney fees.
The ruling is you cannot use those former notes of Linda Brown which are a series of figures in rebuttal to buttress the testimony she gave on direct examingation.

By order of the Court
P. Richard Thomas

7/21/98 Mailed Linn & Johnson

83 July 24, 1998 POST TRIAL MOTIONS FILED

84 August 17, 1998 Motion For An Extension of Time To respond to Plaintiff's Proposed Joint Motion To Mold The Verdict filed.

85 Aug. 25, 1998 ORDER filed. And Now, Aug. 25, 1998 after a telephone call, (conference) Court and counsel agree on an argument date for limited issues in this case for Sept. 18, 1998 at 11:oo a.m. in courthouse, meadville, Pa. in a courtroom to be assigned by ct. adm.
Court and counsel agree the only matters for argt. on that date will be the issues of counsel fees for plff. and whether interest should be added to the jury verdict. Counsel have agreed on a briefing schedule that will have briefs in the courts hands by the 17 of Sept.
Over objection of plff. counsel, we will delay the filing of further Post Trial Motions by Dft. Baxter until a dage for filing of the same is set at the Sept. 18, 1998 argt. BY THE COURT,
P. R. Thomas, S. J.

8/25/98 dist. by court.

86 Aug. 26, 1998 Transcript of Proceedings at the time of Jury Trial of the Judge's Jury Instructions, filed.

87 October 14, 1998 Plaintiff's Proposed Joint Motion to Mold Verdict to Add Interest and Plaintiff's Request for Attorney Fees and Order filed. And now, October 14, 1998 we deny the Plaintiff's request to mold the verdict awarded by the jury by adding interest thereto.
We deny the request to order the Defendant to Pay Plainitff's counsel fees thereto.
Both decisions on interest and attorney fees are made on the writtne post trial briefs submitted and on the assumption that both counsel waived oral argument on these two issues.
We now grant both counsel an additional 20 days from the date of this Order to file additional post trial motions alleging such erroneous Court rulings or procedures made during trial as would entitle their client to a new trial. In this regard we note that Counsel for teh Authority on or about July 24, 1998 filed a Motion fro Judgment N.O.V. and motion for New Trial on the issues of damages, weight of evidence, improper jury instruction and the Court's prejudicial exclusion of evidence.
Either counsel may request the Court to set a date for oral arguments on any additional post trial motions filed by either party in accord with this order. If no reqeust for oral argument is made this Court will decide the post trial motion already filed by the Plaintiff and any post trial motions filed by the Defendant without oral argument thereon.
By THe Court P. Richard THomas 10/14/98 10/14/98 Distributed by Court

Cont'd on Page 280-O

North & South Sheanngo Joint Munic Auth
vs
Fred E. Baxter

Continued from page 280-N
of record
AD 1987-830

****

88 Nov. 16, 1998 Motion for An Extension of Time To File Addiational Reasons For A New Trial and Order filed. And Not, to -wit this 16 day of November 1998 upon consideration of the foregoing Motion, it is hereby Granted that the defendant shall have until Nov. 30, 1998 to file additional reasons for a new trial.

By The Court
P. Richard Thomas

12/6/98 Faxed Linn & Johnson

89 Nov. 25, 1998 Motion For New Trial filed.
November 30, 1998 Exceptions to Order of Court Filed.

90 Nov 30, 1998 Exceptions to Order of Court and Order: AND NOWthis 15 day of Dec. 1998, it is the ORDER of this Court that Plaintiff's exceptions with respect the Court's failure to acknowledge oral argument and denial of pre-judgmentinterest and attorneys' fees are noted and preserved for the record. P. Richard Thomas, S.J.

91 Jan 13, 1999 Re: Oral Argument Filed. And Now, January 12, 1999 after conference call between Court and both counsel on post trial motions filed by both parties is scheduled for March 16, 1999 at 10:00 AM before the undersigned in a Courtroom to be assigned.
No fruther briefing is required.

By the Court
P. Richard Thomas SJ

1/13/99 Dist by Court

92 March 17, 1999 Memorandum Filed. And now, March 17, 1999 argument on Post Trial Motions was held. P. Richard Thomas is to Order original transcript of jury charge and a transcript of a chamber's conference the dayof the charge or the day berfore the charge to be paid for by counsel for the Authority with an extra copy to be sent to Attorney Johnson as counsel for Baxter at his expense.
P. Richard Thomas to review these transcripts and issue a ruling to put his case in an appealable status.

By the Court
P. Richard Thomas, SJ

3/18/99 Dist. Linn & Johnson

93 Apr 28, 1999 Transcript of Proceedings at the Time of Trial Filed.

94 June 11, 1999 MEMORANDUM AND ORDER filed. AND NOW, June 11, 1999, Plaintiff's five Postrial Motions and Defendant's three Post Trial Motions are denied and the jury verdict of July 14, 1998 awarding the Plaintiff damages in the amount of $198,966.07 shall be entered as a final judgment in this case.

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

June 22, 1999 Order mailed Attys. Linn, Johnson.

95 — June 15, 1999 Transcript of Proceedings of May 7, 1999, before the Honorable Gordon R. Miller, filed.

96 June 16, 1999 And now, June 16, 1999, at 1:00 p.m., upon Praecipe of Plaintiff Attorney, FINAL JUDGMENT is hereby entered in the above captioned case against the Defendant, in the amount of $198,966.07, pursuant to the jury verdict dated July 14, 1998.

Judgment entered -
June 16, 1999
B-65

DEBT $198,966.07
FINAL JUDGMENT
Barbara H. King, Pro.

97 July 2, 1999 Notice of Appeal of Defendant from Order of June 11, 1999 to The Superior Court of Pennsylvania filed.

98 July 8, 1999 Notice of Appeal is being returned for the following defects: Complete name and address for all counsel and who they represent; trial court Judge and court reporter. It no testimony was taken it must be so noted. filed.

99 July 9, 1999 Amended Notice of Appeal of Defendant from Order of June 11, 1999 to the Superior Court of Pennsylvania filed.

100 — July 12, 1999 Notice of Cross-Appeal of Plaintiff from order of June 11, 1999 to Superior Court of Pennsylvania filed.

101 July 15, 1999 Superior Court of Pennsylvania Notice of Appeal Docketing No. Assigned 01136WDA99, filed.

102 July 21, 1999 Superior Court of Pennsylvania Noticeof Appeal Docketing No. Assigned 01156WDA99, filed.

103 May 2, 2000 Transcript of Proceedings At The Time For A Jury Trial, filed.

104 May 12, 2000 Transcript of Proceedings at the Time of Jury Trial, filed.

February 20, 2001 Superior Court of Pennsylvania Appeal Docket No. 101 WAL 2001 for Petition for Allowance of Appeal Filed: February 15, 2001, filed.

July 18, 2001 Petition for Allowance of Appeal from Superior Court and ORDER filed. AND NOW, this 27th day of June 2001, the Petition for Allowance of Appeal is denied.

August 23, 2001 Supreme Court of Pennsylvania letter dated July 16, 2001 re: Disposition of Order Denying Petition for Allowance of Appeal, filed.

Superior Court of Pennsylvania Appeal from the Judgment entered on June 11, 1999 in the Court of Common Pleas of Crawford Co., Memorandum, filed.

August 23, 2001 Superior Court of Pennsylvania Certificate of Contents of Remanded Record and Notice of Remand filed.

August 23, 2001 Superior Court of Pennsylvania Appeal Docket Sheet of Nos. 1136 and 1156 WDA 1999, filed.

August 23, 2001 Superior Court of Pennsylvania Appeal Docket Sheet of Docket Number: 1156 WDA 1999, filed.

August 23, 2001 Supreme Court of Pennsylvania letter dated July 16, 2001 of Disposition: Order Denying Petition for Allowance of Appeal, filed.

1987

Prather, Prather,
& Pineo
Mark D. Prather

831.

VINCENT M. MEHALKO

vs.

JOHN A. MORELAND AND NORMA L. MORELAND, HIS WIFE

Filed Sept. 25, 1987
@ 4:02 P.M.

Tax & entry Paid $40.50
Sheriff's costs 28.56
Pro Co Pd 11/16/87 9.00

COMPLAINT - ACTION IN EJECTMENT

2 copies (sheriff)

Sept.30, 1987 SERVED and make known to John A. Moreland personally the within named defendant by handing a true copy of the wtihin Complaint to him, on Sept. 28, 1987 at 12:35 P.M. at his place of residence, RD #3, Box 338, Conneautville, Crawford Co., PA.

SERVED Norma L. Moreland within named defendant by handing a true copy of the within Complaint to John A. Moreland, adult member of the family with whom she resides, namely her husband, on Sept. 28, 1987 at 12:36 P.M. at their place of residence, RD #3, Box 338, Conneautville, Crawford Co., PA.
So answers,

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

AND NOW, Nov 2, 1987 at 12:03 P.M. Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered by default of the filing of an answer by the defendant within the time required.
M-94, 124 **JUDGMENT**
James F. Simmons
Prothonotary

EX1987-97

Watts, Pepicelli,
Youngs & Youngs PC
Theodore H. Watts

832.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss
Nancy M. Sennett

ARTHUR W. RUNKEL AND
BARBARA E. RUNKEL, HIS WIFE

vs.

BRUCE E. STEVENS

COMPLAINT IN CIVIL ACTION

1 copy (atty)

(Jury Trial Demanded)

Filed Sept. 25, 1987
@ 4:10 P.M.

Tax & entry Paid $40.50
Sheriffs costs 45.12
Pro Co Paid 7/14/88 5.00

Sept. 29, 1987 Requests For Production Of Documents Directed To Defendant (First Set) filed.

Oct. 12, 1987, Sheriffs Return filed. SERVED AND MADE KNOWN TO Bruce E. Stevens personally the within named defendant by handing a true copy of the within complaint, requests for documents, and interrogatories to him, on Oct 7, 1987, at 11:35 a.m. at his pla ce of residence R. D. #6, Meadville, crawford County, Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, sheriff

Oct. 14, 1987 Appearance of Culbertson, Weiss Schetroma & Schug by E. Max Weiss and Nancy M. Sennett for Defendant filed.

Nov. 5, 1987 Answers To Interrogatories Directed To Defendant Bruce E. Stevens (First Set) filed.

Nov. 5, 1987 Answer and New Matter Of Defendant, Bruce E. sTevens, To Plaintiffs' Complaint filed.

Nov. 5, 1987 Answers To REquests For Production Of Documents Directed To Defendant (First Set) filed.

Dec. 7, 1987 Petition of Bruce E. Stevens for Extension of Time to Join Additional Defendantsand Order Extending Time to Join Additional Defendants filed. Order: AND NOW, this 7th day of December 1987 upon presentation of the within Petition, it is hereby ordered that the time within Which Bruce E. Stevens may join Additional Defendants is extended for sixty (60) from this date without prejudice to the right of the proposed Additional Defendants to challenge the validity of the joinder.

By the Court:

Robert L. Walker, J.

Dec. 8, 1987 copies of order to Theodore H. Watts and E. Max Weiss and Nancy M. Sennett

Feb. 5, 1988, Petition of Bruce E. Stevens for Second Extension of Time to Join Additional Defendant and order filed. ORDER EXTENDING TIME TO JOIN ADDITIONAL DEFENDANT: AND NOW, this 5 day of February, 1988, upon presentation ofthe within Petition, it is hereby ordered that the tiem within which Bruce E. Stevens may join Additional defendant is extended for sixty (60) days from this date without prejudice to the right of the proposed Additional Defendant to challenge the validity ofthe joinder. BY THE COURT,
Feb. 8, 1988, copies of order to T. watts, and E. Max Weiss & N. Sennett.

July 13, 1988 Upon Praecipe of Attorney for Plaintiffs this Case is Marked Settled and Discontinued.

1987

MacDonald Illig
Forsell & Kirvan
Kemp C. Scales

Clifford J. Kirvan

833.

DONALD FOLTZ AND PATRICIA FOLTZ, t/a SHREVE & SON

vs.

ELI MAST AND ELINOR MAST, HIS WIFE

Filed Sept. 28, 1987
@ 1:00 P.M. Issued

Pro Simmons paid	$9.00
Pd. 10-2-87-	6.00
plff on orig	36.50
Sheriffs costs	11.00

WRIT OF REVIVAL
of
AD 1982 - 597

Writ of Revival indexed in judgment index by Prothonotary - amount of Seven THousand Three Hundred Fifty Four and 35/100 Dollars with Int. from Oct. 8, 1982.

Debt.....$7,354.35
Int. from....Oct, 8, 1982
M - 55, 55....JUDGMENT OF REVIVAL

James F. Simmons, Pro.

Issued (atty)

Nov. 17, 1987 Writ Reissued.

Dec. 2, 1987, Writ Returned. Writ Returned to Prothonotary, Dec. 2, 1987, as per request from Atty. Kemp Scales.
So answers, Howard N. Stewart, Sheriff

Mar. 3, 1988, Writ Reissued. (atty)

1987

Brian Lindsay
Legal Aid

834.

DOROTHY CHATMAN

vs.

FLETCHER CHATMAN

Filed Sept. 28, 1987
at 3:07 P.M.

TAX & entry Paid $40.50
Pro Co pd 11/12/87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 28, 1987, Plaintiff's Affidavit Under Section 201(a)(5) of the Divorce Code filed.

Nov. 13, 1987 Affidavit Of Service filed. I, BRIAN LINDSAY, ESQUIRE, AFTER being duly sworn according to law, deose and say that I am the attorney of record for Dorothy Chatman, and that as such I am authorized to execute this affidavit; that I did, on the 1st day of October, 1987, send by Certified Mail, Addressee ONly, REturn Receipt Requested to Fletcher Chatman a true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit Under Section 201(a)(5) of the Divorce Code, at his last known address of Chillicothe Correctional Institute, P.O. Box 5500, Chillicothe, Ohio 45601 as evidneced by the attached sender's receipt No. P 276 200 173 and that on the 13th day of October, 1987, I did receive the duly executed return receipt dated the 8th day of October, 1987.

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: 11/11/87 Brian Lindsay

Nov. 12, 1987 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court

Dec. 10, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 9, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DOROTHY CHATMAN and FLETCHER CHATMAN

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

1987

835.

PETITION FOR INVOLUNTARY TREATMENT

of

VERNON MOROCCO

Filed Sept. 28, 1987
@ 3:51 P.M.

PETITION FOR INVOLUNTARY TREATMENT

Mental Health Procedures Act of 1976
(Sections 304 and 305)

Oct 2, 1987 Report of Mental Health Review Officer, Recommendation and Order filed: AND NOW, this 2 of October, 1987, 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 his ORDERED AND DIRECTED that the said Vernon Morocco be committed to Warren State Hospital for treatment for a period not to exceed 90 days. This order shall be effective when satisfactory arrangements can be made for transfer of the patient.

BY THE COURT,
P. Richard Thomas, J.

Oct 5, 1987 Copies of order to Bruce Barrett, Esq., Doris Miller, WSH; Mr. Dickey, MHMR.

May 7, 1999 Mental Health Procedures Act of 1976 (Sections 304 and 305), filed.

Mansell & Jamison

Dan L. Wimer

836.

Richard J. Parks
Davis Reilly

VETO LUCIDORE, CHARLES LUCIDORE, AND HARVEY LUCIDORE

vs.

MELLON BANK, N.A.

Filed Sept. 29, 1987
@ 9:31 A.M.

Costs from
EQ. 1987-10.... $61.50
Pro Co Pd 9/30/88 5.00 ✓

EQUITY ACTION CERTIFIED TO LAW SIDE OF COURT, BY ORDER OF THE COURT

Sept. 29, 1987, ORDER: AND NOW, Sept. 28, 1987, by agreement of the parties, the preliminary objections insofar as they remain unruled upon are declared moot and this case is transferred to the law side of the Court for further litigation.

Leave is granted the plaintiffs, if they so desire, to amend the Complaint so as to more properly set forth an action at law and if they so desire, to demand a jury trial within twenty (20) days of this date, and thereafter, furether pleadings shall be filed in accordance witht he Rules of Civil Procedure.

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

Sept. 29, 1987, copies of order to Attys. Dan L. Wimer and Richard J. Parks.

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Equity 1987 - 10 Entries (for complete entry-see docket sheet-Eq. 1987-10)

Aug. 12, 1987, Summons in Equity filed.

Aug. 13, 1987, Complaint for INjunction filed.

Aug. 13, 1987, Order filed

Aug. 14, 1987, Writ Returned.

Aug. 19, 1987, Preliminary Objections on behalf of dft. Mellon Bank filed.

Aug. 26, 1987, Memorandum and Order filed.

Aug. 28, 1987, Exhibits filed.

ON ARGUMENT LIST FOR SEPT. 1987

Sept. 29, 1987, Order filed. (see order typed above)

****

Dec. 4, 1987 Motion to Dismiss and Order filed. Order - AND NOW, December3, 1987, a rule is entered upon the plaintiffs to show causee why the above action should not be dismissed pursuant to the Motion of the Defendant, said rule to be returnable for argument on December 21,1987 at 1:30 o'clock P.M. in Courtroom 2, Courthouse, MeaDVILLE, PennsylvaNIA.

If the plaintiffs do not intend to oppose the motion and are willing to have the dismissal granted, counsel for the plaintiffs should notify the Court prior to the argument and the argument will be cancelled.

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

Dec. 7, 1987 Cooies of order to R. Parks, Dan P. Wimer and Wm. Gregg

Apr. 15, 1988 Order filed. AND NOW, April 14, 1988, with the consent of all parties, this case is discontinued of record without prejudice to any party as to future litigation.

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

Apr. 18, 1988 Copies of order to Daniel wimer and Richard Parks

1987

Shafer, Swick, Bailey
Irwin and Stack
James R. Irwin:

837.

3/25/88 Recd. $25.00 From Defendant

3/29/88 Recd $141.87 From Plaintiff

4/15/88 Recd $25.00 From Defendant

4/20/88 Recd $25.00 From Defendant

Rec'd May 3, 1988
$25.00
Vivian Stoltz

Rec'd May 3, 1988
$141.87
Vivian Stoltz

Rec'd May 3, 1988
$25.00
Vivian Stoltz

5/2/88 Recd $25.00 From Defendant

5/17/88 Recd $25.00 From Defendant

Rec'd 7-5-88
$25.00
Vivian Stoltz

Recd 7-5-88
$25.00
Vivian Stoltz

7/6/88 Recd. $16.87 From Defendant

Rec'd Sept 1, 1988
$25.00
Vivian Stoltz

Rec'd Sept 1, 1988
$16.87
Vivian Stoltz

DONALD WASSON

vs.

LINDA WASSON

Filed Sept. 30, 1987
@ 9:25 A.M.

Tax & entry Paid $40.50
William Pineo, Mediator
Mediation Cost 283.74
Proc Cs Rel 3/29/88 9.00

PETITION FOR CUSTODY (UCCJA)

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, this 30th day of Sept, 1987, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, WILLIAM PINEO, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as Required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pa.

It is further ordered and decreed that pending final determination by the court, the aforesaid minor child 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.

Oct. 5, 1987 Verification filed. I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney for the P laintiff and that as such, I am authorized to execute this Verification; that I did, on the 30th day of September, 1987 send by Certified Mail, REturn Receipt Requested, Addressee ONly, to LInda Wasson a true and correct copy of the Custody Petition and Order filed at the above term and number at her last known address of PO Box 16, Meadville, PA-16335, ad evidend by the attached sender's receipt No. P=547-805-408 and that on the 2nd day of Octber, 1987 I did receive the duly executed return receipt dated the 1st day of October, 1987. James R. Irwin

Mar. 3, 1988 Temporary Order filed. AND NOW, this 3 day of March, 1988, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of tracey Lea Wasson, minor child, shall be with her paternal grandparents, Mr. and Mrs. Marsden Wasson.
2. the parents shall have frequent and reasonable visitations as may be arranged.
3. Legal custody of Scott Willam Wasson and Christopher M. Wasson is hereby awarded to their parents, Donald Wasson and Linda Wasson, Physical custody shall be with the mother, Linda Wasson. The father shall have the right of reasonable visitation and physical custody as may be arranged between the parties.
4. The parties and paternal grandparents are hereby directed to arrange for counseling for the parents and for tracey Lea Wasson. These arrangements may be made through Meadville Mental Health center of Meadville Medical Center, The Center For Families In Change, or such other counseling agency or counselors as are agreeable to the aprties. Counseling shall continue in accordance with the recommendations of the counselor. The parties shall notify the Mediator of the name of the counselor and sh all supply him with the proper authorization for the release of confiential information so that the Mediator may discuss the matter with the counselors, if necessary.
5. With respect to Tracey Wasosn,the parties and paternal grandparents are directed to share with each other any and all information which any of them may have regarding Tracey's health, education, or major events in her life. With respect to Scott William Wasson and Christopher M. Wasson, the parties are directed to share with each other any and all information which they may have with respect to the children's health, education, and major events in their lives.
6. Health care and school personnel are directed to share with either of the parties any and all confidential information which they may have regarding Scott William Wasson and Christopher M. Wasson.
7. Health care and school personnel are hereby directed to share with either party and with the paternal grandparents any and all confidential information which they may have about Tracey Lea Wasson.
8. Further Mediation may be schduled at the request of either party following completion of counseling or upon the advise of the counselors or upon a substantial change in the circumstances of the parties.
9. The Court notes that Tracey's financial support is not the responisibilty of the paternal grandparents and the parties are hereby directed to make reasonalbe contributions and to assume entirely the costs of Tracey's support. If the arrangements cannot be amicably arranged then the parties can resolve the matter through the domestic relations section of this Court.
10. Costs and fees of this Mediation which are fixed at $283.74 are divided equally between the parties with the share of each being assessed tohim or her as costs in this case. Payments shall be made to the Prothonotary of Crawford County.
11. Either party may move the Court for a hearing de novo for a period of 30 (thirty) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the court,
P. Richard Thomas, J

Mar. 7, 1988 Copies of order to James Irwin, Plaintiff, defendant, Paternal grandparents and William Pineo

Spadafore, Vardaro,
Walker & Johnson
Emil M. Spadafore Jr

838.

Watts, Pepicelli,
Youngs & Youngs
Alan L. Pepicelli

WINIFRED E. KETCHAM AND
CHARLES E. DETCHAM, JR.

vs.

DENISE KETCHAM

Filed Sept. 30, 1987
@ 10:08 A.M.

Tax & entry Paid $40.50

COMPLAINT FOR VISITATION

1 copy (mediator)

1 copy (atty)

ORDER OF COURT:
AND NOW, this 1st day of October, 1987, upon consideraTION of the foregoing Complaint it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and place as the Mediator may specify. The party having custody of the minor children at the time scheduled for mediation is ordered to bring the minor children to the mediation conference.

BY THE COURT,
Robert L. Walker, J.

Oct. 15, 1987 Appearance of Watts, Pepicelli, YOungs and Youngs by Alan L. Pepicelli for Defendant filed.

2-6-98 Rec'd from Pltf 200.00 med dep.

5-29-98 Pd Co 200.00

Oct. 30, 1987 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Jr., Esquire, Attorney for Pla intiff in this action certifies that on October 6, 1987 she delivered to the POst Office in Meadville, PA for delivery to denise Ketcham at 702 Hickory Street, Meadville, PA 16335 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint for Visitation in this matter for which deponent received at the time receipt for certified article no. P 042 058 243 which is attached hereto as Exhibit "A". Thereafter on October 13, 1987 it was returned to Emil M. Spadafore, Jr., return receipt card bearing the same number and signed by Denise Ketcham said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

Jan. 26, 1988 Agreement and Consent Order filed. AND NOW, this 26th day of January, 1988, after review of the attached Agreement, it is Ordered and Decreed:

1. Legal custody of the minor children, Tia Marie, Cyan and Soliel, shall be with their mother, Denise Ketcham, subject to the following temporary custody provisions, which provisions provide for time when the child can be with their grandparents, Winifred E. Ketcham and Charles E. Ketcham, Jr;

a. Grandparents shall have the children withthem on the first and third weekend of ech and every month, the hours of said weekend visits shall be from 10:00 A.M. on Saturday until 5:00 p.m. on Sunday.

B. Holiday visits and additional visits on occasions other than holidays shall be as agreed to mutually between the parties.

c. If the grandparents are unable to keep a scheduled visitation, they shall give the mother at least 24 hours advance notice of said cancellation.

d. All parties agree that no party shall make any derogatory remarks regarding any other party or their current living arrangement.

e. All parties agree that this agreement and Consent Order is a minimum visitation schedule and agree to encourage frequent contact and open communication between the grandparents and mtoher.

BY THE COURT,
Robert L. Walker, J

Jan. 27, 1988 copies of order to Emil Spadafore and Alan Pepicelli

Feb. 10, 1998 Petition to Modify Custody and Order filed.

AND NOW, this 9 day of February ,1998 it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (45) DAYS AFTER APPLICATION. FAILURE TO ATTEND THE SEMINAR MAY RESULT IN SANCTIONS, INCLUDING CONTEMPT OF COURT, A DISMISSAL OF THE ACTION OR A DELAY IN THE PROCEEDINGS UNLESS ATTENDANCE IS WAIVED BY ORDER OF COURT.

If either party has any questions about this seminar he/she should consult an attorney or refer to the Crawford County Civil Rules of Court that are available in the Prothonotary's office and in the Crawford County Law Library or contact the Center for Family Services, Inc.

BY THE COURT,
Anthony J. Vardaro, J

Feb 24, 1998
Certificate of completion of the Seminar for Separating Parents for Winifred & Charles Ketcham, filed.

You, Denise Ketcham, Defendant, have been sued in Court to obtain custody of your minor children.

You are Ordered to appear in person at such time and place as will be determined by the Mediator, John Spataro, Esq. for a Mediation Conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed on the complaint of petition that has been filed recently.

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

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET HELP. Court Administator], Crawford County Courthouse, Meadville Pa 16335, (814) 333-7498 (along with Americans with Disabilities Act of 1990)

Dated: 2//9/98

BY THE COURT
Anthony J. Vardar, J

Con't on Page 288-A

S29052

Winifred E. Ketcham and
Charles E. Ketcham, Jr.
vs
Denise Ketcham

continued from Page 288
of record
AD 1987 - 838

****

May 15, 1998 PETITION TO PROCEED IN FORMA PAUPERIS PURSUANT TO PA. R.C.P. 240 and ORDER FILED. AND NOW, MAY 14, 1998, upon consideration of the Petition filed by the Defendant in this action, and supported by an affidavit attached hereto, all being pursuant to PA.R.C.P. 240, the Defendant is granted leave to proceed in forma pauperis at this time. The Defendant is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstances that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT
GORDON R. MILLER J

5/15/98 FAXED MASSEY

May 21, 1998 ORDER FILED. AND NOW, THIS 21st day of May, 1998 after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Tia Marie Ketcham, born on Jan. 7, 1983 Cyann Ketcham born March 16, 1984 and Soleil Moonfrye Ketcham, born on July 12, 1985.
2. The parties shall share with each other any and all information which each may have regarding the health, education and majoar events in the life of the subject minor child. Health care, school personnel, and other care providers aree hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.
3. The children shall remain in the primary care and custody of the mother until Saturday, June 13, 1998 at which time they will then be placed in the primary care and custody of their paternal grandparents, Winifred E. Ketcham and Charles E. Ketcham Jr. hereinfater paternal grandparents
4. The paternal grandparents shall have the right to take the children into their card and custody on the first and third weekends each month beginning on Fridays at 6 PM and countinuing until 5 PM on Sundays, which arrangement shall continue until June 13, 1998 when the paternal grandparents begin having primary custody of the children.
5. The mother shall be entitled to have the children in her care and custody beginning Friday, June 26, 1998 the mother shall be entitled to take the children into her care and custody for a period of two weeks so that she may take the children with her to visit their maternal grandfather who lives in Missouri. The mother shall give the paternal grandparents not less than two weeks notice when she intends to take the children for the two week visit at her father's residence in Missouri. The every-other-weekend partial custody period for the mother will resume beginning Friday July 31, 1998 at 6PM and continuing until 5PM the followind Sunday, which arrangement shall then continue every other weekend thereafter.
6. The parties are encouraged to agree among themselves as to how best to share their time with the children during the houliday periods. In the eventthat the parties are unable to reach an agreement then in that event the following arrangement shall govern:
a. Christmas; the Christmas holiday shall be divided into two segments with the first segment beginning on Christmas Eve at 6 PM and continuning until Christmas Day and continuing until 6 PM the day before the children are to return to school. For 1998 and each even numbered year thereafter, the paternal grandparents shall have the first segment and the mother shall have the second segment. For 1999 and each odd numbered year thereafter, the mother shall have the first segment and the paternal grandparents shall have the second segment:
b. Thanksgiving; The Thanksgiving holiday from shcool shall be divided into two segments with the first segment beginning at 6 PM on the Wednesday before Thanksgiving and concluding at 5PM on Thanksgiving Day and the second segment beginning at 3 PM on Thanksgiving day and continuing until 6 PM the following Sunday. For 1998 and each even numbered hereafter the paternal grandparents ahll have the first segment and the mohter shall have the second segment. For 1999 and each odd numbered year thereafter, the mother shall have the first segment and the paternal grandparents shall have the second segment.
c. The other holidays to be observed are Easter, Memorial Day, Independence day and Labor Day. Holiday visitation shall be between the hours of 9AM and 8PM. For 1998 the paternal grandparents shall have Memorial Day and Labor Day, and the mother shall have Independence Day and Easter. The parties shall thereafter alternate these holiday periods.
d. The children shall spend Mother's Day with their mtoher from 9AM to 7PM
e. For 1999 and each year thereafter, the mother shall be entitled to four weeks of partial custody with the children during the summer to be agreed upon by the parties. If the parties are unable to reach agreement then in that event mother's partial custody will begin on July 27 and conclude four weeks later.
f. The provisions of this paragraph shall take precedence over the other provisions of this Order relation to custody.
7. Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously arrange, 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 cancellaitons shall not be proposed except for good reasons. Should a cancellaiton or modification be necessary the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
8. The parties shall share responsibility for transportation with the party receiving the children in the exercise of their rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of PA.
9. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.
10. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children is being transported or in the bedroom of the child.
11. Neither party shall do or say anything to blacken the character of teh other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presecne and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.
12. The parties are free to make additonal 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 upon any material change in circumstances.
14. The completion of the Seminar for Separating Parents required by Crawford County Civil Rule L.1930 will not be necessary since this case does not involve separating parents, but instead involves a situation where the natural father is deceased and the paternal grandparents have an interest in the children.
15. Costs and fees of this Mediation which are fixed at $360.00 ($60 hrx6hrs) and the $9.00 Court Order filing fee are to be proportioned as follwos:
a. The paternal grandparents have paidthe $200.00 deposit for the appointment of a mediator. The entirety of the dpeosit shall be applied to the costs and fees of this case, with the balance of $169.00 to be paid by Crawford County. The Reason for this distribution is becasue the mther is a homemaker and relies entirely upon the Social Security income which she receives by reason of the dateh of the fahter of these children.
16. Either party may move the Court for a hearing denovo within 20 days from the date hereof. Further mediation maybe requested by any party beginning on August 1, 1998.

BY THE COURT
GORDON R. MILLER, J.

5/22/98 FAXED LINDSAY, NW LEGAL SERV. SPATARO

Winifred E. Ketcham and
Charles E. Ketcham, Jr.
vs
Denise Ketcham

continued from page 288-A
of record
AD 1987 - 838

****

September 4, 1998 Request for A DeNovo Hearing and order filed. And Now, this 4th day of September 1998, upon receipt and consideration of Defendant's Request for a DeNovo hearing in a custody action, a hearing is hereby scheuled for Thursday, November 5, 1998 at 1:15AM in Courtroom 2 of the Crawford County Courthouse, Meadville, PA

For the Court
Ann A. Walker, CtAdmin.

9/4/98 Faxed Massey Spataro & Lindsey

Nov. 5, 1998 Application for A General Continuance and Order Filed. And now, this 5th day of November, 1998 upon Defendant's Application for a General Continuance is hereby granted. Should either party to this action desire that a hearing be rescheduled in this case, that party shall accordingly make application by way of petition requesting that a hearing be scheduled.

By the Court
Gordon R. Miller

11/4/98 Faxed Massey & Lindsay

June 7, 1999 Stipulation and Consent Custody Order filed. AND NOW, this 4 day of June, 1999, upon consideration of the Stipulation of the parties, attached hereto, it is hereby ORDERED, DIRECTED AND DECREED, that:

1. The parties shall share legal and physical custody of the subject minor children, Cyann Ketcham, born March 16, 1984; Soleil Moonfrye Ketcham, born July 12, 1985; and Tia Tarie Ketchem, born January 7, 1983.

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

3. That Plaintiffs, Winifred E. Ketcham and Charles E. Ketcham, Jr., shall have primary physical custody of all three (3) children, subject to the parties custody rights of Mother, Denise Kethcmas as set forth belows:

1. Defnedant mother, denise Ketcham, shall be entitled to reasonable vistiation and communication with the subject minor children. The details of these visits shall be determined upon mutual consent of both parties.

4. The Plaintiffs shall not unreasonably refuse or deny contact between Defendant and the subject children.

5. The parties are encouraged to agree amond themselves as to how best to share their time with the children during the holiday periods. In the event that the aprties are unable to reach an agreement, then in that event the following arrangement for Cyann and Soleil shall govern:

1. Christmas: The Christmas holiday shall be divided into two(2) segments withthe first segment beginning on the evening of the day that shcool breaks for vacation at 6:00 p.m. and continuing throudh December 2 at 6:00 p.m., and the second segment beginning on December 27 at 6:00 p.m. through 6:00 p.m. on the evening of the day before school resumes. For 1998 and each even numbered year thereafter, the paternal grantparents shall have the first segment and the mother shall have the second segment. For 1999 and each odd numbered year thereafter, the mother shallhave the first segment and the paternal grandparents shallhave the second segment.

b. Thanskgiving: For 1998 and each even numbered year thereafter, paternal grandparents shallhave the chikldren beginning at 6:00 p.m. on the Wednesdayb efore Thanksgiving and contining until 6:00 p.m. on the follwoing Sunday. For 1999 and each odd numbered year thereafter, motehr shallhave the childrenbeginning at 6:00 p.m. on the Wednesday before Thanksgiving and continuing until 6:00 p.m. on the following Sunday.

c. Easter: The Easter holiday shall be divided into two (20) segments withthe first segment beginning on the evening of the day school breaks for vacation at which time the second segment begins and continues until 6:00 p.m. on the evening of the day before school resumes. For 1998 and each even numbered year thereafter, paternal gandparents shallhave the first segment and mother shallhave the second segment. For 1999 and each odd numbered year thereafter, mother shallhave the first segment and paternal grandparents shallhave the second segment.

d. Mother's Day: The children shall spend Mother's Day weekend with mother beginning Friday at 6:00 p.m until Sunday at 6:00 p.m.

3. The other holidays to be observed are Memorail Day, Independence Day and Labor Day. Holiday vistiation shall be between thehours of 9:00 a.m. and 8:00 p.m. For 1999, the paternal grandparents shallhave Memorial Day and Labor Day, and the mother shallhave Independence Day. The parties shall thereafter alternate these holiday periods.

f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

6. Should it be necessary for either party to cancel or modify the visitation as set out in this order or as previously arranged, the party seeking cancellation or modificaiton shall notify the other party as soon as he or she knows of the necessity whichimpels the cancellation or modificaiton. 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 altnerative visits or to make altnertive arrangements.

7. The parties shall share responsibility for transportation with the party receiving the children in the exercise of their rights picking kup the chidlren at the home of the other. Any person transporting the children shall make sure that the seat belts or toher restraints are sued in accordance with the laws of Pennaylvania.

8. Each party shall teach said childrento give to the otehr party that love and repsect which is due a parent/grandparent from his or her children/grandchildren.

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

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 andr espectful manner whenin the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the toher party in the childrne's estiamtion.

11. The aprties are free to make additional or alternative arrangements respecting the custodial and vistiation 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 is order shall govern.

12. Either aprty may request a review of this order upon any material change in circumstances.

13. The compleititon of the Seminar for Separating Parents requred by Crawford County Cviil Rule L1930 will not be necessary since this case does not involve separting aprents, but instead involves a situation where the natural lfather is deceased adn the paternal grandparents have an interest inthe children.

BY THE COURT:
Gordon R. Miller, J

* 6/8/99 Faxed Lindsay, Jennifer Lancaster & Legal Ser.

Sept 7, 1999 Petition to Modify Custody Filed.

Aug 30, 1999 Certificate of Service of the Petition to Modify Custody Filed.

1987

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

839.

BLAINE J. GREEN

vs.

TAMMY GREEN

IN RE:
TONYA GREEN
Date of Birth: 4/12/86

Filed Sept. 30, 1987
@ 11:11 a.m.

Tax & entry Paid $40.50
Pro Co Pd 9-30-87- 9.00

COMPLAINT FOR CUSTODY

Sept. 30, 1987, Acceptance of Service filed. I, Tammy Green, do hereby accept service of the Notice to Defend and Claim Rights and the Complaint for Custody, filed in the above captioned matter this 26th day of September, 1987.

Tammy Green.

Oct. 2, 1987, STIPULATION AND ORDER filed.

ORDER: AND NOW, this 1st day of Oct. 1987, the parties having stipulated and agreed to the entry of this order,

IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. The primary physical and legal custody ofthe child, Tonya Green is now and shall continue to remain with the father Blaine J. Green.

2. The mother shall have the ritht to take the child into her physical custody at such times and places as the parties agree. In the event that the parties are unable to agree the mother shall have the right to take the child into her custody on Fridays at noon and retain her until Saturday at 6:00 p.m. The mother shall further have the right to telephone the child once each day at reasonable hours.

3. The mother shall have the right to access to any and all records maintained by third party providers of service to the said minor child including but not limited to medical, educational, psychological, and dental, and that without further order of court.

4. The parties shall make such provision for holiday visitations as they shall find mutually agreeable. In the event that they cannot agree, the parties shall alternate the holidays of New Years, Easter, Memorial Day, Fourth of July, and Labor Day. The alternation shall begin with the mother being entitled to visitation with the child on New Years Day of 1988. The holiday visitaion shall be 9:00 in the morning until 6:00 o'clock in the evening of the specific day. On the holiday of Thanksgiving the mother shall have the right to take the child from 4:00 o'clock in the afternoon until 6:00 o'clock in the evening of the following Saturday. On the holiday of Christmas the mother shall have the right to take the child into her custody at noon and shall retain the child until 6:00 o'clock of the following day. The mother shall have the right to have the child with her on Mother's Day and the father shall have the right to have the child with him on Father's Day.

BY THE COURT,
Robert L. Walker, J.

Oct. 6, 1987, copy of order to Atty. A. Gamble.

1987

Ferguson, Spataro & O'Shea
Thomas D. O'Shea

840.

MICHELE L. HEILMAN

vs.

JOHN D. HEILMAN

Filed Sept. 30, 1987
@ 2:44 P.M.

Tax & entry Paid	$40.50 ✓
Pro Co. Paid 1/12/88	9.00
Pro Co Pd 1/28/88-	5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 28, 1987 affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, return receipt requested, addressee only, dated October 1, 1987. the Defendant acknowledged service on October 23, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.

Thomas D. O'Shea

Jan. 5, 1987 Affidavit Of Consent of Plaintiff filed.

Jan. 12, 1988 Affidavit of Consent of Defendant filed.

Jan. 12, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, January 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MICHELE L. HEILMAN and JOHN D. HEILMAN

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.

Jan. 28, 1988, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: Michele L Offi.

1987

Altomare, Barnhart
& Rockwell
Joseph C. Barnhart

841.

LISA A. PETERS

vs.

RANDY A. PETERS

Filed Oct. 1, 1987
@ 10:43 A.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 2-2-88 9.00 ✓

filed.

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

Oct. 8, 1987, Affidavit of Srevice filed. Before me, the undersigned officer, personally appeared Joseph C. Barnhart, Esq. who did depose and say that he is the atty. for the plaintiff in the above captioned matter and that he did serve a certified copy of the complaint in divorce upon the above named defendant at his address by U. S. Cert. mail, restricted delivery. Delivery of same being evidenced by postal return receipt P 620 643 169 purportedly signed by said defendant dated Oct.3? 1987 attached hereto and incorporated herein by reference.

In witness whreof, I hereunto set my hand and seal this 6th day of Oct. 1987. Joseph C. Barnhart, Esq.

Jan. 19, 1988 Plaintiff's Affidavit Of Consent To Divorce filed.

Feb 2, 1988 Defendant's Affidavit of Consent

Feb 2, 1988 Upon Praecipe of Plaintiff's Attorney for Review under §201(c) of the Divorce Code, this case is moved to Court.

Feb. 24, 1988 **D E C R E E F I L E D .**

AND NOW, this 23 day of Feb., 1988, ITS 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 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,
P. Richard Thomas, J

Prather, Prather
& Pineo
William Pineo

842

OLIVE MOLNAR, KATHLEEN MOLNAR AND ANDREW MOLNAR AND OLIVE MOLNAR, HIS WIFE, AS PARENTS AND NATURAL GUARDIANS OF MICHELLE MOLNAR

vs.

PAULINE M. PISARCHICK

Filed Oct. 1, 1987
@ 11:02 A.M.
Issued.

Tax & Entry Paid	$40.50
Sheriff costs	15.00
Sheriff's Costs	22.97
Sheriff's Costs	41.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Oct. 2, 1987, Motion to Allow Deposition of Witness Pursuant to R.C.P. 4007.2 (b) and order filed. ORDER: "AND NOW, this 2 day of Oct., 1987, upon consideration ofthe within MOtion the same is hereby granted and the plaintiffs are allowed to depose Donald L. Pisarchick in accordance with Pa. R.C.P. 4007.2 (b). BY The Court
P. Richard Thomas, J.

Oct. 6, 1987, copy of order to Atty. Pineo.

Oct. 22, 1987, Writ Returned. Not Found as to the within named defendant Pauline M. Pisarchick, as of October 14, 1987.
So answers, Howard N. Stewart, Sheriff

Dec. 9, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Donald L. Pisarchick personally, by handing a true copy of the within Notice of Deposition and Subpoena to him on December 8, 1987 at 4:15 P.M. at his place of employment, Golden Dawn Store, Linesville, Crawford County, Pa.
So answers, E. Ralph Copeland Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 30, 1987, Oral Deposition of Donald L. Pisarchick filed.

Aug. 3, 1988 Writ Reissued.

Aug. 18, 1988 Writ Returned: Before me the undersigned authority personally appeared, William Parker, Deputy who being duly sworn according to law, deposes and says that on the 9th day of August, 1988, at 10:55 A.M. he served Pauline M. Pisarchick, filed at AD 1987-842, Crawford County, Pennsylvania, upon defendant M. Picharchick, at 105 Green Oak Drive, Apartment 105, Erie County, Edinboro, Pennsylvania, by making known the contents thereof to Tom Berkstressor, Apartment Manager, and handing to and leaving with him the certified copy of the Writ of Summons received from Crawford County.

William Parker, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED Pauline M. Picharchick, within named defendant by deputizing the Sheriff of Erie County, Pa, as per his affidavit of service attached.
Served: August 9, 1988 Howard N. Stewart, Sheriff

1987

Emil M. Spadafore Jr
Spadafore, Vardaro, Walker & Johnson

843.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss, and
Nancy M. Sennett for dfts. Woodcock Twp and Donald Miller

Gordon R. Miller
Fredrychowski's

GARY MILLER CHRYSLER-PLYMOUTH

vs.

WOODCOCK TOWNSHIP,
DONALD MILLER,
WALTER FREDRYCHOWSKI, AND
LINDA M. FREDRYCHOWSKI
dfts
Clifton L. Erb, add't dft.
Karen Corey, add'l dft.

Filed Oct. 1, 1987
@ 1:37 P.M.

Tax & entry Paid	$40.50
Sheriff's costs	39.54
Pro co Pd 3/8/88	6.00

COMPLAINT

4 copies (sheriff)

(Jury Trial Demanded)

Oct. 8, 1987, Appearance of Culbertson, Weiss, Schetroma, and Schug, by E. Max Weiss, and Nancy M. Sennett, attorneys for defendants Woodcock Township and Donald Miller, filed.

Oct. 13, 1987 Sheriff's Return filed. SERVED Woodcock Township within named defendant on Oct.6,1987 at 2:56 p.m. by handing a copy of the within Complaint to Donald Miller, employee, at their place of business Township Building, N. Main Street Ext., Saegertown, Crawford Co. PA.

SERVED Donald Miller within named defendant personally on OCt. 6, 1987 at 2:55 p.m. at his place of employment, Woodcock Township Building, N. Main St. Ext., Saegertown, Crawford Co. PA.

SERVED Walter Fredrychowski within named defendant personally on Oct. 6, 1987 at 2:25 p.m. at his place of residence, RD #2, Saegertown, Crawford Co., PA.

SERVED Linda M. Fredrychowski within named defendant on OCt. 6, 1987 at 2:24 P.M. by handing a true copy of the within Complaint to Walter M. Fredrychowski, adult member of the family with whom she resides, namely her husband, at their place of residence, RD #2, Saegertown, Crawford Co. PA.
So answers,

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

Oct. 15, 1987 Appearance of Gordon R. Miller for Walter Fredrychowski and Linda M. Fredrychowski, Defendants filed.

Oct. 22, 1987, Answer and New Matter of Woodcock Township and Donald D. Miller to Plaintiff's Complaint, filed.

Nov. 4, 1987, Answer of defendants W. Fredrychowski and Linda M. Fredrychowski filed.

Nov. 4, 1987, Complaint Against Additional Defendant Clifton L. Erb, filed.

Dec. 29, 1987, Complaint Against Additional Defendant Karen Corey filed.

Feb. 8, 1988 Deposition of Karen Hopkins and Clifton L. Erb filed.

Mar. 4, 1988, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

844.

Spadafore, Vardaro
Walker & Johnson
Emil M. Spadafore,Jr.

FRANK URBANICK

vs.

ALLAN HART & SONS

Filed Oct. 1, 1987
@ 2:16 P.M.

Tax & entry Paid	$40.50 ✓
Sheriffs costs	21.12 ✓
Pro Co Pd 11/25/87	15.00 ✓

COMPLAINT AT LAW

1 copy (sheriff)

Oct. 12, 1987, Sheriffs Return filed. SERVED Allan Hart & Sons within named dft. on Oct. 7, 1987, at 11:20 a.m. by handing a true copy of the within complaint to Ronald Hart, son and person in charge at the place of business, R. D. #2, Rt. 285, Cochranton, Crawford Co., Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Oct 30, 1987 Answer and New Matter of Defendant filed.

Nov. 20, 1987, Reply to New Matter filed.

Nov. 25, 1987, Upon praecipe of defendant attorney, for reference to the arbitrators the following arbitrators are appointed: William B. Moore, Esq. Ch.
~~M. Dana Mason~~ John B. Brautigam
Gary A. Fabian

Nov. 25, 1987, ARbitrators Take the Qualifying Oath.

Dec 21, 1987 Upon Praecipe of Defendant's Attorney, Arbitration Panel is hereby withdrawn.

Dec. 21, 1987 Certificate of Readiness filed.

Dec. 1, 1987 Upon Praecipe of Plaintiff's Attorney this case is placed on the February Trial List.

On February 1988 Trial List; NonJury

Non-jury Trial Set for March 10, 1988 at 9:00 A.M.

Mar. 10, 1988 Exhibits filed.

Mar. 11, 1988 Verdict filed. AND NOW, March 10, 1988, after nonjury trial, the verdict of the Court is in favor of the Plaintiff in the amount of $2,681.00.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
M-184

Mar. 11, 1988 Copies given to Atty's

1987

Legal Services
Margaret Eglinton

845.

SHIRLEY A. BROWN

vs.

LEVI E. BROWN

Filed Oct. 2, 1987
@ 9:27 A.M.

Tax & entry pd 11/14/87 $40.50
Sheriff's Costs 18.97

PETITION FOR PROTECTION FROM ABUSE

6 copies (atty)

ORDER:

AND NOW, this 2 day of Oct,. 1987, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 12 day of Oct., 1987, at 4:00 P.M. 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, or harassing the plaintiff and/or the minor child of the parties. The defendant is further directed to refrain from contacting the child at the Linesville High School.

The plaintiff is hereby awarded temporarycustody ofthe minor child of the parties pending the hearing scheduled above.

The Crawford County Sheriff Dept. is directed to serve a certified copy of this Petition and Order upon the defendant. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

The State Police of the Com. of Pa. are directed to enforce this order.

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

The defendant should take this paper to his lawyer at once. If he does not have a LAWYER or cannot afford one, he should go to or telephonetthe office set forth below to find out where he can get legal help.

Crawford County Bar Assn. Ser. to the Public Comm. 310/312 Chestnut St, Meadville, Pa. 16335 814 724-7719.

BY THE COURT,
P. Richard Thomas, J.

Oct. 15, 1987 ORDER filed. AND NOW, Oct. 12, 1987, at the time this matter comes before the Court, both parties are represented by counsel and advise the Court the matter has been amicably resolved as follows:

1. Without the necessity of full hearing, and without necessarily admitting all of the facts pled in the petition, the Defendant agrees that he will not assault, harass or annoy his wife and daughter or procure others to do so on his behalf.

2. Apparently the Defendant has been recently self-admitted to the Help Unit at Meadville Medical Center and this will of necessity require counseling with wife and daughter if requested by the Center and they agree to participate in requested counseling.

Upon release, the Defendant wil not be permitted without special invitation to go to the wife's residence for any purpose, and if specifically permitted to appear at the wife's place of residence, he will not cause any disturbance, threaten, annoy or harass the wife or the daughter in any fashion.

3. In the event of a breach of this Order, any police officer upon reasonable cause shown may apprehend the Defendant and confine him in the Crawford County Jail forthwith and notify the Court so that an immediate hearing will be granted on the contempt issue.

4. This Order shall remain in effect for a period of twelve (12) months from this date, and the Defendant is DIRECTED to pay costs in this case in the amount of $40.50 within thirty (30) days of this date.

By Order Of The Court,
P. Richard Thomas,P.J.

Oct. 19, 1987 Copy of Order to Christopher Youngs and Margaret Eglinton.

Oct. 21, 1987 Sheriff's Return filed. NOT FOUND, as to Levi E. Brown, within named defendant.
So answers, Howard N. Stewart, Sheriff

1987

Prather, Prather
& Pineo
William Pineo

846.

Emil M. Spadafore

JOHN D. BORATYN, INDIVIDUALLY AND JOHN D. BORATYN AS PARENT AND NATURAL GUARDIAN OF THEODORE BORATYN AND JEREMIAH BORATYN, MINOR CHILDREN AND EARL RICE

vs.

NELDA BORATYN

Filed and issued
Oct. 2, 1987
@ 9:59 A.M.

Tax & entry Paid $40.50

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Oct. 7, 1987 Acceptance of Service of Writ of Summons for Defendant by Emil M. Spadafore.

1987

Culbertson, Weiss,
Schetroma and Schug,
Mary Ann Kirkpatrick

847.

EDWARD A. DANIELS

vs.

CAROL R. DANIELS

Filed Oct. 2, 1987
@ 3:04 P.M.

Tax & entry Paid $40.50

Pro Co Pd 1-29-88 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 7, 1987, Affidavit of Service filed. AND NOW, Oct. 7 1987, comes Mary Ann Kirkpatrick Esq. being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Atty. for Edward A. Daniels, in the above matter.

2. That on information furnished to her by plaintiff, she caused a cert. copy of Complaint to be forwarded by Cert. Mail No P 042 056 708, postmarked Oct. 2, 1187, to the last known address of the dft. R. D. #2, linesville, Pa.

3. That the Dft, on Oct 3, 1987, personally signed the receipt card which was affixed to the Compalint in the above matter and which is attached hereto as Ex. A.

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

Mary Ann Kirkpatrick, ESq/.

Jan. 27, 1988, Affidavit of Consent of Plaintiff filed.

Jan. 27, 1988, Affidavit of Consent of Defendant filed.

Jan 28, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to court.

Feb. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 24, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

EDWARDS A. DANIELS and CAROL R. DANIELS

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

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

Fuller, Kinnenen, Petruso and Gamble
John Fuller

848.

Barrett & Dratler
Bruce Barrett
for T. & R. Klink

Blystone & Blystone
Peter E. Blystone
for Westford Milling & J & S Griggs, and E & F. Field

MASTER FEED AND GRAIN, INC.

vs.

WESTFORD MILLING COMPANY;
THOMAS E. KLINK;
RHONDA J. KLINK, HIS WIFE;
JAMES L. GRIGGS, AND
SHEREE GRIGGS, HIS WIFE
AND, ELISHA J. FIELD, AND
FRANCES FIELD, HIS WIFE

Filed Oct. 2, 1987
@ 3:52 P.M.

Pro Simmons $15.00 ✓
Postponements paid 7/3/89 - 10.00 ✓
Satisfaction Pd. 4-2-90 5.00 ✓ 6.50 ✓

WRIT OF REVIVAL
Of

DSB 1982 - 83

Writ of revival of judgment indexed against the defendants in the sum of Seventy Five Thousand One Hundred Twenty Nine and 48/100 Dollars with interest from Sept. 29, 1987.
Debt---$75,129.48
Int. from 9/29/87
W - 185, K - 161, 141
G - 94, 154, F - 51, 61
Issued
James F. Simmons, Prothonotary

Oct. 7, 1987, Acceptacne of Service filed. AND NOW, this 7th day of Oct. 1987, I hereby accept servcie ofthe Writ of Revival on behalf of Westford Milling Company, James L. Griggs, and Sheree Griggs, his wife, Elisha J. Field, and Frances Field, his wife. Peter E. Blystone, Esq.

Oct. 15, 1987, Acceptance of Service filed. AND NOW, this 15th day of October 1987, I hereby accept service of the Writ of Revival on behalf of Thomas E. Klink and Rhonda J. Klink, his wife. BRUCE Barrett, ESq.

July 3, 1989, Writing filed wherein plaintiff postpones the lien of the above stated judg. in favor of a certain mortgage given by the Westford Milling Company to Small Business Administration and agency of the Government of the United States of America, dated July 4, 1989, and recorded in Record Book vol 69 page 570, Crawford County Records. This postponement to affect lien and collection of said judgment out of the following property: All that certain piece or parcel of land situated in South Shenango Township, Crawford County, Pa. (see paper filed)

July 3, 1989, Writing filed wherein plaintiff postpones the lien of the above stated judg. in favor of a certain mortgage given by James L. Griggs and Sherree L. Griggs to Small Business Administration, a agency ofthe government of the United States of America, dated July 3, 1989, recorded in Record Book, vol 69, page 575, in the sum of $82,700.00. This postponement to affect lien and collection of said judgment out of the following property: All that parcel of land situate in South Shenango Twp, Crawford County, Pa. (see paper filed for description)

April 2, 1990 This Lien satisfied.
(see paper filed).

1987

Meyer, Darragh,Buckler
Bebenek & Eck
J. Gregory Giannuzzi

849.

CLARA McCARNEY AND JOHN McCARNEY, HER HUSBAND

vs.

MARGARET KAISER

Filed Oct. 5, 1987
@ 11:11 a.m.

Tax & entry paid $40.50
Sheriffs costs 12.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Oct. 8, 1987, Sheriffs return filed. Not Found as to the within named defendant Margaret Kaiser as of Oct. 8, 1987. Reported she moved to Florida and possibly in jail there. Address unknown.
So answers, Howard N. Stewart, sheriff

William L. Garvin

850.

Stephen E. Hall

WALTER GARNER
2705 Riverview AvEnue
McKeesport, Pa. 15132

vs.

RHONDA LEA GARNER
P.O. Box 9, Westmont Park
Rocky Mount, N.C. 27801

Filed Oct. 5, 1987
@ 1:15 P.M.

Tax & entry Paid $10.50

CUSTODY ORDER CERTIFIED FROM THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNA.

(Family Division)
(Case No. FD 83-10179)

ORDER OF COURT:

AND NOW, to-wit, this 21st day of Dec. 1983, after exparte hearing, defendant having been property served with notice thereof, it is hereby ORDERED that temporary custody of the minor children, Walter Allen and Victor William Garner, is awarded to plaintiff, Walter Garner. Further proceedings will be scheduled upon request of the defendant.

BY THE COURT:
Judge Strassburger, J.

Oct. 26, 1987, Certified order from Circuit Court of the Eighth Judicial Circuit, in and for Bradford County, Florida, filed:

AD 1987-150

OFF. REC. 261 PAGE 0136

OFF. REC. 261 PAGE 0137

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT, IN AND FOR BRADFORD COUNTY, FLORIDA

IN RE: The Marriage of:)
WALTER GARNER,)
Husband,) CASE NO. 85-451-CA
and)
RHONDA L. GARNER,)
Wife.)

FILED '86 MAR 29 P 4:15

FINAL JUDGMENT OF DISSOLUTION OF MARRIAGE

THIS CAUSE came on to be heard on the 18th day of February, 1986 on the Petition for Dissolution of Marriage filed by the Wife and the Court having heard testimony and being otherwise fully advised in the premises, finds as follows:

1. This Court has jurisdiction over the subject matter herein.

2. The Husband, WALTER GARNER, and the Wife, RHONDA L. GARNER, were duly married to each other on January 20, 1979.

3. The marriage of the parties is irretrievably broken.

4. That there have been two (2) children born of the marriage of the parties, to-wit: WALTER ALLEN GARNER, born May 1, 1979 and VICTOR WILLIAM GARNER, born April 2, 1982.

5. That it is in the best interests of the parties' minor children that the Wife, RHONDA L. GARNER, be awarded sole parental responsibility for the minor children.

6. That the Wife wishes to be restored to the use of her former name, to-wit: RHONDA L. PATTERSON.

THEREFORE, it is ORDERED AND ADJUDGED as follows:

1. The bonds of marriage between WALTER GARNER and RHONDA L. GARNER are dissolved A VINCULO MATRIMONII and each party is restored to the status of being single and unmarried.

TRUE COPY
GILBERT S. BROWN

2. Sole parental responsibility for the minor children, to-wit: WALTER ALLEN GARNER and VICTOR WILLIAM GARNER, shall be awarded to the Wife, RHONDA L. GARNER.

The award of sole parental responsibility to the Wife, RHONDA L. GARNER, constitutes a "Custody Decree" or "Custody Determination" arising out of a custody proceeding within the Uniform Child Custody Jurisdiction Act Sections 61.1302 and 61.1348, Fla. Stat. (1984).

3. That the Wife is hereby restored to the use of her former name, to-wit: RHONDA L. PATTERSON.

4. That this Court specifically reserves jurisdiction over this matter for the purposes of ordering child support and such other orders as it may deem necessary and appropriate.

DONE AND ORDERED in Chambers at Starke, Bradford County, Florida this 29th day of July, 1986.

JOHN J CREWS
Circuit Court Judge

Copies Furnished to:
Randy Kammer-Phillips, Attorney for Wife
Rhonda L. Garner, Wife
Walter Garner, Husband

Deputy Clerk

16929
261 Page 136-137
2.45

Sept. 6, 1988 Petition for Confirmation Of Custody Order and ORDER filed. AND NOW, upon consideration of the foregoing Petition for Confirmation of Custody Order, Argument is scheduled for Oct. 6, 1988 at 3:00 P.M. Counsel for Plaintiff shall serve a copy of this Petition upon Respondent by Certified Mail; Return Receipt Requested and upon Respondent's attorney, William L. Garvin, 5707 Smithfield St., McKeesport, PA 15135.

Robert L. Walker, J.

Sept. 7, 1988 Copy of Order to Atty. William L. Garvin and Stephen E. Hall.

Oct. 6, 1988, Affidavit of Service of Petition for Confirmation for Custody Order and Order of Court upon Walter Garner, filed. Stephen E. Hall, Atty. for Rhonda L. Garner, now by re-marriage Rhonda L. Melton, hereby states that he mailed to Walter Garner, 2705 Riverview Ave, McKeesport, Pa. 15132, a true and correct copy of the Petition for Confirmation of Custody Order and Order of Court setting argument on said petition for Oct. 6, 1988, at 3:00 p.m. at the Crawford County Court House, , Meadville, Pa by cert. mail, restricted delivery, ret. rec. req. and that he duly received from the U. S. Post Office a ret. rec. card dated Sept. 21, 1988 and bearing the signature of Walter Garner; affiant further states that true and correct copies of the Petition for Confirmation of Custody Order were also mailed to the aforesaid Walter Garner and his atty. Wm. L. Garvin, 5707 Smithfield St. McKeesport, Pa. 15135. The ret. rec. card is attached hereto and marked Ex. "A". Stephen E. Hall Esq.

Oct. 10, 1988 ORDER filed. AND NOW, Oct. 6, 1988, at the time fixed for hearing and/or argument in this matter and it appearing that the plaintiff was served by Certified Mail with a copy of the Order fixing this argument and the petition to confirm custody on Sept. 21, 1988, but has not appeared either in eprson or by counsel, the Court makes the following.

Oct. 10, 1988 ORDER filed. AND NOW, Oct. 6, 1988, at the time fixed for hearing and/or argument in this matter and it appearing that the plaintiff was served by Certified Mail with a copy of the Order fixing this argument and the petition to confirm custody on Sept. 21, 1988, but has not appeared either in person or by counsel, the Court makes the following

FINDINGS OF FACT

1. The plaintiff obtained an ex parte temporary custody Order for the custody of the two minor children, Walter Alan Garner and Victor William Garner on Dec. 21, 1983 in the Court of Common Pleas of Allegheny Co. PA.

Record Continued on Page 300 (a).

Walter Garner

vs.

Rhonda Lea Garner

Record Continued from Page 300

of

AD 1987 - 850

2. The Plaintiff never had actual physical custody of the children as the result of that Order at the time it was issued.

3. By a decree of the Circuit Court for the 8th Judicial Circuit in and for Bradford Co., Fl., the parties were divorced and custody was awarded to Rhonda L. Garner.

4. At least on the surface, it would appear to this Court that the Florida Order is entitled to full faith and credit under the Uniform Child Custody Jurisdiction ACt.

5. The plaintiff filed of record in this court a Certified Copy of the Allegheny Co. Order which appears in the Prothonotary's Office at 1987 - 850 and as a result of the filing of that Order in Crawford Co., did obtain physical custody of the children for a period of less than twenty-four hours.

6. For at least the past year, the children have been in the exclusive custody of the mother Rhonda L. Melton and the father has exercised no visitation with the children during that period.

7. At least on a prima facie basis, it would appear that the father is entitled to some type of visitation with the children.

In order to afford the father any legal rights that he may have, this matter is referred to William Pineo, Custody Mediator, tohold a custody mediation conference and make a reprot to the Court. In the event the plaintiff wishes to contest the jurisdiction of this Court, he will be granted argument on that contest upon the filing of an appropriate motion. Pending mediation, the children, Walter Alan Garner and Victor William Garner shall not be removed from the home of the mother without her written consent, although the father is not forbidden to peaceably visit the children at that home.

The defendant shall serve notice of this Order upon the plaintiff by Certified Mail, Return Receipt REquested, REstricted Delivery, and by ordinary mail upon William L. Garvin, Esq., 5707 Smithfield St., McKeesport, PA., 15135, who apparently represented the plaintiff in this action in the ex parte proceedings in Allegheny County.

By Order of The Court,
Robert L. Walker, J.

Oct. 11, 1988 Copy of Order to Attys. Stephen Hall, William Pineo and Plaintiff.

Nov. 2, 1988 CONSENT ORDER filed. And now, this 2nd day of November, 1988, the parties hereto, Walter Garner, Plaintiff, and Rhonda L. Garner, now by marriage Rhonda L. Melton, Defendant, have reached an agreement concerning custody and visitation with regard to their two minor children, Walter Alan Garner and Victor William Garner, and desire that their agreement have the effect of a court order regarding custody and visitation, and therefore set forth hereunder their agreement and request the court to review said agreement and approve the same as a court order:

1. The father Walter Garner hereby acknowledges that he is in receipt of a Petition to Confirm Custody Order filed by the defendant, Rhonda L. Melton, and that he is in further receipt of an Order entered by Judge Robert L. Walker, dated Oct. 6, 1988 and he agrees that the decree entered by the Circuit Court for the Eigth Judicial District in and for Bradford Co., FL is to be afforded full faith and credit in this jurisdiction under the Uniform Child Custody Jurisdiction ACt and that he further waives any objection he may have, if any, to the jurisdiction of the Court of Common Pleas of Crawford Co. PA. ina djudicating and supervising any matters concerning custody and visitation of the children.

2. The mother shall have primary physical custody of the children.

3. The father shall have temporary physical custody and the right of visitation as follows:

(a) For a three month period commencing Nov. 1, 1988, the father shall be entitled to visit with the children at the home of the mother in Linesville, Crawford Co., Pa., or in the immediate vicinity of her home for five hour periods each day of every other weekend, commencing the weekend of Nov. 5th and 6th, 1988. The purpose of these visits is to reacquaint the children with the father and he shall be sensitive to the fact that the children are not used to his presence.

(b) After the above-stated initial three month period, the father shall be entitled to visit with the children at his home in McKeesport, Pa. for one weekend during the month, the father having the option to select the weekend and so long as he gives the mother two weeks notice of his selection. The father shall pick the children up at the residence of the motehr at 7:00 P.M. on Friday and shall return the children no later than 6:00 P.M. on Sunday.

(c) After the expiration of the second three month period as set forth in subparagraph (b) above, the father shall then have temporary physical custody of the children every other weekend and shall pick the children up at 7:00 p.m. on Friday and return the children no later than 6:00 p.m. on Sunday.

(d) After the initial three month period of visitation, the father and mother shall alternate the right to visit with the children on holidays. With respect to visitation on Christmas Day, 1988, the father shall have the right of visiting with the children at least three hours in the home of the mother in Crawford Co. or at some other location in Crawford Co.

(e) The father shall have the right of extended visitation with the children in the summer for a period of time not to exceed two weeks and only during the time he is on vacation from his place of employment.

4. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the eyes of said chidlren.

5. The party having the care of the children shall take care that their medical needs are seen to by reputable medical care workers.

6. The contacts necessitated between the parties by this order shall not be used by either party to harrass or annoy the other nor to insist upon carrying on conversations on topics not acceptable to the other.

7. The parties shall share all information regarding the children's health, ecucation and major events in their lives. Health care and sc hool personnel are authorized to release to either party all confidential information.

8. The parties are free to make additional or alternative arrangements but only by mutual consent; otherwise this order shall govern.

IN WITNESS WHEREOF, the parties heretohereunto set their hands and seals the day and date above written.

Witnessed by: Bill Garner Walter A. Garner Rhonda L. Melton

CONTINUED ON PAGE 300 B

300
(b)

1987

AND NOW, Nov. 1988 the above agreement for custody and visitation having been reviewed by the court, the same is hereby approved and shall take effect as the Order ofthis Court.

BY THE COURT,
Robert L. Walker, J.

Nov. 4, 1988 copies to Attys. Wm. l. Garvin, Stephen Hall and W. Pineo.

Mason and Mason
Joan D. Mason

851.

R. Charles Thomas

NANCY R. PETRICK

vs.

GARY L. PETRICK

William Pineo, Mediator 177.00
Pro Co 9.00

Filed Oct. 5, 1987
@ 3:34 P.M.

Tax & entry Paid $40.50
2 counts paid 30.00
William Pineo, Mediator
Mediation Cost 242.00
Pro Co Pd 1/30/64 9.00
Pro Co Pd 8/17/90. 9.00
Pro Co Pd 7964 12-29-93 9.00
Pro Co Pd 1-26-94 10.00

1/30/89 Recd. $121.00 from Plaintiff
1/31/89 Recd. $121.00 From Defendant
Recd 3-1-89 $121.00 Vivian Stoltz
Recd 3-1-89 $121.00 Vivian Stoltz
8/13/90 Recd $91.00 From Defendant
8/17/90 Recd $91.00 from plaintiff
Recd 9-5-90 $91.00 Vivian Stoltz
Recd 9-5-90 $91.00 Vivian Stoltz
10-20-93 Rec from deft med. Disp. $150.00
12-29 Pd deft Ck# 7985 52.50
12-29-93 Pd Co Ck# 7983 88.50
1-26-94 Recieved from Plaf Med Fee 88.50
3-22-94 Pd Co Ck# 879 88.50

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Oct. 14, 1987 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on October 9, 1987 mail to the above defendant, Gary L. Petrick by certified Mail #P-547-808-311, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Gary L. Petrick on October 10, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason, Esq.

Nov. 23, 1988, Motion for Appointment of a Mediator and Order filed. ORDER: AND NOW, NOV. 23, 1988, WILLIAM PINEO, ESQ. is appointed as Custody Mediator in the above case.

P. Richard Thomas, J.

Nov. 29, 1988 copies to Joan Mason and William Pineo.

Jan. 17, 1989 Temporary Order ifled. AND NOW, this 13th day of January, 1989, after Mediation in the above referenced matter and upon recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children. Since this is a joint legal custody arrangement, the parties shall share with each other anyand all information which he or she may have regarding the children's education and health, and the major events in the children's lives.
2. Primary physical custody of Daniel shall be with his father. Primary physical custody of Megan and Sarah shall be with their mother.
3. Starting withthe weekend of January 21, 1989, Daniel shall visit with his mother from Friday after school to Sunday at 7:00 p.m. Starting with the weekend of January 28, Megan and Sarah shall visit with their father/ alternate weekends from Friday after school through Sunday at 7:00 p.m. In this way,the children will all be spending alternate weekends with each parent and will have time to visit together.
4. In addition, the mother shall have visitation with Daniel every Tuesday from after school to 8:45 p.m. The father shall have visitation with his daughters every Thursday from after school until 8:45 p.m. In this way the children will be together every Tuesday and Thursday and each parent will have the opportunity to help the children with their school work in those subjects in which said parent excels.
5. Holidays are defined as Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas, and New Years Day. Holiday visitation shall be from 9:00 a.m. to 9:00 p.m. The children shall spend Easter, 1989, with their mother, and the parties shall thereafter alternate the holidays.
6. During the children's summer vacation from school, all of the children shall live with their mother from 4:00 p.m. June 15 through 4:00 p.m. of JULy 21, and with their father from 4:00 p.m. of July 21 through 4:00 p.m. of August 28. During the period when the children are residing with one parent, the other parent shall have visitation every Tuesday and Thursday evenings from 4:00 p.m. to 9:00 p.m. and alternate weekends from Friday at 4:00 p.m. through Sunday at 7:00 p.m. However, each party shall have the right to designate a period not to exceed two weeks during which said aprty may take the children out of town on a vacation trip and therefore not accord the other party any visitation.
7. Each party shall instruct the chidlren to give to the other party that love and respect which is due a parent formhis or her children and neither shall do or say anything to blacken the character ofthe other in the eyes of the children.
8. Neither party shall use the contacts necessiated by this Order to harrass or annoy the other nor to invade the other's privacy.
9. Neither party shall interrogate the children on the conditions of the other's household or other's social arrangement or relationships.
10. Neither party shall use the children to carry to the other any messages or requests.
11. Each party shall take care to be discrete about his or her social relationships involving members of the opposite sex and neither party shall expose the children to the company of persons of the opposite to whom he or she is not relations by blood or marriage between the hours of 9:00 p.m. and 8:00 a.m.
12. Neither party shall use or be under the influence of illegal drugs while he or she has the children in his or her care and custody.
13. Each party shall provide the other withhis or her telephone number and each shall avoid calling the other at work or at inconvenient hours.
14. The father shall have the right to take those of his chidlren who wish to go, and who hold hunting licenses, hunting of the first day of antlered deer season in Pennsylvania.
15. Costs and fees of this Mediation, which are fixed at $242.00, are dividied equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
16. Either party may move the court for a hearing de novo, for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

Jan. 17, 1989 Copies of order to Joan Mason, R. Charles Thomas, Plaintiff, Defnedant and William PIneo

Feb. 3, 1989, Motion to Schedule Custody Hearing De Novo and order filed. ORDER: AND NOW, 2/3/89, Hearing set for 3/17/89 at 9:30 a.m.

P. Richard Thomas, J.

Feb. 3, 1989, copies to J. Mason, R. C. Thomas, and Wm. Pineo.

Continued on Page 1609 - - -

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

852.

NORTHWEST MUTUAL SAVINGS ASSOCIATION

vs.

JON D. MARKLEY, JR. AND SUSAN L. MARKLEY, HIS WIFE

Filed Oct. 5, 1987
@ 4:09 P.M.,

Tax & entry Paid	$40.50
Sheriffs costs	22.84
Pro.Co. Pd. 1-6-88	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2copies (sheriff)

Oct. 22, 1987, Sheriffs Return filed. Not Found, as to the within named defendant Jon D. Markley, Jr. as of Oct. 21, 1987. No record of residence at Post Office.
Not found, as to within named defendant Susan L. Markley as of Oct. 21,1987. No record of residence at Post Office.
So answers, Howard N. Stewart, Sheriff

Nov. 4, 1987, Complaint Reinstated.

Dec. 16, 1987 Sheriff's Return filed: I accept service of the Complaint on behalf of Jon D. Markley and certify that I am authorized to do so.
12/1/87 Susan L. Markley
R.D.4
Centerville, Pa. 16404
SERVED AND MADE KNOWN TO Susan L. Markley, personally, within named defendant by handing a true copy of the within Complaint to her on November 18, 1987 at 11:01 A.M. at her place of employment, Titusville Dairy, 217 S. Washington Street, Titusville, Crawford County, Pa.
SERVED Jon D. Markley within named defendant on December 1, 1987 at 1:20 P.M. by serving his wife Susan L. Markley at her place of employment, Titusville Dairy, 217 Washington Street, Titusville, Crawford County, Pa. Her affidavit of Acceptance of service hereto attached and made a part of this return.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Jan 6, 1988 @ 3:09 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 assessed in the amount of Fifty-Four Thousand Seven Hundred Twenty-three and 23/100 Dollars plus interest from September 15, 1987.
M-94, 154

Debt.....$54,723.23 + Int.
JUDGMENT
James F. Simmons
Prothonotary

1-6-88 Judgment entered.

EX 1988-3

1987

Gordon R. Miller

853.

COCHRANTON SPECIALTY COMPANY

vs.

ALVIN SHROCK d/b/a
SHROCK CONSTRUCTION

Filed Oct. 6, 1987
@ 12:30 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's costs $21.12
Pro Co Pd 11/24/87 9.00 ✓
Sat pd 10/19/99 7.50

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Oct. 20, 1987 Sheriff's Return filed. SERVED Alvin Shrock, d/b/a Shrock Construction on Oct. 7,1987 at 2:12 p.m. by handing a true copy of the within Complaint to Pat Shrock, adult member of the family, his wife, at their residence, RD #3, Conneaut Lake, Crawford Co., PA.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And NOw, Nov. 24, 1987 at 4:00 p.m., upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, damages assessed in the amount of Fifteen Thousand Eight Hundred Fifty Two and 58/100 Dollars with service charges at rate of 1½% per mo. from Sept 1, 1987.
judgment entered - 11/24/87
S - 14, 184 Debt - - $15,852.58
Chgs. from 9/1/87 at 1½%
JUDGMENT
James F. Simmons,
Prothonotary

EX 1988-111

Oct. 19, 1999 This Judgment Satisfied
(see papers filed

Mason and Mason
Joan D. Mason

854.

ELMER LLOYD HAUN

vs.

SUSAN DIANE HAUN

Filed Oct. 6, 1987

Tax & entry Paid $40.50 ✓
2 counts paid 30.00
John Fuller, Mediator

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Oct. 20, 1987, Affidavit of Service filed. Joan D. Mason, Esq. Attorney for plaintiff in the above entitled case, and being duly sworn ac cording to law, depose and say that I did on Oct. 9, 1987 mail to the above dft. Susan Diane Haun by cert. mail P 547 808 312, ret. rec. req. del to addressee only a complaint in the above action. Said notice was received bySusan Diane Haun on Oct. 13, 1987, as indicated by the ret. rec. card which was returned to the office of the plaintiff attorney and is attached hereto.
Joan D. Mason, Esq.

Jan 27, 1988 Petition to Modify and Order of Court filed: AND NOW, this 27 day of January, 1988, upon consideration of the foregoing Petition to Modify, presented by Susan Diane Haun through her attorney Brian Lindsay, Esquire, 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

July 7, 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 1-27-88 . 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Mason and Mason
Joan D. Mason

855.

WESLEY C. RHODES

vs.

HELON F. RHODES

Filed Oct. 6, 1987
@ 2:39 P.M.

Tax & entry Paid $40.50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 6, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Oct. 27, 1987 affidavit Of Service filed., I, Joan D. Mason, Esquire, att;orney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on October 9, 1987 mail to the above Defendant, Helon F. Rhodes by certified mail #547 808 310, return receipt requested, deliver to addressee only, a complaint and Plaintiff's Affidavit 201(d) inthe above divorce action. Said notice was received by Helon F. Rhodes on October 21, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attonrey and is attached hereto.

Joan D. Mason

July 7, 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 10-27-87. 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: July 3, 1997 Anthony J. Vardaro, J

July 7, 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)

Blystone & Blystone
Curtis E. Blystone

856.

COLONY SAVINGS BANK, F.S.B., FORMERLY FIRST FEDERAL SAVINGS OF ERIE, A DIVISION OF COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION FORMERLY FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF ERIE

vs.

DAVID P. HOGAN, SR. AND JOAN L. HOGAN, AND THE UNITED STATES OF AMERICA

Filed Oct. 6, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 38.00 ✓
Pro Co pd 1/27/88 9.00 ✓
Pro Co. Pd 11/4/88 9.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (atty)
1 copy (sheriff)

Oct. 12, 1987, Affidavit of Non Military Service of defendants filed.

Oct. 28, 1987 Sheriff's Return filed. Before me the undersigned authority, personally appeared James Nelson who being duly sworn according to law, deposes and says that on the 9th day of October, 1987 at 10:13 A.M. he serve complaint, filed at No. AD 856 TErm, 1987, Crawford County, Pennsylvania upon defendant United States of America at 633 USPO & CourtHouse, Pgh., Pa. 15219 By making known the contents thereof to Marianne Burns - and handing to and leaving with her the certified copy of the writ received from Crawford Sheriff.
So answers, Janes Nelson, Deputy Sheriff
Eugene L. coon, Sheriff
SERVED United sTate of America within named defendant by deputizing the Sheriff of Allegheny County , Pa., as per his affidavit of service hereto attached. Served:10-9-87.
So answers, Howard N. STewart, Sheriff

Ncv. 23, 1987 Proof of Service filed. Walter Carlisle, undersigned, being duly sorn, deposes and says that he was at the time of service, of the age of twenty-one; was not a part ot this action; that on the 15th day of November 1987, at 9:00 o'clock a.m. at 113 Diplomat Ct. in the city of Beech Grove State of Indiana the undersigned served the annexed papers, to wit: on Joan L. Hogan and David P. Hogan Sr. Husband and Wife-complaint in Mortgage Foreclosure.
Walter Carlisle

Jan. 5, 1987 Complaint Reinstated.

Jan. 27, 1988 Motion For Entry of Consent Judgment and Order filed. AND NOW, to wit, this 27th day of January, 1988, it appearing that counsel for Plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favor of the plaintiff and against the United States of America for foreclosure of the mortgage of plaintiff in the within case and for sale of the mortgaged property of defendants David P. Hogan, Sr. and Joan L. Hogan.
It is further ORDERED, ADJUDGED and DECREED that defendant, United States of America, shall be notified by plaintiff of the date, time and place scheduled for any sheriff's sale of the real property of the aforesaid defendants; that the United States of America shall be entitled to payment from the proceeds of the sheriff's sale to the extent its proper priority would entitle it to the same; and that the United States of America shall be entitled to redeem the aforesaid property with 120 days from the date of sale, as provided by 28 U.S.C. §2410.
Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendants in the within proceeding.
BY THE COURT,
P. Richard Thomas, J

Jan. 27, 1988 Copies of order to Curtis Blystone and Craig R. McKay

Jan. 27, 1988 Affidavit Of Service filed. I, CURITS E. BLYSTONE, Attorney for the Plaintiff in the above captioned action, do hereby verify that on January 6, 1988, I mailed a true and attested copy of the complaint in the above captioned aciton to the Honorable Edwin Meese, III, Attorney General of the United States of America, addressed to the Department of Justice, Connecticut Avenue and 10th Street, N.W., Washington, D.C. 20530, by certified mail from Meadville, Pnnsylvania, as indicated by the receipt for certified mail item no. P 547 808 938 attached hereto and incorporated herein by reference. Said certified mail item was delivered onJanuary 11, 1988, ad indicated by the certified mail return receipt attached hereto and in corporated herein by reference.
I hereby verify that the statements of fact set forth in foregoing Affdiavit are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subjec t to the penalties of 18 Pa. C.S. No. 4904 relating to unsworn falsification authorities.
Curtis E. Blystone

And Now, Jan. 27, 1988 at 11:17 a.m. upon praecipe of plaitniff's attorney judgment is hereby entered in favor of the plaintiff and against defendant for failure to file an answer within twenty (20) days of the servoce ofthe complaint and the damages are assessed at the sum ofThirty-five Thousand Eight Hundred Twenty and 92/100 plus interest and cost of suit.
H-43-93
judgment entered jan. 27, 1988
Debt $35,820.92
Int from May 1, 1987
James F. Simmons
Prothonotary

EX 1988 - 6

1987

Bozic and Thomas
David P. Truax

857.

NANCY C. LEWIS

vs.

DELROY H. LEWIS

Filed Oct. 6, 1987
@ 3:17 P.M.

Tax & entry Paid $40.50
Pro Co. Pd 1-5-88 9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Oct. 8, 1987 Affidavit Of Service Of Complaint In Divorce filed. DAVID P. TRUAX, Esquire, being duly sworn according to law, deposes and says that on October 6, 1987, 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, DELROY H. LEWIS, at Defnedant's last known address of 144 Reynolds Ave., Meadville, PA 16335 by certified Mail No. P 151 159 830, postage prepaid restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as October 7, 1987.
David P. Truax

Jan. 5, 1988 Affidavit of Consent of Plaintiff filed.

Jan. 5, 1988 Affidavit of Consent of Defendant filed.

Jan. 5, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 8, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 7, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

N A N C Y C . L E W I S and D E L R O Y H . L E W I S

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

Fuller, KInnunen, Petruso, and Gamble
Ann Hansen Gamble

858.

Altomare & Barnhart
Joseph C. Barnhart

TAMMY GRIFFIN

vs.

KEVIN GRIFFIN

Filed Oct. 7, 1987
@ 10:59 a.m.

Tax & entry Paid $40.50
Sheriff's Costs 28.30

COMPLAINT FOR CUSTODY

1 copy (mediator)
1 copy (sheriff)

ORDER:
AND NOW, this 7 day of October, 1987, WILLIAM PINEO is hereby appointed Custody mediator and is hereby directed to hold such custody mediation conferences as he deems appropriate and to make recommendation thereafter to this court.

Plaintiff herein is hereby awarded the temporary physical costody of the minor chldren: Amanda Griffin, date of birth, Feb. 25, 1982, age 5; Joshua Griffin, date of birth, May 28, 1985, age 2; Rene Griffin, date of birth July 3, 1987, age 1, until further order of court.

P. Richard Thomas, J.

Oct. 21, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Kevin Griffin personally the within named defendant by handing a true copy of the within complaint to him on October 14, 1987 at 2:55 PM at his place of employment, Roger Pebbles Garage, 625 W. Central Ave., Titusville, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 22, 1987, Upon praecipe of Altomare and Barnhart, by Joseph C. Barnhart, appearance on behalf of defendant, filed.

May 23, 1988 Stipulation Between Parties and Counsel and Order filed. AND NOW, this 23rd day of May, 1988, the parties hereto having stipulated and agreed, it is hereby ORDERED AND DECREED as follows:

1. Plaintiff MOther TAMMY GRIFFIN and Defendant Father KEVIN GRIFFIN are hereby awarded the shared and joint legal and physical custody of the minor children ofthe parties, AMANDA GRIFFIN, DOB February 25, 1982; JOSHUA GRIFFIN, DOB May 28, 1985; and RENE GRIFFIN, DOB July 3, 1986..
2. The primary physical custody of the children is and shall remain with the plaintiff mother subject to the right of the father to take the children into his physical custody as the parties find mutually agreeable, or if they cannot agree as set out hereinafter.
3. Defendant Father shall have the right to take the children into his physical custody on alternate weekends beginning at 6:30 p.m. on Fridays and continuing until 6:30 p.m. on Sunday, Commencing withthe Christmas Holdiay of 1988, and every other year thereafter, Defendant Father shall have physical custody of the children commencing at 6:30 p.m.on Christmas Eve and continuing until 1:00 p.m. Christmas Day. On the intervening Christmas holidays, Defendant Father shall ha ephysical custo;dy of the children commencing at 1:00 p.m. Christmas Day and continuing until 6:30 p.m. On the holiday of Easter, the Defendant Father shal have the right to take the children into his physical custody at 1:30 p.m. and continuing until 6:30 p.m. On the holiday of Thanksgiving, the Defenant father shall have the right to take the children into his physical custody at 3:00 p.m. and continuing until 8:00 p.m. of the same day.
4. In the event that the mother begins full time employment outside of the home, or in the event that either of the parties hereto relocates to a permanent residence more than one hundred miles form the city of Titusville, either of the parties may petition the court for a modification to this order, such circumstances being deemed to constitute such a change of circumstances as to warrant modification of the within order.
5. Neither of the parties hereto shall introduce the children or any of them to circumstances which might commonly be thought to be detrimental to their well being, nor shall either parent blacken the character of the other parent to the children.
6. The father shal further have the right to take the children into his custody for a peirod of extended visitation during the summer months, the father being entitled to a period of one uniterrupted week upon giving notice of the week which he shall elect at least thirty (30) days before the period of visitation is to begin.
7. Because Father's work schedule varies from time to time, if in the event that the father does not appear within one hour of the time specified to take the children the children into custody, and further has failed to notify Mother of his anticipated late arrival and further has failed to make arrangements with the mtoehr for a later time for the visit to begin, then he shall have waived his rights to that particular period of physical custody.

BY THE COURT,
Robert L. Walker J

May 24, 1988 Copies of order to Ann Hansen Gamble, Joseph Barnhart and William Pineo

1987

William J. Gregg

859.

THE ANDOVER BANK

vs.

RUSSELL S. NEISWONGER AND
SHIRLEY M. NEISWONGER,
HIS WIFE

Filed Oct. 7, 1987
@ 12:37 p.m.

Tax & entry Paid $40.50
Sheriff's Costs 26.20
Sheriff's costs 32.20
Pro Co Pd 9.00

COMPLAINT

1 copy (sheriff)

Oct. 28, 1987 Sheriff's Return filed. SERVED Russell S. Neiswonger personally the within named defendant by handing a true copy of the wihtin Complaint to him on October 26, 1987 at 9:12 AM at Sheriff's Office, Room 303 Courthouse, Meadville, Crawford County, PA.
So answers Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 7, 1987 Complaint Reinstated filed.

Dec. 17, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Russell S. Neiswonger personally the within named defendant on Dec. 10, 1987 at 1:01 PM at Sheriff's Office, Crawford C ounty Courthouse, Meadville Pa.
SERVED Shirley M. Neiswonger on Dec. 10, 1987 at 1:02 PM by serving her husband, as authorized agent, at Sheriff's Office, Crawford County Courthouse, Meadville, Pa. Affidavit of acceptance of Service attached and made a part of this return.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Jan. 12, 1988 at 11:55 A.M., upon praecipe of plaintiff attorney, and with default notices attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for failure to answer, damages assessed in the amount of Fifteen Thousand Two Hundred Four and 75/100 Dollars, plus damages for delay in payment, int. and costs of action.
Judgment entered 1/12/88
N - 147, 153

Debt --- $15,204.75
James F. Simmons,
Prothonotary

Bruce A. Barrett

860.

KAREN WHITACRE

vs.

MARK & VICKIE LINDBERG

Filed Oct. 7, 1987
@ 2:00 P.M.

Tax & entry Paid $40.25 ✓
Pro Co pd 12/8/87 9.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF
ROBERT LEONHART, DISTRICT JUSTICE

Oct. 21, 1987, Proof of Service filed.

Oct. 23, 1987 Complaint filed.

Nov 4, 1987 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 Complaint was sent by registered mail to the Defendants.

3. The registered mail was ent to Mark Lindberg and Vickie Lindberg at 154A Center Street, Cambridge Springs, Pa 16403. The sender's receipt is attached hereto.

4. That the Defendants received said registered mail on November 2, 1987. Said receipt card number P547 807 170 is attached hereto and signed by Mark Lindberg and Vickie Lindberg.

Bruce A. Barrett
Attorney for Plaintiff

And now, Dec. 8, 1987 at 10:59 am upon praecipe of plaintiff's attorney's with Notice Of Intention to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendantfor failure to file a responsive pleadings and the damages are assessed at the sum of Two Hundred Dollars and 00/100 plus interest and cost of suit.

L-113-163
judgment entered 12/8/87

Debt $200.00
Judgment
James F. Simmons
Prothonotary

1987

Mahany, Roeder & Smith
Barbara L. Smith

861.

Bifulco, Waidley
Scarpitti and Assoc.
William F. Scarpitti
M. Richard Mellon

11/21/91 Recd $1337.43
From Atty Roeder
Deposit in Court
Account in Peoples Bank

W. ROBERT KERR AND MARIAN L. KERR, INDIVIDUALLY AND ON BEHALD OF ALL OTHERS SIMILARLY SITUATED

vs.

SOUTH SIDE CABLE CO.,
BYRON McCRACKEN
DAVID McCRACKEN
HARRIET McCRACKEN

Filed Oct. 7, 1987
@ 4:03 P.M.

Tax & entry Paid	$40.50
Sheriff's Costs	84.30
Exempt - pd 11/21/90	10.00
Satisfied pd 8/17/90	5.00

CLASS ACTION COMPLAINT
3 copies (sheriff)

Oct. 26, 1987, Notice of Service of Interrogatories to Defendants, filed.

Nov. 5, 1987 Defendants' Answers To Plaintiffs' Interrogatories To Defendants filed.

Nov. 5, 1987 Preliminary Objections filed.

Nov 18, 1987 Upon Praecipe of Plaintiff's Attorney, this case is placed on the argument list. (Plaintiff's Motion to Compel Answers to Interrogatories)

Nov 18, 1987 Upon Praecipe of Plaintiffs' Attorney, this case is placed on the Argument List. (Defendant's Preliminary Objections to Plaintiff's Complaint)

Nov 18, 1987 Motion to Compel Answers to Interrogatories filed.

Nov. 19, 1987 Order filed. AND NOW, November 17, 1987, this class action having been commenced by complaint, in accord with rule of Civil Procedure 1703, this case shall be handled by Judge Robert L. Walker, who shall be in charge of said case for all purposes.

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

Nov. 19, 1987 Copies of order to Barbara Smith and William F. Scarpitti and M. Richard Mellon

On December 1987 Argument List.

Dec. 23, 1987 Notice Of service Of Plaintiffs' Request For Production To The defendants filed.

Jan. 8, 1988 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff Venango County who being duly sworn according to law, deposes and says that on the 20th day of October, 1987, at 1107 Hrs. M., he served Notice to Defend and Complaint in Civil Law, filed at No. 861 Term 1987, Crawford County Pennsylvania, upon defendant David McCracken at his residence RD #3, Titusville, PA. Box 12 By making known the contents thereof to Byron McCracken, Jr. (Adult in Charge) and handing to and leaving with him the certified copy of the Notice to defend and Complaint in Civil Law received from Howard N. Stewart, Sheriff Crawford Co.
So answers,
Mark D. London, Deputy Sheriff
Gene Price, Sheriff

SERVED South Side CAble Co., within named defendant on October 14, 1987 at 3:01 PM by handing copy of Complaint to Byron McCracken, partner and person in charge, at 502 Allen Street, Titusville, Crawford County, PA.
SERVED Byron McCracken personally the within named defendant by handing a true copy of the Complaint to him on October 14, 1987 at 3:02 PM at his residence, 502 Allen Street, Titusville, Crawford County, PA.
SERVED Harriet McCracken on October 14, 198 at 3:03 PM by handing a copy of Complaint to Byron McCracken, adult member of family, her husband at their residence, 502 Allen Street, Titusville, Crawford County, PA.
SERVED David McCracken by deputizing the Sheriff of Venango County, PA, as per his affidavit of service attached. Served: October 20, 1987.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 20, 1988 Plaintiffs' Request For Production To the Defendants filed.

Mar. 11, 1988 Notice Of Service Of Plaintiffs' Request For Production To The Defendants filed.

Mar. 21, 1988 Answers To Plaintiffs' Request For Production To The Defendants (Set Two) filed.

Mar. 24, 1988, Supplement al Answers to Plaintiffs' Request for Production of Documents (Set One) filed.

April 27, 1988 Memorandum and Order filed. ORder: AND NOW, April 26, 1988, the defendants' Preliminary Objections relating to the verification of the complaint are sustained and the plaintiffs are granted twenty (20) days in which to file an amended complaint. All other preliminary objections are overruled. The plaintiffs' Motion to Compel Discovery in relation to interrogatories relating to the defendants' financial worth is denied.

By The Court,
Robert L. Walker, J.

April 27, 1988 copies of order to Barbara Smith, William F. Scarpitti and M. Richard Mellon.

May 4, 1988, Amended Class Action Complaint filed.

May 4, 1988, Certificate of Service of complaint filed.

May 26, 1988 Answer Filed

June 7, 1988, Plaintiffs' Reply to Defendants' New Matter filed.

June 7, 1988, Certificate of Service of Plaintiffs Reply to New Matter filed.

June 21, 1988 Notice of Deposition of W. Robert Kerr and Marian L. Kerr file

Continued to page 567

Daniel J. Kuhn

862.

FREDERICK J. LAPEK AND
MARGARET E. LAPEK,
HIS WIFE

vs.

A. H. NICHOLSON AND
H. G. NICHOLSON a/k/a
GREELEY NICHOLSON a/k/a
HORACE G. NICHOLSON,
THEIR HEIRS AND ASSIGNS,

Filed Oct. 7, 1987
@ 4:09 P.M.

Tax & entry Paid $40.50
Pro Co Pd. 12-4-87 9.00

COMPLAINT IN ACTION TO QUIET TITLE

Affidavit of plaintiff attorney, Affidavit of Whereabouts of Defendant, Motion for Publication, and order filed.
ORDER FOR PUBLICATION:
AND NOW, TO-WIT: Oct. 5, 1187, upon motion of Attorney for plaintiffs, leave is hereby granted to serve the defendants by publication of a notice of the facts, as set forth in the Complaint, in the Crawford County Legal Journal and in the Meadville Tribune, one time ea ch, with notice to plead within twenty (20) days or a default judgment may be entered against them.

P. Richard Thomas, J.

Oct. 9, 1987, copies of order to Atty. D. Kuhn.

Dec. 4, 1987 Motion to Enter Final Judgment in Action to Quiet Title, Affidavit of Service by Publication and Proofs of Publication and Order filed:
AND NOW, TO-WIT: December 4, 1987, it appearing that the Plaintiffs' Complaint has been duly served by publication, with notice to plead within twenty (20) days of service thereof, it is hereby Decreed that the title of the Plaintiffs, to the following described property:
ALL of those certain pieces or parcels of land situate in Bloomfield Township, Crawford County6, Pennsylvania being all of Lots No. 13 and 14 and the north half of Lot No. 31 and a portion of Lot No. 32 in the E. H. Shreve Plan of Lots set forth on a Map recorded in Crawford County Deed Book X-6, Page 700,
is valid and indefeasible as against all rights and claims of the Defendants whatsoever and the Defendants are forever barred from asserting any rights, title, lien or interest in said premises inconsistent with the interest or claims of the Plaintiffs, as set forth in their Complaint, unless the Defendants bring an Action of Ejectment against the Plaintiffs within thirty (30) days after entry of this Decree.

P. Richard Thomas, J.

Dec. 8, 1987 Copies of order to Daniel Kuhn, Esq.

And Now, Jan. 15, 1988 at 10:49 AM upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant tothe foregoing Order of Court.
N-11-81-71-81

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1987

Bruce A. Barrett

863.

KELLIE LEE LYNN

vs.

JAMES WILLIAM LYNN

Filed Oct. 7, 1987

Tax & entry Paid $40.50 ✓

Pro Co Pd 1-26-88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Oct. 12, 1987 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, onformation 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 the Complaint Under Section 201(c) of the Divorce Code was personally served upon the Defendnat, James William Lynn, at the office of Bruce A. barrett, 965 S. Main St., Meadville, PA 16335 on October 8, 1987.

Bruce A. Barrett, Esq.

Jan. 13, 1988, Affidavit of Consent of Defendant filed.

Jan 25, 1988 Affidavit of Consent of Plaintiff filed.

Jan 25, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Feb. 9, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KELLIE LEE LYNN and JAMES WILLIAM LYNN

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

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

864.

SAINT VINCENT HEALTH CENTER

vs.

NEIL THORNTON AND
LINDA M. THORNTON

Filed and issued
Oct. 8, 1987
@ 1:27 P.M.

Pro Simmons Paid	$15.00
plff on orig	99.30
Sheriff's Costs	38.25
Pro Co pd 12/7/87	9.00
Pro Co pd 9/26/90	5.00

WRIT OF REVIVAL

of

AD 1984 - 43

Writ of Revival indexed agains the defendants in the sum of Three Hundred Forty Seven and 03/100 dollars plus int. from Sept. 27, 1977. and costs of action

Debt.....$347.03
Int. from 9/27/77
T - 124, 104 JUDGMENT OF REVIVAL
James F. Simmons, Prothonotary
Issued (sheriff)

Oct 30, 1987 Writ Returned: SERVED AND MADE KNOWN TO Neil Thornton personally the within named defendant by handing a true copy of the within Writ of Revival to him on October 23, 1987 at 11:49 A.M. at his place of residence, R.D.#1, Springboro, Crawford County, Pennsylvania.

SERVED AND MADE KNOWN TO Linda M. Thornton personally the within named defendant by handing a true copy of the within Writ of Revival to her on October 23, 1987 at 11:50 A.M. at her place of residence, R.D.#1, Springboro, Crawford County, Pennsylvania.

So answers,

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

And Now, dEc. 7, 1987 at 10:55 am upon praecipe of plaintiff's attorney with NOtice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file answer and the damages are assessed at the sum or Three Hundred Fourty-seven and 03/100 plus interest and cost of suit.

T-124;104
judgment entered 12/7/87

Debt $347.03
Int. from Sept. 27,1977
Judgment
James F. Simmons
Prothonotary

Sept. 25, 1990 This Judgment Satisfied. (See Paper filed)

Ruthanne Beighley

865.

Douglas Ferguson

RICKI COOPER

vs.

JEFFREY A. COOPER

Filed Oct. 8, 1987

Tax & entry paid $10.00 ✓
Bal. T & E Pd 10/23/87 30.50 ✓
Sheriffs Costs 29.77
John Fuller, Mediator
Mediation Costs 60.00
Pro Co Pd 12/22/87 9.00 ✓
John Fuller Med. 100.00
Pro Co Pd 5/12/88 9.00 ✓

COMPLAINT TO CONFIRM CUSTODY

1 copy (sheriff)
1 copy (mediator)

ORDER AND NOTICE:

You, Jeffrey A. Cooper, dft, have been sued in court to obtain custody of the child: Kasey Lynn Cooper.

You are ordered to appear in person at the Crawford County Courthouse, before Referee JOHN FULLER, MEDIATOR, when scheduled.

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 apper 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 tothe Pub. Comm.
360 Chestnut St, Meadville, Pa 16335
Tele: 814 724-7719

BY THE COURT,
P. Richard thomas, J.

Dated: 10/9/87

12/15/87 Recd $30.00 From Plaintiff

Recd 12-31-87
$30.00
Vivian Stoltz

1/20/88 Recd $30.00 From Defendant

Recd 2-2-88
$30.00
Vivian Stoltz

5/3/88 Recd $50.00 From Plaintiff

Recd May 3, 1988
$50.00
Vivian Stoltz

5/13/88 Recd $50.00 From Defendant

Recd 7-5-88
$50.00
Vivian Stoltz

Oct. 22, 1987, Sheriffs Return fiLED. SERVED AND MADE KNOWN TO Jeffrey A. Cooper personally the within named defendant by handing a true copy ofthe within Compalitn in Divorce and Custody to him on Oct. 21, 1987, at 11:33 a.m. at his place of residence, R. D. #2, Box 365, Linesville, Crawford County, Pa.
So answers,

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

Dec. 3, 1987 Order filed. AND NOW, December 1, 1987, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Kasey Lynn Cooper shall be shared between the mother, Ricki Cooper, and the father, Jeffrey A. Cooper, that is each parent shall be entitled full access to school records, medical records and other important records, and each parent shall be entitled to take part in decisions affecting the child's education, religious instruction, medical treatment and other such important decisions.

II. Physical custody of Kasey Lynn Cooper shall be shared in the following manner: Primary ph ysical custody of the child shall be with the mother, Ricki Cooper, subject to the following conditions:

(a) Beginning the first week of December, 1987, each tuesday, Wednesday, Thursday and Friday, the mother shall deliver the child to the home of the father at or about 8:00 a.m. and the child shall remain in the custody of the father until approximately 2:00 p.m. each of these days. At 2:00 p.m. on each of these days the father shall deliver the child to the babysitter which has been mutually selected by the parties.

(b) Every Sunday, after the date of this Order, except as otherwise agreed between the parties, the fther shall pick up the child at the home of the mother at 2:00 p.m. and the child shall remain in the custody of the father until 2:00 p.m. on Monday when the father shall deliver the child to the babysitter. Every Saturday the father shall notify the mother of the exact time on Sunday that he is pkcing up the child and whether he is unable to pick up the child In such case the mother shall retain custody of the child until 8:00 a.m. Monday morning when she shall deliver the child to the home of the father who shall then retain custody of the child until 2:00 p.m. when he shall deliver to the child to the babysitter.

(c) The parties shall share physical custody of the child on holidays as they shall mutually agree.

(d) Neither aprty shall be under the influence of alcohol or drugs while the child is in their physical custody.

(e) It is anticipated that the father shallhave a change of shifts at his place of employment in July of 1988 and it is anticipated at that time that the parties will enter into a further consent agreement and order to change the visitation schedule; however, if at that time the parties are unable to arrive at an agreement, this Order shall be entered without prejudice to the right of either party to request a further mediation conference at that time.

(f) Neither party shall say or do anything that would tend to cause the child to think poorly of the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

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.

Cost of the mediation conference inthe amount of $60.00 shall be equally divided by the parties.

P. Richard Thomas, J

Dec. 4, 1987 copies of order to Douglas Ferguson, Ruthanne Beighley, Plaintiff, Defendant and John Fuller

Feb. 24, 1988, PETITION TO RESTRICT VISITATION/PARTIAL CUSTODY RIGHTS and ORDER filed. ORDER: AND NOW, this 24th dayof Feb. 1988, upon consideration of the within Petition, it is hereby ORDERED AND DIRECTED that the matter be set for hearing.

RULE RETURNABLE the 11th day of Mar. 1988, at 10:00 a.m. in Courtroom No. 1 or 2, Crawford CountyCourt House, Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Feb. 24, 1988, copies of order to D. Ferguson, R. Beighley and John Fuller.

Record Continued on Page 565

Fuller, Kinnunen, Petruso & Gamble
Victor J. Kinnunen

866.

MacDonald, Illig, Forssell & Kirvan
George T. Forssell,Jr
for Snyder dfts.

Shafer, Swick, Bailey, Irwin & Stack
James Irwin
Gerald L. Conklin

MacDonald Illig Jones & Britton
S. E. Riley
for Snyder dfts.

SHAWN P. ELDRED, A MINOR, BY MILTON W. ELDRED AND KATHLEEN A. ELDRED, HIS WIFE, HIS GUARDIANS, AND MILTON W. ELDRED AND KATHLEEN A. ELDRED, HIS WIFE, INDIVIDUALLY

vs.

GERALD L. CONKLIN, JEFFREY SNYDER, RULIN A. SNYDER AND PAULINE SNYDER, HIS WIFE

Donna Helmbold, guardian ad litem of Jeffrey Snyder

Filed Oct. 8, 1987
@ 2:21 P.M.

Tax & entry Paid	$40.50
Sheriffs costs	48.30
Sheriffs costs	27.27
Pro Co Pd 5/17/90	9.00
Pro Co Pd 5/17/90	9.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Oct. 22, 1987, Writ Returned. SERVED Gerald L. Conklin personally the within named defendant on Oct. 15, 1987, at 1:44 PM at Sheriffs Office, Rm. 303, Courthouse, Meadville, Crawford County, Pa.

SERVED AND MADE KNOWN TO Pauline Snyder personally within anmed defendant by handing a true copy of the within Summons to her on Oct. 14, 1987, at 3:39 P.M. at her place of residence, R. D. #1, Gilson Ridge Road, titusville, Crawford County, Pa.

SERVED Rubin A. Snyder within named defendatn on Oct. 14, 1987, at 3:40 PM by handing a true copy fo the Summons to Pauline Snyder, adult member of his family, namely his wife at their residence, R. D. #1, Gilson Ridge Road, Titusville, Crawford County, Pa.

SERVED Jeffrey Snyder within named defendant on Oct. 14, 1987, at 3:41 PM by handig a true copy of the within Summons to Pauline Snyder, adult member of his family, namedly his mother, at their residence, R. D. #1, Gilson Ridge Road, Titusville, Crawford County, Pa.

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

Oct. 26, 1987, Appearance of MacDonald, Illig, Forssell & Kirvan, by George T. Forssell, Jr., attorneys for defendants Jeffrey Snyder, Rulin A. Snyder and Pauline Snyder, filed.

Oct. 30, 1987, Rule Entered upon plaintiff to file Complaint pursuant to Rule 1037,issued.

Nov. 5, 1987 Service of the foregoing Rule is hereby accepted by Victor J. Kinnunen filed.

Nov. 30, 1987 Complaint filed.

Dec. 24, 1987, Sheriffs Return filed. SERVED AND MADE KNOWNTO Gerald L. Conklin personally the within named defendant on Dec. 14, 1987, at 11:53 a.m. at Sheriffs Office, Crawford County Courthouse, MeaDVILLE, Pa.

So answers, E. Ralph Copeland, Chief Dep. Sheriff
Howard N. Stewart, sheriff

Jan. 7, 1987 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James Irwin for Gerald L. Conklin filed.

Jan 13, 1988 Notice of Taking of Deposition on Oral Examination filed. (Shawn P. Eldred)

Jan. 20, 1988, Petition for Appointment of Guardian, Guardian's Consent, and Order filed. ORDER: Donna Helmbold, of R. D. #1, Gilson Ridge Road, Titusville (Oil Creek Township), Pennsylvania, is appointed guardian ad litem of Jeffrey Snyder, a minor, in this action.
1/20/88 P. Richard Thomas, J.

Jan. 20, 1988, copies of order to V. Kinnunen, Geo. T. Forssell, Jr., and James Irwin, attys.

Jan. 28, 1988, Answers to Plaintiffs' Interrogatories to Defendants Snyder (first set) filed.

Jan. 28, 1988,Answer of Defendants' Snyders, filed.

Feb. 16, 1988, Reply of palintiffs to New Matter filed.

Mar. 3, 1988 Answer And New Matter Of Defendant, Gerald L. Conklin Answer To First Count And Cause Of Action filed.

Mar. 7, 1988, Answers to Plaintiffs' Interrogatories to Defendant Conklin (Firs Set) filed

Mar. 16, 1988 Depositions of Shawn P. Eldred and Jeffery Snyder filed.

Mar. 24, 1988, Reply to New Matter filed.

May 4, 1988, Appearance of MacDonald, Illig, Jones & Britton, by S. E. Riley, attorneys for dfts. Rulin A. Snyder, Pauline Snyder and Donna Helmbold, guardian Ad litem of Jeffrey Snyder filed.

Feb. 7, 1989 Notice Of Taking Depositions on Oral Examination of Jack Rose and Jack Rose, Jr. filed.

Mar. 10, 1989, Oral Deposition of JOhn A. Rose, filed.

Mar. 10, 1989, Oral Deposition of John A. Rose, Jr. filed.

Nov. 9, 1989, Upon praecipe of plaintiff attorney, case placed on next jury trial list.

ON FEBRUARY 1990 TRIAL LIST

Jan 26, 1990 Motion for Continuance and order filed: AND NOW, January 25, 1990, upon consideration of the within Motion, the within action is continued to the April Term.
P. Richard Thomas, Judge

Feb 1, 1990 Copies of order put in Atty Irwin's box and copies mailed to Attys. Riley, George Forsell, Jr., and Kinnunen.

Continued on Page 316A

Mar. 19, 1990, Notice of Interrogatories under the Pa. Rule of Civil Procedure filed.

Mar. 19, 1990, Notice of Interrogatories under the Pa. Rule of Civil Procedure filed.

On April 1990 Trial List

Mar 28, 1990 Defendant Conklin's Motion for Leave to Amend New Matter filed.
Mar 28, 1990 Order filed: AND NOW, this 28th day of March, 1990, upon consideration of the defendants Conklin's Motion for Leave to Amend his New Matter, it is hereby ordered that the said Motion is granted and leave is given for the Defendant Conklin to amend his New Matter to aver the defense of joint venture.

Gordon R. Miller, J

March 29, 1990 Copies of order mailed to Attys. Kinnunen, Forssell, & Riley and copy put in Atty Irwin's box.

Mar 28, 1990 Amendment to Defendant Conklin's New Matter filed.

Apr. 5, 1990, ORDER SETTING PRE-TRIAL CONFERENCE filed. And now, April 4, 1990, pre-trial conference in the above case is hereby set for April 11, 1990, at 9:30 a.m. before Judge Gorodn R. Miller.

FOR THE COURT, Imogene Yetman, Ct. Adm.

Aprl. 5, 1990 copies for attorneys sent by Ct. Administrator.

April 12, 1990 Pretrial Order of Judge Gordon R. Miller filed:

April 12, 1990 Copies of order to all counsel of record.

April 16, 1990 Reply to Defendant Conklin's New Matter filed.

April 19, 1990 Motion for Binding Instructions filed.

April 19, 1990 Plaintiffs' Request Points for Charge filed.

April 19, 1990 Motion for Directed Verdict filed.

V E R D I C T

AND NOW, April 16, 1990 jury selected and sworn as follows: 1. Janine Maricle, 2. Leora Anderson, 3. John Clancy, 4. George Firer, 5. Ann L. Wagner, 6. Sherry Mason, 7. Viola Wykoff, 8. Robert F. Crowell, 9. Greg Baldesberger, 10. Joyce M. Leonheart, 11. Logan M. Weston, 12. Joseph L. Vivian, twelve good and lawful persons who upon their solemn oaths which they have taken and at least 10 of them say on April 19, 1990 at 2:27 P.M. they find as follows:

We , the jury empaneled panel in the above entitled action do hereby answer the following questions and find accordingly:

Question 1:
Do you find that any of the defendants were negligent?

Defendant Conklin	Yes ____	No X
Defendant Jeffrey Snyder	Yes X	No ____
Defendant Rulin and Pauline Snyder	Yes ____	No X

If you answer question 1 "No" as to all defendants, plaintiffs cannot recover and you should not answer any further questions and should return to the courtroom.

Question 2:
WAs the negligence of those defendants you have found to be negligent a substantial factor in bringing about the plaintiffs' harm?

Defendant Conklin	Yes ____	No X
Defendant Jeffrey Snyder	Yes X	No ____
Defendants Rulin and Pauline Snyder	Yes ____	No X

If you anwswer question 2 "No" as to all defendants you have found to be negligent, plaintiffs cannot recover and you should not answer any further questions and should return tot he court room.

Question 3
Was plaintiff Shawn Eldred contributorily negligent? Yes X No ____
If you answer question 3 "No" proceed to question 5.

Question 4
If you answered Question 3 "Yes" was the Shawn Eldred's contributory negligence a substantial factor in bringing about the plaintiffs' harm? Yes X No ____

Question 5
Taking the combined negligence that was a substantial factor in bringing about the plaintiffs' harm as 100 percent, what percentage of that causal negligence was attributable to each of the defendants you have found causally negligent and what percentage was attributable to Shawn Eldred.

Percentage of causal negligence attributable to Defendant Gerald Conklin (Answer only if you have answered "Yes" to Questions 1 and 2 for Defendant Gerald Conklin) ____ %

Percentage of causal negligence attributable to Defendant Jeffrey Snyder (answer only if you have answered "Yes" to Questions 1 and 2 for Defendant Jeffrey Snyder) 49 %

Percentage of causal negligence attributable to Defendants Rulin and Pauline Snyder (Answer only if you have answered "Yes" to Questions 1 and 2 for Defendants Rulin and Pauline Snyder) ____ %

Percentage of causal negligence attributable to Shawn Eldred (Answer only if you have answered "Yes" to Questions 3 and 4) 51 %

TOTAL 100%

If you have found Shawn Eldred's causal negligence to be greater than 50% then the plaintiffs cannot recover and you should not answer questions 6 and 7 and should return to the court room.

Question 6:
State the amount of damages, if any, sustained by Milton W. Eldred and Kathleen A. Eldred as a result of the accident, without regard to and without reduction by the percentage of causal negligence, if any, that you have attributed to the Shawn Eldred. $____

Question 7:
State the amount of damages, if any, sustained by Shawn Eldred as a result of the accident, without regard and without reduction by the percentage of causal negligence, if any, that you have attributed to Shawn Eldred. $____

Joyce M. Leonheart, Jury Foreman

April 19, 1990 Exhibits filed with papers.

Continued on Page 316B

And Now, May 17, 1990, Upon praecipe of attorneys for defendants Jeffrey Snyder, Rulin A. Snyder and Pauline Snyder, and with certificate of service and notice, Judgment is hereby entered upon the verdict of the jury in favor of defendants Jeffrey Snyder, Rulin A. Snyder and Pauline Snyder, and agaisnt plaintiffs Shawn P. Eldred, a minor by Milton W. Eldred and Kathleen A. Eldred his wife individually in accordance with verdict of April 19, 1990.

Judgment entered - May 17, 1990
E - 151

JUDGMENT,
James F. Simmons, Prothonotary

316 B

1987

CONTINUED FROM PAGE 316a.-----Continuation of Shawn P. Eldred et al va. Gerald L. Conklin et al (no. AD 1987 - 866)

May 18, 1990, Notices of entry of judgment mailed to James Irwin, Esq., S. R. Riley, Esq. and Victor Kinnunen, Esq.

And NOw, May 17, 1990, upon praecipe of defendant Gerald L. Conklin, service attached, Judgment is hereby entered in favor of defendant Gerald L. Conklin, and agaisnt Plaintiffs. Shawn P. Eldred, a minor by Milton W. Eldred and Kathleen A. Eldred, his wife, his guardians, and Milton W. Eldred and Kathleen A. Eldred, his wife, individually; Judgment entered based upon the verdict rendered on Apr. 19, 1990 by the Court, following trial by jury.
Judgment entered - 5/17/90
E - 151

JUDGMENT
James F. Simmons,
Prothonotary

1987

Anthony Vardaro

867.

Culbertson, Weiss, Schetroma and Schug
David L. Hotchkiss

CON PUCKLY

vs.

RICHARD N. FINDLAY

Filed Oct. 8, 1987
@ 2:35 P.M.

Tax & entry Paid	$40.25
Pro Co Pd 3/10/88	15.00
Pro Co Pd 8-2-88	9.00
Pro Co pd 9-26-88	5.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF DISTRICT MAGISTRATES OFFICE 30-2-01

Oct. 9, 1987, Proof of Service filed.

Nov. 2, 1987, Complaint filed. 1 copy (atty)

Nov. 24, 1987, Defendant's Answer and New Matter to Plaintiff's Complaint, filed.

Dec. 9, 1987 Plaintiff's Reply to Defendant's New Matter filed.

Mar. 8, 1988, Upon praecipe of plaintiff attonrey, for reference to the arbitrators the following arbitrators are appointed: Robert S. Bailey, Chairman
William F. Gorman, Esq.
Thomas D. O'Shea

Mar. 25, 1988 Arbitrators Take qualifying Oath filed.

May 9, 1988 Notice of Hearing before the Board of Arbitrators filed.

May 9, 1988 @ 11:16 A.M. Decision of Arbitrators filed wherein the find in favor of the Plaintiff in the amount of $2500, plus costs but within interest to date of decision.
F-143
Amount.....$2,500.00 + Costs
DECISION OF ARBITRATORS
James F. Simmons
Prothonotary

May 9, 1988 Copies of Decision given Attys.

AND NOW, Aug 2, 1988 @ 1:44 P.M. Upon Praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the Plaintiff and against the above named defendant pursuant to the award of the board of Arbitrator's dated May 9, 1988, in the above-captioned case.
F-143
Debt.....2,500.00 + costs
JUDGMENT
James F. Simmons
Prothonotary

Aug 2, 1988 Judgment entered.

Aug 3, 1988 Notice of judgment given atty for defendant.

Sept. 26, 1988 This Judgment Satisfied
(See paper filed)

Bruce L. Smith

868.

Daniel F. LaCava
Stephen m. Elek

Richard W. Jacobs for Florabelle Johnson

WILLIAM R. & KAREN PROPER

vs.

HAZLETT TREE SERVICE

vs.

Florabelle Johnson add'l dft.

William C. Shaw, Add'l dft.

Filed Oct. 9, 1987 @ 10:34 A.M..

Tax & entry Paid $40.25 ✓

Sheriff's Costs 30.84

Pro for Co. pd 12-8-88 6.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF RONALD A. COLE, SR., DISTRICT JUSTICE

Oct. 9, 1987, Rule entered upon plaintiff to file complaint, issued.

Oct. 15, 1987, Proof of Service filed.

Nov 5, 1987 Complaint filed.

Nov. 30, 1987, Preliminary Objections filed.

Nov. 30, 1987, Upon praecipe of defendant attorney, preliminary objections placed on next argument list.

Dec. 4, 1987 Upon praecipe of Defendant Attorney Writ Issued to Join Additional Defendant, Florabelle Johnson. (issued)

On Argument List - Jan 1988

Jan. 8, 1988 Stipulation between the parties that Paragraph 7(c) is hereby stricken from the Complaint filed.

Jan. 8, 1988 Upon praecipe of Defendant Attorney that William C. Shaw is hereby joined as an Additional defendant.

Jan 29, 1988 Writ Returned: SERVED AND MADE KNOWN TO William Shaw persoanlly, the within named Additional Defendant by handing a true copy of the within Writ to him on January 18, 1988 at 11:53 A.M. at Sheriff's Office, Courthouse, Meadville, Crawford County, Pa.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 4, 1988 Affidavit Of Service filed. The undersigned, Richard L. Jacobs, Esquire, attorney for Additional Defenant, Florabelle Johnson, by signature hereby acknowledges that he is authorized to accept service of the Writ to Join Additional Defendant and notes that he has accepted service of the same 8th day of January, 1988. Richard W. Jacobs

May 27, 1988, Answer and New Matter on behalf of Hazlett Tree Service filed.

May 27, 1988, Complaint to Join Additional Defendants Florabelle JOhnson and William C. Shaw filed.

June 14, 1988 Reply To New Matter Of Hazlett Tree Service, Defendant filed.

July 14, 1988 Motion For Consolidation and Order filed. AND NOW, this 14th day of July, 1988, after review of the foregoing Motion and it appearing that the respective cases mentioned present identical issues of fact and law stemming from a single event, that are appealed from by the Defendants against whom judgment was entered in Magisrate's Court, the same two cases are hereby consolidated and will thereafter carry A.D. No. 1987 - 717.
(Motion filed at AD 1987 - 717) BY THE COURT,
Robert L.Walker, J

July 15, 1988 Copies of order to Bruce SMith, Richard Jacobs, Stephen elek and R. Charles Thomas

Dec. 8, 1988 Upon Praecipe of Plaintiffs' Attorney this case is marked settled and discontinued of record.

1987

Legal Services
Gerald Sullivan

869.

DEBORAH ANTHONY

vs.

KENNETH ANTHONY

Filed Oct. 9, 1987
@10:40 A.M.

Tax & entry	$40.50
Sheriffs costs	18.00

PETITION FOR PROTECTION FROM ABUSE

6 copies (atty)

TEMPORARY ORDER:
AND NOW, this 9 day of Oct. 1987, upon presentation and consideration of the within Petition, ahearing thereon is scheduled for the 20 day of Oct., 1987, at 4:00 p.m. in C. R. No. 1 and 2 of the Crawford CountyCourthouse, in Meadville, Pa.

The defendant is directed to refrain from abusing and/or threatening to abuse, or harassing the plaintiff and/or the minor children of the parties.

The defendant is excluded immediately and forthwith from the marital residence which is located at 999 Alfred Street, Meadville, Pa. 16335, pending the hearing sc heduled above. All keys to the marital residence are to be given forthwithto the plaintiff.

The plaintiff is hereby awarded temporary custody of the minor children of the parties pending the hearing scheduled above.

The Crawford County Sheriff Dept. is directed to serve a cert. copy of this petition and order upon the defendant. In the alternative, this Petition and order may be served by any competent adult or by cert. mail.

The City of Meadville Polcie Dept 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.

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 hsi failure to attend the hearing sc heduled above may have serious legal consequences.

The defendant should take this paper to his lawyer at once. If he does not have a lawyer, or cannot afford one, he should go to or telephone the office set forth below to find out where he can get legal help.

Crawford County Bar Assn. SEr. to the Publ Comm
310-312 Chestnut St, Meadville, Pa. 16335 814 724-7719

BY THE COURT,
P. Richard Thomas, J.

Oct. 12, 1987, Sheriffs Return filed. SERVED AND MADE KNOWN TO Kenneth Anthony within named defendatn by handig a true copy of the within Petition and Order to him on Oct. 9, 1987 at 11:40 a.m. at his place of employment, Humphrey's Dry Cleaning, Water St, Meadville, Pa. Crawford County.

So answers,

E. Ralph Copeland, Chief Dep. Sheriff
Richard E. Adsit, Dep. Sheriff
Howard N. Stewart, Sheriff

Oct. 14, 1987, Motion for Dismissal of Case and Order filed. ORDER: AND NOW, this 14 day of Oct. 1987, upon consideration of the foregoing Motion for Dismissal, said Motion is granted.

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

Oct. 14, 1987, copy of order to Atty. Sullivan.

Ferguson, Spataro
& O'Shea
John F. Spataro

870.

William Walker

MICHAEL ELLISON

vs.

KAREN WOFFORD AND
MERVIN WOFFORD

Filed Oct. 9, 1987
@ 10:51 A.M.

Tax & entry $40.50
Sheriff's Costs 16.00

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

1 copy (atty)

ORDER FOR HEARING:

AND NOW, this 9 dayof October 1987, upon consideration of the within petition for relief a hearing thereon is scheduled for the 30 day of Oct. 1987, at 2:00 P.M. in Ct. R. No. 1 Crawford CountyCourthouse, Meadville, Pa.

Pending the time set for hearing, the Respondents shall be prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to the petitioner, or placing by physical menace the petitioner in fear of bodily injury or contacting the petitioner. Any law enforcement officer with the power to arrest is ordered to assist in the implementation of this order.

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. In addition, the Sheriff and/or Constable of Crawford County is hereby ordered and directed to serve the within petition without the filing of costs at the present time, but costs to be directed and ordered at the time of the hearing.

BY THE COURT,
P. Richard Thomas, J.

Oct. 28, 1987 Motion and Order filed. AND NOW this 28 day of Oct.,1987, upon consideration of the foregoing Motion, the hearing in this matter which was originally scheduled for Oct. 30, 1987 at 2:00 p.m. in Courtroom No. 1 is hereby continued to the 6 day of Nov., 1987, at 3:00 o'clock in Courtroom No.1, Crawford Co., Courthouse, Meadville, Pennsylvania.

By The Court,
P. Richard Thomas,J.

Nov. 2, 1987 Copy of Order to John Spataro, William Walker.

Nov. 5, 1987 Motion to continue hearing and Order filed. AND NOW, this 5 day of Nov. 1987, the above motion allowed. P. Richard Thomas, J

Nov. 9, 1987 Copies of order to John Spataro and William Walker

Nov. 13, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Jerry Hanlon who being duly sworn according to law, deposes and says that on the 26th day of October, 1987, at 11:00 a.m., he served , filed at AD 1987-870, Crawford Co., Pennsylvania, upon defendants Karen and Mervin Wofford at 952 Bayridge Ave., Pgh., Pa by making known the contents thereof to Karen and Mervin both personally and handing to and leaving with them the certified copy received from Crawford.

Jerry E. Hanlon, Deputy
Eugene Coon, Sheriff

SERVED Karen Wofford and Mervin Wofford within named defendants by deputizing the Sheriff of Allegheny County, Pennsylvania as per his affidavti of Service hereto attached. Served: October 26, 1987.
So answers, Howard N. Stewart, Sheriff

1987

Hayt, Hayt & Landau
~~Scott D. Landau~~
Arthur Lashin

871.

FORD MOTOR CREDIT COMPANY
One American Road
Dearborn, Michigan 48122

vs.

MARK S. DEETS
912 Erie Street
Saegertown, Pa. 16433

Filed Oct. 9, 1987
@ 10:53 A.M.

Tax & entry Paid $40.50
Sheriff's Costs 18.38
Sheriff'sCosts 43.53

Pro Co Pd 2-17-88 9.00
Satisfaction Pd. 8-22-91 5.00

CIVIL ACTION

1 copy (sheriff)

Dec. 2, 1987 Sheriff's Return filed: Not Found, as to the within named defendant Mark S. Deets, as of Nov. 9, 1987. Hemoved, seperated from wife. Address Unknown.
So answers, Howard N. Stewart, Sheriff

Dec. 7, 1987 Complaint reinstated filed.

Jan. 13, 1988, Complaint Reinstated.

Jan. 29, 1988 Sheriff's Return filed. SERVED AND MADE KNOWN TO Mark S. Deets personally the within named defendant by handing a true copy of the within Complaint tohim on January 15, 1988 at 7:15 AM at his place of employment, Meadville Forge, Baldwin Street Extension, Meadville, Crawford County, PA.
So answers, Edgar D. Householder, Deputy sheriff
Howard N. Stewart, Sheriff

AND NOW, Feb. 17, 1988 @ 10:45 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 answer Plaintiff's complaint and damages are assessed as follows: Unpaid balance Three Thousand Three Hundred Eighty-three Dollars; plus interest from Aug 5, 1986, Two Hundred Nineteen and 90/100 Dollars; plus attorney's fees, Seven Hundred Twenty and 60/100 Dollars; less credits, if any; **TOTAL DUE:** Four Thousand Three Hundred Twenty-three andn 59/100 Dollars.

D-115
2-17-88 Judgment entered

Debt.....$4,323.59
JUDGMENT
James F. Simmons
Prothonotary

Feb 18, 1988 Notice of judgment mailed defendant.

EX 1989-11

Jan. 27, 1989 Upon praecipe of Scott Landau to withdraw his appearance and enter the appearance of Arthur Lashin filed.

Aug. 22, 1991 This judgment satisfied.
(see paper filed).

Hayt, Hayt & Landau
Scott D. Landau

872.

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

FORD MOTOR CREDIT COMPANY
One American Road, Dearborn
Michigan 48122

vs.

GARY E. SHARTLE
R. D. #9, Box 224
Meadville, pa. 16335

Filed Oct. 9, 1987
@ 10:57 a.m.

Tax & entry Paid	$40.50
Sheriff's Costs	19.92
Sheriff's costs	29.84
Pro Co Pd 4/13/88	5.00

CIVIL ACTION

1 copy (sheriff)

Nov. 24, 1987 Sheriff's Return filed: Not Found, as to the within named defendant Ga ry E. Shartle.

So answers, Howar d N. Stewart, Sheriff

Dec. 10, 1987 Complaint Reinstated.

Dec. 18, 1987 Sheriff's Return filed. SERVED Gary Shartle within named defendant on Dec. 14, 1987 at 8:45 PM by handing a true copy of the within Complaint to Mrs. Shartle, adult member of the family with whom he resides, namely his wife, at their residence, R.D. #9, Box 224, Meadville, Crawford County , Pa.

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

Jan. 5, 1988 Preliminary Objections To Complaint filed.

Jan. 13, 1988 Amended Complaint filed.

Feb 2, 1988 Answer filed.

Apr. 13, 1988, Upon praecipe of plaintiff attorney the above captioned matter is discontinued, settled and ended of record.

1987

Brian Lindsay
Legal Services

873.

WILLIAM N. BURKHARDT

vs.

~~DELORSE~~ R. BURKHARDT
Delores

Filed Oct. 9, 1987
@ 12:33 P.M.

Tax & entry Paid $40.50 ✓
Pro Co pd 11/23/87 9.00 ✓

COMPLAINT IN DIVORCE
1 copy (atty)

Oct. 9, 1987, Plaintiff's AFFIDAVIT Under Section 201(d) of the Divorce Code filed.

Nov. 16, 1987 Motion To Amend Complaint and Order filed. AND NOW, this 16th day of November, 1987, upon consideration of the foregoing Motion to Amend Complaint of Brian Lindsay, Esquire, attorney for Plaintiff, it is ordered that the name of the defendant be amended in the caption to read Delores, not Delorse.

BY THE COURT,
Robert L. Walker, J

Nov. 18, 1987 copies of order to Brian Lindsay

Nov 17, 1987 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for William N. Burkhardt and that as such I am authorized to execute this Affidavit; that I did, on the 14th day of October, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Delores R. Burkhardt a true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit under Section 201(d) of the Divorce Code at her last known address of 10415 Cook Avenue, Riverside, California 92505 as evidenced by the attached sender's receipt No. P 276 200 174 and that on the 22nd day of October, 1987, I did receive the duly executed return receipt dated the 19th day of October, 1987.

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

Date: 11-12-87

Brian Lindsay, Esq.
Attorney for Plaintiff

Nov. 23, 1987 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec.10, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 9, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILLIAM N. BURKHARDT and DELORES R. BURKHARDT

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

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

John D. Petruso

874.

LOUIS DAMASCINO

vs.

RICHARD KOWALEWSKI

Filed and issued
Oct. 9, 1987 @ 1:17 P.M.

Tax & entry Paid $40.25 ✓

Pro Co Paid 5-20-88 9.00 ✓

Proc fee 3/2/89 (Sat) 5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
HUBERT E. VOGAN, DISTRICT JUSTICE

Oct. 9, 1987, Rule entered upon plaintiff to file complaint issued.

Oct. 13, 1987 Proof Of Service filed.

Mar 18, 1988 Complaint filed.

Mar 18, 1988 Affidavit of Service filed: JOHN D. PETRUSO, being duly sworn according to law depose and says that he is the attorney for the plaintiff, above captioned, that in accordance with Pa. R.C.P.D.J. 1005C he served the defendant within by mailing a true and attested copy of the complaint to him on March 18, 1988, by first class mail, postage prepaid, at his address as shown in District Justice records, to-wit; Box 1161, Meadville, Pennsylvania 16335.

John D. Petruso

AND NOW, May 20, 1988 @ 4:17 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 file an answer and damages are assessed in the amount of Six Hundred Fifty and 88/100 Dollars together with costs and interest, being the amount demanded in the complaint.

K-141

Debt.....$650.88 + costs and interest
JUDGMENT
James F. Simmons
Prothonotary

5-20-88 Judgment entered

1987

Brian Lindsay
Legal Services

875.

3/25/88 Recd. $20.88
From Plaintiff

Recd May 3, 1988
#2088
Vivian Stoltz

PATRICIA L. SCHMADER

vs.

DAVID M. SCHMADER

Filed Oct. 9, 1987
@ 1:26 P.M.

Tax & entry Paid	$40.50 ✓
William Pineo, Mediator	41.76
Proc Rd 3/25/88	9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)

Nov 17, 1987 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Patricia L. Schmader and that as such I am authorized to execute this Affidavit; that I did, on the 14th day of October, 1987, send by Certified Mail, Addressee only, Return Receipt Requested to David M. Schmader, a true and correct copy of the Complaint for Custody at his last known address of c/o Patricia Fedorek, 61 Pearl Ave., Oil City, Pa 16301, as evidenced by the attached Sender's receipt No. P 276 200 175 and that on the 19th day of October 1987, I did receive the duly executed return receipt dated the 16th day of October, 1987.

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.
Date: 11-2-87 Brian Lindsay, Esq.
Attorney for Petitioner

Jan. 22, 1988 Motion For Appointment Of Child Custody Mediator and Order filed. AND NOW, this 22nd day of January, 1988, upon consideration of the foregoing Motion for Appointment of Child Custody Mediator, presented by Patricia L. Schmader, by her attorney Brian Lindsay, Esquire, it is 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

Jan. 22, 1988 Copies of order to Brian Lindsay

Mar 10, 1988 Temporary Order filed: AND NOW, this 10th day of March, 1988, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor children is hereby awarded to the plaintiff, Patricia L. Schmader.

2. The father shall have the right to reasonable visitation as may be arranged by mutual agreement with the parties. Provisions for visitation shall include reasonable visitation with all of the children. If the parties cannot agree on a reasonable visitation schedule then either party may move the Court for further Mediation on this issue.

3. Costs and fees of this Mediation, which are fixed at 41.76 are divided equally between the parties with the share of each being 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 thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court, P. Richard Thomas, J

Mar 14, 1988 Copies of order to Brian Lindsay, William Pineo and [illegible] parties. Lindsay, Wm. Pineo and Parties.

Mason and Mason
Joan D. Mason

876.

JAYNE L. BROWN

vs.

ROBERT E. GARBY

Filed Oct. 9, 1987
@ 3:26 P.M.

Tax & entry Paid $40.50
Pro Co pd 3/16/88 15.00
Pro Co Pd 6-21-88 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 6, 1987 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on October 23, 1987n mail to the above Defendant Robert E. Garby by certified mail #P-547-808-313, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Robert E. Garby on October 26, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Mar. 16, 1988 Petition For Additional Remedies filed. (Equitable Distribution)

June 16, 1988 Affidavit of Consent of Defendant filed

June 21, 1988 Affidavit of Consent of Plaintiff filed.

June 21, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

June 29, 1988 **STIPULATION AND DECREE FILED.**

AND NOW, this 29 day of June, 1988, the court orders and decrees as follows:

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

2. **REAL ESTATE:** The parties hereto shall ist for sale iwth a mutually agreed realtor, the jointly owned real estate located at 3522 Allegheny Road, Erie, Pennsylvania. Pending sale of same, Plaintiff shall be responsible for $315.00 of the monthly mortgage payment, plus any increase in the escrowed amount to cover real estate taxes and insurance. Said obligation on the part of the Plaintiff shall extend only through August, 1988. During the time of said obligation on the part of the Plaintiff, Defendant shall be responsible for the blance of the monthly mortgage payment. Husband currently occupies the home on said real estate, and shall be responsible for all utilities in connection therewith for so long as he occupies said residence. Through August of 1988, the parties shall divide euqlly the out-of-pocket costs for maintenance and upkeep of the residence. If said real estate is not sold by August of 1988, the parties are encouraged to renegotiate their responsibilities regarding the mortgage, real estate taxes, insurance, maintenance and upkeep.

Upon sale of the aforesaid real estate, the net proceeds shall be distributed 60% to the Defendant, and 40% to the Pplaintiff.

3. **TANGIBLE PERSONAL PROPERTY:** Each party hereto shall retain those items of tangible personal property in the form of household furniture, appliances and possessions, such that those items inthe Plaintiff's possession shall remain hers (consisting primarily of the VCR, floor and table lamp, end tables, luggage, video games and player, and small refrigerator), and that those items in the Defendant's possession shall remain his (rug cleaner, hand and power tools, washer, dryer, water bed, stove, rug, dinging room table and chairs, couch, recliner, entertainment center, freezer, and refrigerator).

4. **VEHICLES:** Plaintiff shall retain the 1986 Chevrolet Cavalier, and Defendant shall retain the 1985 Chevrolet Cavalier. If either vehicle is not in the sole name of the party to receive it, the other party hereto shall cooperate in executing any documents to transfer said vehicle in accordance with this decree. Each party shall assume the liability in connection with the purchase of his or her own vehicle as set ofrth above, and shall indemnify and defend the other prty as to any action pursued by a creditor for said liability on the vehicle he or she retains.

5. **DEBTS:** Each party shall be soley responsible for any obligation he or she incurred after August 31, 1987, which was date of infal separationof the parties.

Each par ty hereto agrees to assume any debts presently in his or her sole name that may have been incurred during the marriage, and to indemnify and defend th eother as to any action pursued as a result of said individually incurred debts.

6. **PENSION BENEFITS:** EAch party hereby releases, relinquishes and waives any interest he or she may have in pension or retirement and employment related benefits of the other party hereto.

7. Neither party hereto shall be required to file their inventory and appraisement in accordance with the Pennsylvania Rules of Civil Procedure, as each is aware of those assets and debts that th eothe rparty had as of date of separation, and as of the present time, to his or her own satisfaction.

8. Each party hereto shall cooperate and execute the necessary papers required to comploy with the terms of this decree,on a prompt basis.

BY THE COURT,
P. Richard Thomas,

1987

Brian Lindsay

Ferguson, Spataro & O'Shea
Thomas D. O'Shea
Douglas Ferguson
877.

Mary Ann Kirkpatrick

JOYCE L. HOOGSTAD

vs.

DAVID J. HOOGSTAD

Filed Oct. 9, 1987
@ 3:34 P.M.

Tax & entry Paid	$40.50
Pro Co pd 6/30/89	9.00
State pd 6/60/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 26, 1987, 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 complaint in divorce certified by the Prothonotary of Crawford County, Pa on above named dft. by cert. mail, addressee only, ret. rec. req. dated Oct. 9, 1987. The defendant acknowledged service on Oct. 13, 1987 by accepting delivery on that date as evidence by the attached signed ret. receipt. Thomas D. O'Shea, ESq.

July 8, 1988 Petition to Intervene Pursuant to Pa. R.C.P. 2327 and Order filed: AND NOW, this 8th day of July, it is hereby ordered that a hearing on the petition to intervene of Joyce Quigg and Robert Donald Kelley is scheduled for the 27th day of July, at 9:30 A.M. in Courtroom 1 or 2.

By the Court,
Robert L. Walker, J.

July 15, 1988 Copies of order to Douglas Ferguson and Brian Lindsay, Esqs.

July 27, 1988, Motion for Continuance and Order filed. ORDER: AND NOW, July 27, 1988, hearing on Petition to Intervene is rescheduled for Sept. 6, 1988 at 2:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

July 27, 1988 copies of order to M. Kirkpatrick, D. Ferguson and Brian Lindsay.

July 28, 1988 Affidavit of Service filed:I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law depose and say that I am the attorney of record for Joyce Quigg, and Robert Donald Kelley, at that as such I am authorized to execute this Affidavit; that I did on the 13th day of July, 1988, send by Certified Mail Addressee Only, Return Receipt Requested a true and correct copy of the Order of Court, Petition to Intervene, and Request for Equitable Distribution of Marital Property to Plaintiff, Joyce L. Hoogstad at her last known address of 110 Water Street, Box 618, Linesville, Pa 16424, as evidenced by the attached sender's receipt No. P446 365 373 and that on the 16th day of July, 1988, I did receive the duly executed return receipt dated the 15th day of July, 1988.

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

Date: 7/28.88

Brian Lindsay, Esq.
Attorney for Plaintiff

July 28, 1988 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, being duly sworn according to law, depose and say that I am the attorney of record for Joyce Quigg, and Robert Donald Kelley, at that as such I am authorized to execute this Affidavit; the I did on the 13th day of July 1988, send by certified mail addressee only, return receipt requested a true and correct copy of the Order of Court, Petition to Intervene and Request for Equitable Distribution of Marital Property to Defendant, David J. Hoogstad at his last known address of 110 Water Street, Box 888, Linesville, Pa 16424, as evidenced by the attached sender's receipt No. P446 365 374 and that on the 26th day of July, 1988, I did receive the duly executed return receipt dated the 23rd day of July, 1988.

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. Section 4904, relating to unsworn falsification to autorities.

Date: 7/28/88

Brian Lindsay, Esq.
Attorney for Plaintiff

Sept. 20, 1988 Opinion and Order filed. AND NOW, September 19, 1988, the Petition to Intervene is denied.

BY THE COURT,
Robert L. Walker, J

Sept. 20, 1988 Copies given to atty's.

June 23, 1989 Affidavit Of Consent of Plaintiff filed.

June 30, 1989 Affidavit Of Consent of Defendant filed.

June 30, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 201(c) of the Divorce Code, this case moved to court.

July 13, 1989 **DIVORCE DECREE FILED.**

And now, July 13, 1989, it is ordered and decreed that Joyce L. Hoogstad, plaintiff, and David J. Hoogstad, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Fuller, Kinnunen, Petruso & Gamble
Ann H. Gamble

878.

Schroeck & Segal, PC
Elliot J. Segal

~~Joseph Barnhart~~ withdrawn

WASSON, EGAN & WILSON
William H. Burwell

3/14/88 Recd $107.50 From Plaintiff
3/21/88 Recd $53.78 From Defendant

Recd May 3, 1988
$107.50
Vivian Stalty

Recd May 3, 1988
$53.78
Vivian Stalty

Received 7-2-92 from Plff 150.00 deposit mediation

Received from Plff 9-1-92 mediation 44.68 fee

ROGER A. BRIGGS

vs.

JANET A. BRIGGS

~~Bruce Smith, mediator 247.57~~
~~Pro Co 9.00~~
Appeal pd 12/23/92 - 30.00
State Pd 12/23/92 - 5.00

Filed Oct. 12, 1987
@ 9:10 a.m.
Pro Co Pd 9-14-92 (2046) 9.00 ✓
Tax & entry Paid $40.50 ✓
Sheriff's Costs 30.00
Bruce Smith, Mediator 161.34
9.00
Appeal pd. 10/7/88 30.00
Bruce Smith Mediator 247.57
Bruce Smith Mediator 247.57
Pro Co 9.00

✓ COMPLAINT FOR CUSTODY
1 copy (atty)
1 copy (mediator)

✓ ORDER:
AND NOW, this 12th day of October 1987, BRUCE SMITH, is hereby appointed Custody Mediator and is hereby directed to hold such mediation conferences as he deems appropriate and to make recommendation thereafter to this court.
Robert L. Walker, J.

✓ Nov. 24, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Patricia M. Spost, who being duly sworn according to law, deposes and says that on the 16th day of Nov. 1987, at 1:20 P.M. she served Janel Briggs, at No. , 1987, Oneida county, Pa., upon defendant Janet Briggs at 6 Hollywood Drive Whitesboro, N.Y. By making known the contents thereof to Janet Briggs and handing to and leaving with Janet Briggs the certified copy of the Notice/Complaint for C ustody received from Ann Hansen Gamble.
So answers Patricia M. Spost, Dep. Sheriff

SERVED janet A. Briggs within named defendant by deputizing the Sheriff of Oneida County, New York State, as per his affidavit of service attached. Served: November16, 1987.
So answers, Howard N. Stewart, Sheriff

✓ Dec. 9, 1987 Motion and Order filed. ORDER: And Now, this 9th day of December, 1987 hearing on the issue of jurisdiction over the child who is the subject of this action is now set for Dec. 22, 1987 at 1:45PM
Robert L. Walker, J

Dec. 11, 1987 copy of order to Ann H. Gamble
✓ Dec. 22, 1987, Motion to Decline Jurisdiction in above case, filed.
✓ Dec. 24, 1987 Memorandum and Order filed: AND NOW, December 22, 1987, the Court of Common Pleas of Crawford County, Pennsylvania, finds it has jurisdiction to try this custody case in accord with the Uniform Act cited above and recommends to the Family Court of Oneida County, New York, that it relinquish jurisdiction and decline to hold the hearing now is apparently scheduled for January 7, 1988 in Oneida County, New York.
This is a jurisdictional Order only and the issue of suitability of either party to have full or partial custody is not considered at this time.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Dec 24, 1987 Copies of order to Ann Gamble and Elliot J. Segel, Esq.

✓ Feb 16, 1988 Temporary Order of Court filed: AND NOW, this 16th day of February, 1988, after Mediation, and upon the recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The parties to this action, the natural parents of Rebecca Lee Briggs, age one, shall share legal custody of the said minor. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, medical and (later) school records, and shall also entitle both parents to equal input with regard to educational and religious upbringing of the child, as well as elective surgery.

2. The parties to this action shall also share physical custody of the child. Beginning with the month of March, 1988, and for the months of March, April, and May, 1988, the father shall have the right to take the child into his physical custody during the first full week of each of those months. By full week it is meant to indicate the first week of each month which has seven full days of that month in it. This pattern shall continue each year thereafter for the months thought of as primarily the mother's, which shall be May through Ocotber, inclusive, each year. Beginning in November, 1988, and each year thereafter, for the months of November through April, inclusive, the months shall be thought of as primarily father's months. During those months which are thought of as primarily father's months, the mother shall have the right to take the child into her physical custody custody during the first full week of each of those six months, and the rest of the time shall be spent with the plaintiff father.

3. Holiday visitation for all holidays, including, but not limited to, Easter, Memorial Day, Fourth of July and Labor Day, shall take place in the home where the child otherwise would be, as indicated in paragraph 2. This shall be so, even though the mother shall receive three out of four of those holidays on a regular basis. In even numbered years, the child shall spend Thanksgiving Day and the day before and the day after Thanksgiving with the defendant mother. In odd numbered years, the child shall be with the plaintiff father. The said Wednesday, Thursday and Friday being spent in even numbered years with the mother shall begin on Wednesday, no later than 9:00 a.m. and shall end of Friday, no later than 7:00 p.m. Each year the child shall spend the day before and day after and Christmas Day with the defendant mother. Those days shall begin at 9:00 a.m. the day before Christmas and shall end at 7:00 p.m. the day after Christmas.

4. The parent having custody of said child at anytime shall notify the other parent as soon as possible in the event of injury or illness requiring medical treatment. Injury or illness shall not prevent the shift of custody unless the child is in a treatment facility.

5. Neither parent shall take the child into any environment which would be commonly thought of as detrimental to her development or to the development of her character or which would be commonly thought of dangerous to her physical person. Neither parent shall use alcohol or other prescription or illegal drugs or chemicals while the child is in his or her custody or control, nor shall either parent allow anyone to do so in the child's presence. This prohibition shall not be interpreted so as to prohibit grandparents of the child from having an occasional cocktail or highball in the company of other adult friends.

6. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to an alternative arrangement to accommodate themselves or the child's schedule, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement, taking into account whenever the needs and wishes of the child. Each of the parents and grandparents will teach the child that love and respect due a parent or grandparent from his or her child or grandchild as is normally expected, and neither parent nor any grandparent will do anything to blacken the character of any parent or grandparent in the eyes of the child.

7. This Order shall not prejudice the right of either party to request further mediation if there are changed circumstances in the life of the party or the child. When the child begins kindergarten or regular school shall be considered a changed circumstance. The use of alcohol or other prescription or illegal drugs around the child by either parent will also be conidered a changed circumstance.

Continued in margin.....

8. The Court of Common Pleas of Crawford County, Pennsylvania shall retain jurisdiction of this matter so long as either parent or the child resides in the Court's jurisdiction and for at least six (6) months from the date of this Temporary Order. The fee for Child Custody Mediation shall be paid three-quarters by the plaintiff father and one-quarter by the defendant mother.

9. 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, Judge
Feb 17, 1988 Copies of order to Ann Gamble, Elliot Segal and Joseph Barnhart and Bruce Smith, Esqs.

✓ Mar 17, 1988 Defendant's Exceptions filed.

Pd 9-14-92
CC. Commck 2046
Mediation 185.68

12-30-92 Received from deft-med. Costs 61.89

12-31-92 Pd Co Comm Mediation Ch# 725 $61.89

Continued on the next page ...

1987

Briggs vs. Briggs A.D. 1987 - 878 CUSTODY

Apr. 4, 1988 Motion For a Date Certain and Order filed. AND NOW, this 4 day of April, 1988, hearing is now set for April 26, 1988 at 1:30 p.m.

For the Court:
Imogene Yetman

Apr. 5, 1988 Copies of order to Ann Hansen Gamble, Elliot Segal, Joseph Barnhart and Bruce Smith

Apr 25, 1988 Motion for Continuance and Order filed: AND NOW, this 25th day of April, 1988, the foregoing Motion is granted. Either party may schedule an evidentiary hearing in the matter at any time upon Motion.

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

Aprl 26, 1988 Copies of order to Ann Gamble, Joseph Barnhart Elliot Segal and Bruce Smith, Esqs.

June 30, 1988 Motion to de novo hearing and Order filed. AND NOW, this 30 day of June, 1988, hearing is fixed for Aug. 12, 1988 at 10:00 a.m., at in Courtroom #2; at the crawford County Court House, Meadville Pennsylvania.

For The Court,
Imogene Yetman, Ct. admin.

July 1, 1988 Copies of order to Ann Hansen Gamble, Joseph Barnhart and Bruce Smith

Aug. 11, 1988 Motion For Continuance and Order filed. AND NOW, August 10, 1988, upon consideration ofthe defendant's Motion for Consideration, same is granted and hearing is set for the 8th day of September, 1988 at 1:30 o'clock p.m. in Court Room # 1 or 2 of the Crawford County Courthouse, Meadville,PA. For The Court,
Imogene Yetman, C.A.

Aug. 11, 1988 Copies of order to Ann Hansen Gamble, Joseph Barnhart and Bruce Smith

Sept. 9, 1988 ORDER filed. AND NOW, Sept. 8, 1988, after hearing, the temporary Order of Feb. 16, 1988 is adopted as a final Order of Court with the following modifications:

1. In the second sentence of Paragraph 5 of the Order, the words "or other prescription" are deleted.
2. Transportation between the parets' homes shall be furnished at the ratio of three (3) trips for the father to one (1) trip for the mother. The father shall make the next three (3) trips that are necessary and the mother one following that, and so on, unless the parties between themselves agree to trade the trips.
3. The cost of the evaluation by Doctor Kathryn Anderson shall be borne equally between the parties.

Except as herein modified, the temporary Order is adopted.

By Order of The Court,
Robert L. Walker, Judge

Sept. 14, 1988 Copies of Order to Attys. Ann Gamble, Joseph Barnhart and Bruce Smith.

Oct. 7, 1988, Notice of Appeal of Defendant to the Superior Court of Penna., from order entered on September 9, 1988, filed.

Oct. 20, 1988 Notice Of Appeal Docketing Superior Court Docket No. Assigned 01512PGH88 filed.

Oct. 28, 1988 Transcript of Proceedings Taken at Time of Custody Hearing Lodged.

Nov. 10, 1988 Memorandum of Robert L. Walker, J. filed.

Nov. 10, 1988 Copies mailed to attorneys.

Mar. 28, 1989, Certification from the Record of Superior Court of Pennsylvania, filed. October 17, 1988, Notice of appeal Docketed.

ORDER OF COURT: AND NOW, February 3, 1989, the within appeal is DISMISSED for failure to file a brief.

PER CURIAM,

Certificate of Contents of Remanded REcord and Notice of Remand Under Pa. Rules of Appellate Procedure 2571 and 2572, filed.

Mar. 29, 1989, copy of certificate mailed to Superior Court of Pa.

Nov. 22, 1989 Petition To Have Respondent Held In Contempt For Failure To Comply With Shared Custody Order and Order filed. AND NOW, this 22 day of Nov., 1989, hearing on the Petition to Have Respondent Held in Contempt for Failure to Comply with Shared Custody Order is set for Dec. 13, 1989, in Courtroom #1, at 1:30 o'clock p.m., in Crawford County Courthouse in Meadville, Pennsylvania. P. Richard Thomas, J

Nov. 27, 1989 Copies mailed to Ann Gamble, Joseph Barnhart and Bruce Smith

Nov. 22, 1989 Petition To Require Compliance Bond and Order filed. AND NOW, this 22 day of Nov., 1989, hearing on the Petition to Require Compliance Bond is set for Dec. 13, 1989, in Courtroom #1, at 1:30 o'clock p.m., in Crawford County Courthouse in Meadville, Pennsylvania. P. Richard Thomas, J

Nov. 27, 1989 Copies of order mailed to Ann Gamble, Joseph Barnhart and Bruce Smith

Dec. 18, 1989 Affidavit of Mailing filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on November 22, 1989, she sent a copy of the Petition to Have Respondent Held in Contempt for Failure to Comply with Shared Custody Order and Petition to Require Compliance Band to the Defendant by certified mail, restricted delivery, postage prepaid, receipt requested, to Janent A. Briggs, 2 Park Avenue, Whitesboro, New York, the defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble

Continued on the next page

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1987

Roger A. Briggs

vs.

Janent A. Briggs

Record continued from page 328a

of record

A.D. 1987 - 878

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✓ Dec. 18, 1989 Motion to Continue Hearing and Order filed. AND NOW, this 15 day of December, 1989, hearing on the Petition to Require Compliance Bond is set for January 24, 1990 in Courtroom #1, at 9:30 o'clock a.m. in Crawford County Courthouse, in Meadville, Pennsylvania. Imogene Yetman, C.A.

Dec. 19, 1989 Copies of order mailed to Ann Hansen Gamble and Joseph Barnhart

✓ Dec. 18, 1989 Motion to continue Hearing and Order filed. AND NOW, this 15 day of Cecember, 1989, hearing on the Petition toHave Respondent Held in Contmept for Failure to Comply with Shared Custody Order is set for January 24, 1990 in Courtroom #1, at 9:30 o'clock, a.m., in Crawford County Courthouse, in Meadville, Pennsylvania. Imogene Yetman. C.A.

Dec. 19, 1989 Copies of order mailed to Ann Hansen Gamble and Jospeh Barnhart

✓ Jan. 24, 1990, Exhibit (Atty. & Services costs) filed.

✓ Jan. 24, 1990, DECISION/ORDER from the State of New York, County of Oneida from Family Court filed.

✓ Jan 26, 1990 Order filed: AND NOW, January 24, 1990, the matter is before the Court on a long delayed contempt petition. It now appears that the mother commenced at least two custody actions in New York State when there already existed a custody Order in Pennsylvania. It further appears the mother took an appeal to the Appellate Courts from the latest Crawford County custody order, which appeal was abandoned.

The defendant/mother contends that since she acted on advice of counsel in New York State, that she should not be held in contempt of Court or be required to pay any costs resulting from her alleged contemptuous action. The Court rejects this claim. The matter is reviewed informally and with the parties under oath and the Court accepts the mother's postulation that she will not again commence a custody action in New York State regarding the minor child but if she wishes further review of the custody order or has contentions that the best interests of the child are not being served under the most recent Pennsylvania Order, she may petition the Pennsylvania Court for a review hearing.

The thrust of the plaintiff/father's requests are as follows:

1. Since he missed thirty-eight (38) days of visitation under the existing Pennsylvania Order, he wishes to make up said lost time and proposes that for the calendar year 1990, instead of picking up the child on November 1, as required by existing orders, he picks up the child October 1, 1990.

The mother consents to this request and the Court grants the request and by implication, modifies the existing Order to that extent.

2. The father missed a Thanksgiving 1989 visit, to which he was entitled, and requests that instead of the child having the Thanksgiving visit under the Court Order for 1990, he be accorded the 1990 Thanksgiving visit.

The mother has not objection and the Court so orders and amends the existing Order by implication.

3. The Defendant contends that in contesting the two litigations filed by the mother in New York State retaining an attorney to pursue the contempt and considering ancillary expenses, he has incurred expenses of $1,581.13 (see itemization of the same filed as an exhibit with the record this date). The father requests payment of said sum as a sanction for the contemptuous conduct of the mother in pursuing two New York State custody actions and an appeal in Pennsylvania and abandoning the same. The Court notes that New York State, on or about December 11, 1989, dismissed all custody actions filed by the mother in New York State.

The mother argues that she took said action in good faith on advice of counsel and should therefore not be required to reimburse the father for any of his expenses.

While the Court accepts the fact that she sought such relief on advise of counsel, the Court believes her actions were unreasonable in view of the fact she abandoned an appeal in Pennsylvania after being disappointed with the most recent Pennsylvania Court decision regarding custody and she could have more economically petitioned the Pennsylvania Court for reconsideration or raised any changed circumstances as a basis for review by the Pennsylvania Court. Accordingly, we direct that the mother/defendant pay the father/plaintiff the total sum of $1,000.00 of the total claim of $1,581.13 payable as follows: $100.00 per month commencing with the month of February 1990 and on the 15th of each and every month thereafter with the entire balance due and payable on August 1, 1990.

4. The plaintiff/father request the mother be required to post a compliance bond in the amount of $1,500.00 as a guarantee she will not again attempt to manipulate this proceeding into the Courts of New York State and will not deny the father the rights accorded by the Pennsylvania Order.

The Court accepts the mother's testimony that she will not agains recommence a custody action in New York State and will pursue any requested modifications throught the Pennsylvania Court and that she will faithfully comply with the Courts Order as existing and as amended by this Order. Based on this alligation by the mother, the Court denies the request for a compliance bond. However, we caution the mother that this Court will tolerate no further willful and deliberate manipulative efforts to avoid the Pennsylvania Court Orders and that if she fails to comply with the Orders, the Court will entertain a further contempt petition and impose harsher penalties.

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

Jan 30, 1990 Copies of order mailed to Atty. Gamble and Atty Burwell.

✓ Apr. 12, 1990, Transc ript of Proceedings Taken at Time of Hearing filed.

✓ July 2, 1992Petition To Modify Order For Custody and ORDER filed. AND NOW, this 29 day of June, 1992, Bruce L. Smith is appointed Custody Mediator.

BY THE COURT:
Anthony J. Vardaro, J.

July 9, 1992 Copy of Order to Attys. Ann Gamble, Bruce Smith, Joseph Barnhart.

✓ July 14, 1992 RETURN OF SERVICE filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says:

That she is an attorney at law licensed to practice in the Commonwealth of Pennsylvania, and that she did serve a Notice to Defendant to Claim Rights and a Petition to Modify Order for Custody on July 11, 1992, at 4:45 p.m. at 426 East Walnut St., Titusville, Pa. on Janet A. Briggs, her place of visitation.

Said Service was made by reading the same to her and making the contents thereof known to her, and by handing her a copy thereof.

Continued on Page 328C

ROGER A. BRIGGS
vs.
JANET A. BRIGGS

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✓Aug. 18, 1992 TEMPORARY ORDER OF COURT, filed. AND NOW, th is 17th day of August, 1992, after additional Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Rebecca Lee Briggs, age five, born Jan. 28, 1987, the parties to this action, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, shcool and maedical records, and shall entitle both parents to equal input with regard to the educational and religious upbringing of the child, as well as to any elective surgery.

2. Primary physical custody of the child shall be with the natural mother, Janet A. Briggs. Temporary physical custody of the child shall be provided to the plaintiff father, Roger A. Briggs. Physical custody for the plaintiff father shall be as follows:

a. The child, Rebecca Lee Briggs, shall visit in the home of the natural father each summer beginning on the third full day after the child completes the school year in May or June until three days prior to beginning the new academic year in August or September. During the summer visitation with the father, the mother shall be entitled to uninterrupted visitation of one week with the child. Unless the parties mutually agree otherwise, that week shall be the first full week of July each year.

b. During the school year each year, the father shall have the opportunity to take the child into his temporary physical custody durign the Christmas break beginning the day after the child's dismissal from school until one day prior to the child's return to shcool after the Christmas break. The father shall also have the right to have the child in his temporary physical custody during any spring or Easter break each year beginning the day following the beginning of that break until the day before the child is scheduled to return to school.

c. Transportation between the parents' homes shall be furnished at the ratio of three trips for the father to one trip for the mother. The father shall make the next three trips, presumably beginning with the Christmas vacation in 1992.

d. If the mother is present in the area of the father's home the day before Christmas, Christmas Day, or the day after Christmas, she shall be entitled to have the child with her for six uninterrupted hours upon a notice of 72 hours to the father.

3. The parent having custody of the child at anytime shall notify the other parent as soon possible in the event of injury to or illness of the child requiring medical treatment.

4. Neither parent shall take the child into any environment which might be commonly thought of as dangerous to her physical person. Neither parent shall consume more than two ounces of alcohol in any 24 hour period while the child is in his or her custody and control. Neither parent will allow anyone in his or her company to do so in the chjild's presence. Neither parent shall use any non-prescription orillegal drugs or chemicals while the child is in his or her custody and control. Neither parent will allow anyone else to do so in the child's presence. This prohibition shall extend to any of the grandparents of the child.

5. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to alternative arrangements to accommodate themselves and/or the child's schedule, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement, taking into account whenever possible the needs and wishes of the child.

6. Each of the parents, when he or she does not have the child in his or her physical custody, will be permitted to call the child twice a week at the otherparent's home during hours which take into account the child's need for sleep during the school year and/or the summer, said telephone calls to last not longer than one-half hour each. The parents will also automatically and voluntarily exchange with each other copies of all shcool and medical records of the child, including report cards and physical examinations, as soon as they become available. Additionally, the mother shall supply photocopies of at least five pieces of school work performed by the child each month while the child is in school.

6. Each of the parents, the grandparents, and any adult coming into regular contact with the child shall teach the child involved in this case to develop and express that natural love and respect due a parent or a grandparent from his or her child. Neither of the parents (nor any grandparents nor anyone coming into regular contact with the child) will co or say wnything to blacken the character of either parent or any grandparent in the eyes of the child.

7. This Order shall not prejudice the right of either party to request further Mediation if there are changed circumstances int he lives of the parties or the child or in the event that the best interest of the child would be served by further Mediation.

8. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction fo this matter so long as either of theparents or the child resides int he Court's jurisdiction and for at least six months from the date of this Temporary Order.

9. The fee for Child Custody Mediation shall be paid 75% by the plaintiff father and 25% by the defendant mother.

10. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty days from the date of this Temporary Order.

BY THE COURT:
Anthony J. Vardaro, J.

Aug. 19, 1992 copy to A. Gamble, B. Smith, W. Burwell, Plf. & Dft.

✓Aug. 31, 1992 MOTION FOR HEARING DE NOVO and ORDER filed. ORDER: AND NOW, this 28th day of August, 1992, plaintiff's request for hearing De Novo is set for the 2nd day of November, 1992, at 9:00 a.m. as a result of the temporary order entered as above stated.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Sept. 3, 1992 copy to A. Gamble, B. Smith, W. Burwell, J. Barnhart

✓Sept. 11, 1992 Praecipe of Joseph C. Barnhart to withdraw as attorney for Defendant.

✓Nov.6, 1992 Order filed. AND NOW, November 4, 1992, after borth sides have presented their cases in chief, rebuttal and the opportunity for surrebuttal, the testimony is complete. The Court however believes it is best that James Lee, who apparently is an adult male living with the Defendant, testify in this case and be evaluated bythe Court since it appears he may have frequent and regular contact with the child and may be involved to a signatificant extent in her life. Accordingly, this case is continued for the sole purpose of taking the testimony of Mr. Lee and shall be held on Wednesday, November 18, 1992, at 2:30 p.m., in Courtroom Number Two of the Crawford County Court House. The Defendant shall take all reasonable steps to assure the attendance ofMr. Lee. If he does not appear, them the Court may see fit to require his attendance at a later time through an appropriate subpoena process form New York State.

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

Nov. 12, 1992 Copies of order to Atty.s Gamble and Burwell

Continued on Page 328D

ROGER A. BRIGGS
vs.
JANET A. BRIGGS

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✓Nov. 25, 1992 ORDER filed. AND NOW, Nov. 24, 1992, after a full formal hearing where the parties were represented by counsel it is ordered as follows:

1. That the plaintiff (father) and the defendant (mother) shall share legal custody of Rebecca Lee Briggs (the child). Said joint legal custody shall entitle both of the parents to equal, liberal and open access to any records relating to the child held by a third party, including, but not limited to, schools and medical or health care providers. It shall also entitle both parents to equal input with regard to the educational and religious upbringing as well as to any elective surgery.

2. Primary physical custody of the child shall be with her mother subject to the periods of physical custody hereinafter granted to the father.

3. The father shall have the right to take the child into his custody on the first weekend of each month during the months of September through June. The first weekend of each month shall be defined as the first weekend where Saturday and Sunday both occur in the same month. Father shall provide all transportation to and from weekend visitations. He shall be entitled to pick up his daughter on Saturday between 9:00 a.m. and 11:00 a.m. and shall return her to the home of her mother no later than 6:00 p.m. on Sunday or, if Monday is a school holiday, then no later than 6:00 p.m. on Monday. Father shall notify mother of his intention to exercise this weekend visitation in writing, by telephone or in person no later than 6:00 p.m. on the Thursday immediately preceding the weekend when he is entitled to visitations.

4. Father shall have the right to visit the child and take her into his custody as follows:

a. Each summer beginning on the third full day after the child completes the school year in May or june until the third day prior to the beginning of the school term in the fall. During the summer visitations with father mother shall be entitled an uninterrupted visitation of one week with the child. Unless the parties mutually agree otherwise that week shall be the first full week in August beginning on the first Saturday in August. Mother shall p ick up the child on that Saturday between 1:00 p.m. and 3:00 p.m. and the visitation shall terminate eight days later on Sunday between 9:00 a.m. and 11:00 a.m.

b. During the child's Christmas and Easter recesses from school in even numbered years starting with Christmas of 1992. The Christmas visitation shall commence on December 24 between 9:00 a.m. and 11:00 a.m. and shall terminate on the day before school commences between 1:00 p.m. and 3:00 p.m. For the Easter recess the visitations shall commence on the first full day school is out between the hours of 9:00 a.m. and 11:00 a.m. and shall terminate on the day before school recommences between the 1:00 p.m. and 3:00 p.m.

c. During each midwinter break or recess from school that is in February and where the child is out of school for at least three or more consecutive days, including a weekend or weekends, commencing with the first full day school is out between 9:00 a.m. and 11:00 a.m. and ending the day before shcool recommences between 1:00 p.m. and 3:00 p.m.

d. Transportation between the parties homes for summer, Christmas, Easter and midwinter periods shall be furnished by the party receiving the child.

e. The mother's right to Easter vacations shall take priority over the father's weekend visitations.

5. The parent having custody of the child at anytime shall notify the other parent as soon as possible in the event of injury to or illness of the child requiring medical treatment.

6. Neither parent shall take the child into any environment which might be commonly thought of as detrimental to her development or to the development of her character or which would be commonly thought of as dangerous to her physical person. Neither parent shall consume more than two ounces of alcohol in any 24 hour period while the child is in his or her custody and control. Neither parent will allow anyone in his or her company to do so in the child's presence. Neither parent shall use nor permit others to use any non-parescription or illegal drugs or chemicals while the child is in said parent's custody and control. This prohibition shall extend to any of the grandparents of the child.

7. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to alternative arrangements to accommodate themselves and/or the child's schedule, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement, taking into account when ever possible the needs and wishes of the child.

8. Each of the parents, when he or she does not have the child in his or her physical custody, will be permitted to call the child twice a week at the other parent's home during hours which take into account the child's need for sleep during the school year and/or the summer, said telephone calls to last not longer than one-half hour each. The parents will also automatically and voluntarily exchange with each other copies of all school and medical records of the child, including report cards and physical examinations, as soon as they become available. The mother shall supply photocopies of at least five pieces of school work performed by the child each month while the child is in school.

9. Each of the parents, the grandparents, and any adult coming into regular contact with the child shall teach the child involved in this case to develop and express that natural love and respect due a parent or a grandparent from his or her child. Neither of the parents (nor any grandparents nor anyone coming into regular contact with the chidl) will do or say anything to blacken the character of either parent of any grandparent in the eyes of the child.

10. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either of the parents or eht child resides in the Court's jurisdiction and for at least six months from the date of this Order.

11. The parties shall not argue, bicker or say negative things to each other during exchanges of custody.

12. When the child begins or concludes a particular visitation session the clothers she has on shall not be taken off but shall be left with her.

13. All outstanding unpaid mediation fees shall be paid by the party made responsible in the temporary order of Aug. 17, 1992 no later than 30 days from the date of this order.

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

Dec. 1, 1992 copy to A. Hansen Gamble, W. Burwell, E. Segal, B. Smith

✓**Dec 23, 1992 Notice of Appeal to Superior Court Of Pa. from the Order entered November 25, 1992, Request for Transcript, and Notice of Appeal filed.**

✓Jan. 4, 1993 Notice of Superior Court Docketing,Docket #02056PGH92 filed.

✓Jan. 15, 1993 OPINION IN SUPPORT OF CUSTODY ORDER filed. On November 24, 1992 after a hearing that spanned over portions of three days we awarded shared legal custody of Rebecca Lee Briggs, then five years of age, to both parents with primary physical custody in the mother. We stated our reasons on the record. The father has not taken an appeal to the Superior Court and we write this opinion in support of our order.

Procedural History

This custody action began when the child was only ten months old. She was born on Jan. 28, 1987. Her father brought an action in our Court and the mother, who was then living in New York State, countered with a New York action. The New York action was ultimately dismissed on jurisdictional grounds.

The first order was entered here on Feb. 16, 1988 and provided that the child spend fifty (50%) percent of each year with each parent, arranged on a quarterly basis. That order was a product of custody mediation in Crawford Co. and one of the parties requested a de novo hearing before the Court. After the de novo heraing Judge Walker affirmed the temporary order. The mother filed an appeal to the Superior Court (1512 ptts. 1988) and the appeal was dismissed when no brief was filed.

The father filed a contempt petition on Nov. 22, 1989 which was disposed of by Order of Judge Thomas on Jan. 24, 1990. The father then filed a petition to modify the 1988 Order on July 2, 1992. The custody mediator recommended that, since the child was now of school age, the mother be the primary physical custodian. The father requested a hearing de novo which this Judge heard and decided on Nov. 24, 1992, the Order that the father has now appealed from.

RECORD CONTINUED ON PAGE 328 (e).....

Applicable Legal Principles

The applicable legal principles are not mysterious. We must determine the best interests of this child. That necessitates a thorough consideration of the circumstances which will aid her physical, intelectual, moral and spiritual development. Parikh vs. Parikh, 449 Pa. 195, 296 A. 2d 625 (1972); Davis v. Davis, 237 Pa. Super. 516, 352 A.2d 78 (1975).

We must take an active role in determining what is best for the child, Newcomer v. Newcomer, 301 Pa. Super. 239, 447 A.2d 630 (1982) and we did so when we insisted that the mother's live-in boyfriend appear and testify when neither of the parents called him as a witness in their respective cases in chief. Haller v. Haller, 377 Pa. Super. 330, 547 A.2d 393 (1988).

Discussion

Unfortunately the parties separated and divorced shortly after the child was born. The father remained in Titusville, Crawford Co., PA., where the parties had previously lived as husband and wife. The mother returned to her native New York area and lives approximately six hours from Titusville. Since approximately Feb. 16, 1988, the date of the first temporary order, the child has lived with each parent on an equal basis. That obviously could not continue once the child went to school given the distance between her parents' homes.

Both parents are fit. The child is delightful, a credit to one or both of the parents despite the fact that she has been the subject of litigation most of her life.

The father is a good father. He produced several witnesses in his case in chief. His first witness was Shannon Beatty who attends the same church that the father does. Sue Atteberry, the father's next door neighbor and a substitute teacher in the public school system testified as did Katherine Hummer an elementary school teacher who, sometime after the separation of the parties, had some romantic involvement with the father.

Those witnesses testified that the fatehr spent a gret deal of time with his daughter. Sue Atteberry classified it as a "wonderful relationship." She said that the father spent more time with his daughter than did she, and some of the other neighborhood mothers, who had children of a similar age.

Katherine Hummer said much of the same thing but she also testified about the father's serious involvement in the child's education and the Titusville School Disstrict's Early Childhood Learning Center that apparently offers excellent pre-kindergarten and after school programs.

The mother testified on her own behalf as did her mother, the child's maternal grandmother. The father generally disapproves of the involvement of the maternal grandmother believing that she is a bad influence on the child as well as on the child's mother. He tried, unsuccessfully, to show that the grandmother had abused her own daughter (the mother of the child in question). He found the maternal grandmother to be a good witness, supportive and helpful to the mother and child and cannot conclude that she would be anything but an appropriate influence.

The father is a suprintendent of maintenance, has a degree in electrical engineering, is Superintendent of Maitnenance at the CyTamp facility in Titusville. He works five days per week from 7:00 o'click a.m. to 4:00 o'clock p.m. When the child is not in school and before the father gets home is in daycare. He lives alone.

The mother has a high school diploma with no additional education. She now has another child born out of wedlock to a man who, apparently, is not now in the picture. She works outside of the home. Then the child is not in school her mother, the maternal grandmother, is with the child. For instance the maternal grandmother is available to put the child on the schol bus in the morning after the mother goes to work and picks the child up at 12:00 noon when the child is out of preschool.

Each of the parents tried to make more out of the case then was there. For instance the father tried to show that the maternal grandmother was a bad influence. The mother tried to show that the father continues to smoke marijuana may drink too much, and may act inappropriately when showering with the child. There was no believable evidence submitted on any of those points.

This was an extremely close case. There are significant factors favoring each parent. In the final analysis the Court believed that it was in the best interest for the child to be with her mother, since they were of the same sex. We know there are no presumptions favoring either parent based upon sex but we think in a nearly even case that can be an appropriate consideration.

Factors favoring the father are as follows. He seems to have a deeper concern, interest and understanding of the child's education and would do a better job for the child on education matters such as homework, etc. The fatehr has clearly been more stable since the separation. He lives in a better neighborhood. At the mother's home there is very little outside area or yard for the child to play in and there appears to be a junkyard right behind the house. Her house is crowded, especially when her live-in boyfriend's children come to visit. The mother was rather dull and unaffected. The father was much more animated and outoging. There was no explanation for that. Possibly the mother was nervous or said because of the litigation but perhaps her affect was natural and typical. In any event the Court believes the father might provide a more exciting and socially happy environment for the child.

On the other hand a number of factors favored the mother. Although her second child came about in a nontraditional, but all too frequently occurring manner that child, Christopher, is a step-brother to Rebecca. As siblings they should undoubtedly spend time together and live together.

Although the mother lives with a man she is not married to the presence of a man in the home together with other children presents a more traditional household than the father who would be a single parent.

The mother very much loves her daughter and spends quality time with her. They go to a family summer cottage at a nearby lake. That is owned by the maternal grandparents and it appears that the child enjoys that place very much. Finally, when the child is not in school she is with her maternal grandmother, whom she likes very much, and thus the opportunity for more frequent contact with relatives, mroe involvement by relatives rather than the public school authoriteis, can occur at the home of the mother.

Lastly, although a small point, the father did violate the prior Order regarding the consumption of alcohol when he drank (albeit a small amount), while the child was with him at a wedding reception and he gave the child a sip of champagne during a wedding toast.

The Court concluded therefore, that it was in teh best interest of the child to remain with her mother in a very close case.

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

"Briggs" Continued on page 328F

Jan. 15, 1993 Copeis Mailed to Attys. Burwell and Gamble.

✓Jan. 29, 1993 Transcript of Hearing Held on November 2, 1992 filed.

In Error

May 11, 1993 TEMPORARY ORDER OF COURT, filed. AND NOW, this 11th day of May, 1993, after additional Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Cortnie Marie Burkhardt, age three, born Dec. 2, 1989, the parent parties to this action, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entltle both parents to equal input with regard to the educational and religious upbringing of the child, as well as to any elective surgery.

2. Primary physical custody of the child shall remain with the natural mother, Amy Jean Burkhardt. Regular visitation and temporary custody of the child shall be granted to the petitioner father, David Paul Burkhardt, for so long as he lives with his parents, plaintiffs in this case, Glaser F. Burkhardt, Jr., and Dorothy E. Burkhardt. However, no separate visitation will be provided for theplaintiffs. Physical custody for the father shall be as follows:

a. The father curretntly lives in Augusta, Georgia. While living there, he shall be entitled to take the child, Cortnie, into his temporary physical custody the first three weeks of March and October each year and shallalso be entitled to take the child into his temporary physical custody from June 15 through August 15 each summer. In addition, when the father and his parents are visitign in the Meadville area, they shall, upon notic e to the mother, forty-eight hours in advance, have up to three consecutive days of uninterrupted visitation with the child. Those days shall begin at 6:00 p.m., prevailing time, and end at 6:00 p.m., prevailing time, seventy-two hours thereafter. This visitation schedule shall be in effect until the child begins school,-whether that be kindergarten or first grade. The father shall then be limited to the summer visitation and local visitation when he is in the Meadville area.

b. When the child begins school, the father, additionally, shall have the opportunity to take the child into his temporary physical custody during the Christmas holiday beginning one day after school is dismissed and ending one day prior to school beginning at the first of the year.

c. If the father spends a holiday period in the Meadville area, the three-day visitation shall be in effect; however, if the father is in the Meadville area over the periods of Thanksgiving, Christmas, and Easter, the child shall spend from 8:00 a.m. through 1:00 p.m., prevailing time, on those holidays in the mother's home. The rest of the time during those three-day periods shall be with the father.

d. The father shall provide transportation, both to and from the mother's home, in order to exercise his visitation. A private vehicle or public transportation is authorized.

3. The parent having custody of the child at anytime shall notify the other parent as soon as possible in the event of injury to or illness of the child requiring medical treatment.

~~Continued on Page 328F~~

July 8, 1993, Transcript of Custody Proceedings filed.

July 8, 1993, Transcript of Custody Proceedings filed.

Dec. 29, 1993 Certificate of Contents of Remanded Record and Notice of Remand filed.

Dec. 29, 1993 JUDGMENT: ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the Judgment of the Court of Common Pleas of Crawford County be, and the same is here AFFIRMED.
BY THE COURT:
Eleanor R. Valecko, Deputy Prothonotary

File on file cabinet w/old docket

1987

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

879.

COLLEEN D. CHAPIN

vs.

GARY M. CHAPIN

Filed Oct. 12, 1987
@ 9:55 A.M.

Tax & entry Paid $40.50 ✓

Pro Co Pd 1-22-88 9.00 ✓
Pro Pd 2/10/88 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 20, 1987 Verification filed. I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for P laintiff and that as such, I am authorized to execute this Verification; that I did, on the 12th dya of October, 1987 send by Certified Mail, Return Receipt Requested, Addressee ONly, to Gary M. Chapin a true and correct copy of the divorce complaint filed at the above term and number at his last known address of RD #2, Conneautville, PA 16406, as evidenced by the attached sender's receipt No. P-547-805-386 and that on the 14th day of October 1987, I did receive the duly executed return receipt dated October 13th, 1987. James R. Irwin

Jan 22, 1988 Affidavit of Consent of Defendant filed.

Jan 22, 1988 Affidavit of Consent of Plaintiff filed.

Jan 22, 1988 Upon Praecipe of Plaintiff's Attorney, for Review under §201(c) of the Divorce Code, this case is moved to court.

Feb. 9, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 9, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

COLLEEN D. CHAPIN and GARY M. CHAPIN

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

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

Feb. 10, 1988, NOTICE OF ELECTION TO RETAKE PRIOR NAME filed.
To Be Known AS: COLLEEN D. PUTMAN.

880.

Bruce A. Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

RUSSELL NEELY

Filed Oct. 12, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

Nov. 2, 1987, Report of Mental Health Review Officer, Recommendation, and Order filed. ORDER: AND NOW, this Oct. 30, 1987, upon consideration ofthe petition filed at the above no. and term, and other relevant matter, and after a review of the report ofthe Mental Health Review Officer, it is hereby ORDERED AND DIRECTED that the said Russell Neely be committed to Warren State Hospital for treatment for a period not to exceed 180 days. Adolescent Unit.

BY THE COURT,
P. Richard Thomas, J.

Nov. 6, 1987, copies of order to Attys. B. Barrett, Warren St. Hosp and Mr. Dickey.

1987

Joseph F. Kulwicki

881.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
Nancy M. Sennett

LYNETTE GALBRAITH

vs.

CHANDRA KLINGENSMITH

Filed Oct. 12, 1987
@ 10:59 A.M.

Tax & entry Paid $40.50
Pro Co paid 3/24/88- 6.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

Oct. 23, 1987 Affidavit Of Service filed. JIM WITHERS, being duly sworn according to law, deposes and says that he is employed as a Constable of Crawford County, Pennsylvania, and that as such on October 16, 1987, at approximately 11:30 a.m. he served a true and correct copy of the Complaint in the above-captioned matter on the Defnednat, Chandra Klinginsmith, by hand delivering the same to her at her residence at R.D.2, Box 765, Sprotsmen's Road, Conneaut Lake, cRawford County, Pennsylvania.
FURTHER DEPONENT SAITH NOT. James Withers, Constable

Nov. 12, 1987 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss and Nancy M. Sennett for Defendant filed.

Dec. 7, 1987 Answer and New Matter of Defendant, Chandra Klinginsmith filed

Jan. 4, 1988 Notice Of Service of Request for Production of Documents and Things filed.

Jan. 5, 1988 Notice of Service Of Interrogatories filed.

Jan. 21, 1988, Plaintiff's Reply to New Matter Filed by Defendant, Chandra Klinginsmith, filed. 1 copy (atty)

Mar. 23, 1988, Upon praecipe of plaintiff attorney, this action is settled and discontinued of record.

Fuller, Kinnunen,
Petruso & Gamble
John Fuller

882.

JOHN L. GUEST AND
ELIZABETH C. GUEST,
HUSBAND AND WIFE

vs.

JOHN H. KOHLER,
WALTER E. LARSON,
WILLIAM CARTER,
ROY S. HARVEY,
LESTER L. SCHNETZLER, d/b/a
SUGAR LAKE LAND COMPANY,
THEIR HEIRS AND ASSIGNS

Filed Oct. 12, 1987
@ 1:09 P.M.

Tax & entry pd 10/13/87 $40.50
Sheriff's Costs 171.00
Pro Co pd 1/18/88 9.00

COMPLAINT - ACTION TO QUIET TITLE

Nov. 13, 1987 Affidavit, Motion For Service By Publication and Order filed. AND NOW, tO-wit: Nov. 13, 1987, upon considerationof the foregoing Motion, the Sheriff of Crawford County is ORDERED AND DIRECTED to make service of the Complaint on the Defendants, John H. Kohler, Walter E. Larson, william Carter, Roy S. Harvey, Lester L. Schnetzler, d/b/a Suger Lake Land Company, their heirs and assigns, by publication once in the Meadville Tribune newspaper, a newspaper of general circulation in Crawford County, Pennsylvania and in the Crawford County Legal Journal.

By the court:
Robert L. Walker, J

Nov. 18, 1987 copies of order to John Fuller

Dec. 1, 1987 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 baliwick, once on November 25, 1987, as per copy and proof of public= ation 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 baliwick once on NOvember 25, 1987, as per copy and proof of said publication hereto attached.
So answers, Howard N. Stewart, Sheriff

Dec. 18, 1987 Motion For Judgment, Affidavit and Order filed. AND NOW, Dec. 18, 1987, upon presentation of the foregoing Motion, and after due consideration thereof, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Defendants, JOhn H. Kohler, Walter E. Larson, William Carter, Roy S. Harvey, Lestre L. schnetzler, d/b/a Sugar Lake Land Company, their heirs and assigns are forever barred from asserting any right, title, lien or interest in the land described in paragraph 2 of the complaint in the above-entitled case inconsistent with the interest of the pl aintiffs as set forth in the complaint provided, however, that this decree shall beocme final only, if the defendants or any of them, fail to ake any 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 defendants, or no action of ejectment is commeced 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 thirty day period, the Prothonotary on praecipe of the Plaintiffs shall enter fianl judgment. P. Richard Thomas, J

Dec. 21, 1987 Copies of order to John Fuller

And Now, JaNUARY 18, 1988, at 1:54 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.

K - 91 H - 144
L - 174 S - 103, 184
C - 174
Judgment entered - 1/18/88

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1987

Stranahan & Stranahan
James A. Stranahan IV

883.

Arden Douglas Calvin pro se
Wm. Gregg

1/5/88 Recd. # 50.00 from Plaintiff

Recd 2-2-88
$50.00
Vivian Stoltz

SUSAN CALVIN

vs.

ARDEN DOUGLAS CALVIN

Filed Oct. 12, 1987

Tax & entry Paid	$40.50
1 count paid	15.00
John Fuller, Mediator	100.00
Pro Co Rd 1/5/88	9.00
Pro Co Rd 5/16/88	9.00

COMPLAINT IN DIVORCE, CUSTODY OF MINOR CHILD

1 copy (atty)

Oct. 13, 1987 Upon praecipe of Defendant, he hereby accepts service and enters his appearance pro se in the above captioned case.

Oct. 12, 1987, Petition for Custody and Order of Court filed. ORDER OF COURT: You, Arden Douglas Calvin, have been named as the Respondent in a Petition filed by Susan Calvin to obtain custody of Joshua Calvin.

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, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

The Crawford County Sheriff's Dept. is directed to serve a copy of this petition and order upon the respondent. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

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 tothe Public Committee, 360 Chestnut St., Meadville Pa. 16335, Telephone: 814 724-7719.

BY THE COURT,
Robert L. Walker, J.

/dated: Oct. 13, 1987
1 copy (atty) 1 copy (mediator)

Nov 4, 1987 Order filed: AND NOW, Nov. 2, 1987, after mediation conference before John Fuller, Esquire, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties,
IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Joshua Calvin shall be shared between the mother, Susan Calvin, and the father, Arden Douglas Calvin, that is, each shall be entitled to full access to medical records, school records and other important records and each shall be entitled to take part in decisions affecting the child's medical treatment, education, religious instruction and other such important decisions.

II. Physical custody of Joshua Calvin shall be with his mother, Susan Calvin, subject to the following conditions:

(a) The father shall be entitled to visit and take the child into his custody every otherweekendbeginningNovember 6th1987;6from6:00 p.m. Friday evening until 6:00 p.m. on Sunday evening.

(b) The father shall be entitled to visit and take the child into his custody every Wednesday evening from 6:00 p.m. until 9:00 p.m.

(c) The father shall be responsible for providing transportation for the child on weekends and weekly visits and shall see that the child is transported in a child's car seat on such visits. The father shall pick-up and deliver the child without remaining in the home occupied by the mother, unless invited by the mother.

(d) Holidays shall be defined as Thanksgiving on Christmas. The child shall be in the home of the father on Thanksgiving Day of 1987. In 1988 the child shall be in the home of the mother on Thanksgiving and in the home of the father on Christmas Day.
The parties shall continue to alternate having the child in their respective homes on the two above-mentioned holidays in the same manner from year to year thereafter unless and until this order has been changed or amended. On holidays when the child is in the home of the mother the child shall be in the home of the father on the evening preceeding such holiday from 6:00 p.m. until 9:00 p.m.

(e) Beginning with the Summer of 1988 the father shall be entitled to have the child in his custody fro two (2) separate one week periods. The father shall provide the mother thirty (30000 days notice of the extended Summer visitation periods.

(f) Neither party shall expose the child to any person or situation that would be harmful to the health and welfare of the child. The parties shall exchange medical information and keep each other informed of any illness or emergency involving the child.

(g) Neither motehr nor father shall say or do anything in the presence of the child that would tend to turn the child against the other parent but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

(h) Neither party shall remove the child from the Commonwealth of Pennsylvania without thirty (30) days prior notice to the other parent.

This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days from thedate hereof.

Costs of the mediation conference shall be equally divided between the parties. parties.

Robert L. Walker, Judge

Nov 9, 1987 Copies of order to James Stranahan, William Gregg and John Fuller, Esqs. also parties.

May 2, 1988, Affidavit of Consent of Plaintiff filed.

May 2, 1988, Affidavit of Consent of Defendant filed.

May 2, 1988, Upon praecipe of plaintiff attorney, to transmit the Record, this case moved to court.

May 31, 1988 **D E C R E E F I L E D .**

AND NOW, this 26 day of May, 1988, IT IS ORDERED AND DECREED that SUSAN CALVIN, Plaintiff, and ARDEN DOUGLAS CALVIN, Defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas

Continued on page 587

Watts, Pepicelli,
Youngs & Youngs PC
Christopher J.Youngs

884.

Francis J. Klemensic

JOHN B. SHOEMAKER

vs.

SANDRA L. SHOEMAKER

Filed Oct. 12, 1987
at 3:14 P.M.

Tax & entry Paid	$40.50 ✓
1 count paid	15.00 ✓
Pro Co pd 5/19/89	9.00 ✓
State pd 5/1/9/89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 21, 1988, Acceptance of Servcie filed. And Now, this 18th day of Jan. 1988, I hereby accept service of the complaint on behalf of the defendant, Sandra L. Shoemaker, being duly authorized to ac cept service on behalf of said defendant.
Francis j. Klemensic, Esq.

June 17 ,1988 Answer to Complaint for Child Custody filed.
(should be at 90-1988-408)

Apr. 12, 1989 Affidavit Of Consent of Plaintiff filed.

May 8, 1989 Affidavit Of Consent of Defendant filed.

May 10, 1989 Motion to Withdraw Economic Count and ORDER filed. AND NOW, this 10 day of May, 1989, upon presentation and after due consideration of the foregoing Motion, the same is granted and Count II of the Plaintiff's Complaint is hereby withdrawn.

By the Court,
P. Richard Thomas, J.

MAy 11, 1989 Copy of Order to Attys. Christopher Youngs, Francis Klemensic.

May 17, 1989 Affidavit Of Consent of Plaintiff filed.

May 17, 1989 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.

June 1, 1989 DIVORCE DECREE FILED

And Now, June 1, 1989 , it is ordered and decreed that JOHN B. SHOEMAKER, plaintiff, and SANDRA L. SHOEMAKER, defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Robert L. Walker, Judge.

1987

Joseph Kulwicki

885.

Paul D. Shafer

TERRY L. & DEBRA A. SHOOK

vs.

HAROLD & DIANA DEARMENT

Filed Oct. 13, 1987
@ 10:19 A.M.

Tax & entry Paid $40.25
Pro Co pd 5/10/88 15.00
Pro Co Pd 7-6-88 6.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF HUBERT E. VOGAN, DISTRICT JUSTICE

Oct. 13, 1987, Rule entered Upon plaintiff to file complaint issued.

Oct. 13, 1987, Proof of Service filed.

Oct. 29, 1987, Complaint in Civil Action filed.
1 copy (atty)

Nov. 24, 1987, Complaint Reinstated.

Nov. 25, 1987, Answer to Complaint filed.

Dec. 16, 1987, Plaintiffs' Reply to Defendants' New Matter and Counterclaim filed.

May 10, 1988 Upon praecipe of Defendants Attorney For Reference To Arbitrators the following are appointed. Richard W. Roeder, Chairman
Bruce L. Smith
John F. Spataro

June 6, 1988 Arbitrators Take the Qualifying Oath.

June 7, 1988, Notice of Arbitrators Hearing filed.

June 27, 1988 Notice of Cancellation of Arbitrator's Hearing filed.

July 6, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

1987

Apple and Apple
Joel E. Hausman

886.

AIROMAX CORPORATION
c/o/Apple and Apple
4650 Baum Blvd.
Pgh, Pa. 15213

vs.

ROBERT R. STOLTZ &
VIVIAN I. STOLTZ
i/a/p/r/a/d/b/a
INDUSTRIAL HEATING & VENT
435 MaIN St.
Saegertown, Pa. 16433

Filed Oct. 13, 1987

Tax & entry Paid $40.25 ✓
Pro Co Pd 11/30/88 5.00 ✓
Pro Co Pd 6-19-89 9.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF
ROBERT J.LEONHART, DISTRICT JUSTICE

Nov. 17, 1988, Upon praecipe of plaintiff attorney the above case is marked settled and discontinued of record.

AND NOW, June 19, 1989 @ 11:20 A.M. Upon Stipulation of the Defendant and the Plaintiff by the respective counsel, judgment is hereby entered in favor of the Plaintiff and against the Defendant, Robert R. Stoltz individually and trading and doing business as Industrial Heating and Vent, in the amount of Four Thousand Fourt Hundred Twenty-seven and 30/100 plus costs and additional interest at the legal rate of six per centum (6%) per annum from April 30, 1989.

It is further Stipulated and agreed that Judgment shall be entered in favor of the Defendant Vivial I. Stoltz individually and as a partner of Industrial Heating and Vent and against the Plaintiff.

S-145, I-183

Debt.....$4,427.30 + costs & int.
JUDGMENT
James F. Simmons
Prothonotary

June 20, 1989 Notice of Judgment mailed Defendants.

1987

Stephen E. Hall

887.

LINDA S. BLY

vs.

MICHAEL P. BLY, SR.

Filed Oct. 14, 1987
@ 9:34 a.m.

Indigent filing

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

Oct. 14, 1987, Application to Proceed In Forma Pauperis, Affidavit and Order filed. ORDER: AND NOW, October 14, 1987, upon consideration of the foregoing application, Plaintiff Linda S. Bly is granted leave to proceed in this matter, in Forma Pauperis and the Prothonotary is directed to accept the Complaint for filing.

This order is without prejudice to a future showing that either party is financially able to pay all or part of the costs incurred in this matter.

BY THE COURT:
P. Richard Thomas, J.

Oct. 14, 1987, copy of order to S.Hall, Esq.

Feb 23, 1988 Affidavit of Service filed: Stephen E. Hall, Esq., hereby verifies that he is attorney for Plaintiff, Linda S. Bly, in the above-captioned divorce matter and that on October 15, 1987 he cause to be mailed a true and correct copy of the Complaint in Divorce by certified mail, restricted delivery to his place of residence and that he received in due course the return receipt card dated November 10, 1987 indicating the signature of the Defendant or his authorized agent. The original receipt for certified mail and return receipt card are attached herto.

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

Date 2-23-88 Stephen E. Hall, Attorney for Plaintiff

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. 9, 1988 **DIVORCE DECREE FILED.**

AND NOW, March 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LINDA S. BLY and MICHAEL P. BLY, SR.

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

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

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

888.

Knox Graham McLaughlin Gornall & Sennett Inc
Karen S. Phelps

CLASSIC TOOL

vs.

PETE FEDORKO d/b/a PARM TOOL

Filed Oct. 14, 1987
@ 10:48 a.m.

Tax & entry Paid	$40.25
Pro Co Pd 8/15/88	15.00
Pro Co Pd 2/10/89	5.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF
ROBERT E. LEONHART, DISTRICT JUSTICE

Oct. 14, 1987, Rule entered upon plaintiff to file Complaint issued.

Oct. 23, 1987, Proof of Service filed.

Oct. 26, 1987, Proof of Service - served on Classic Tool - filed.

Oct. 27, 1987 Complaint filed.

Nov. 12, 1987 Verification filed. I, JAMES R. IRWIN, ESQUIRE, DO HEREBY verify that I am the attorney of record for Plaintiff and that as such I am authorized to execute this Verification; that I did, on the 28th day of October, 1987 send by Certified Mail, Return Receipt Requested, to Karen S. Phelps, Esquire, Atotrney for Defendant, a true and correct copy of the complaint filed at the above term and number at her last known address of KNOX, GRAHAM, McLAUGHLIN, GORNALL & SENNETT, INC., 120 West 10th St., Erie, PA-16501, as evidenced by the attached sender's receipt No. P547-805-392, and that on the 4th day of NOvmeber 1987 I did receive the duly executed return receipt dated the 29th day of October, 1987,
James R. Irwin,

Nov. 17, 1987 Preliminary Objections filed.

Nov 17, 1987 Upon Praecipe of Defendant's Attorney, this case is placed on the Argument List.

On December 1987 Argument List

Nov. 23, 1987 Amended Complaint filed.

Dec. 11, 1987, Answer and New Matter filed.

Jan. 7, 1988 Notice Of Service Of request For Production To Plaintiff filed.

Jan. 7, 1987 Answer To defendant's New Matter filed.

Jan 13, 1988 Notice of Taking Depositions on Oral Examination filed. (Peter Fedorko)

Feb. 1, 1988, Answer to Request for Production to Plaintiff, filed.

Mar. 3, 1988 Notice Of Taking Depositions On Oral Examination of Peter Fedorko filed.

Mar. 11, 1988 Notice Of Taking Depositions on Oral Examination of Peter Fedorko filed.

Mar. 11, 1988 Notice of Taking Depositions on Oral Examination of Peter Fedorko filed.

Apr. 5, 1988 Notice Of Rescheduled Deposition On Oral Examination of Peter Fedorko filed.

May 2, 1988 Deposition of Peter J. Fedorko filed.

May 12, 1988 Notice Of Deposition of Joseph Lawrence filed.

July 1, 1988 Oral Deposition of JOseph W. Lawrence filed.

Aug. 15, 1988, Upon praecipe of plaintiff attorney, for appointment of the arbitrators, the following arbitrators are appointed: Ann Hansen Gamble, Chairman
Stephen E. Hall
Bette J. Peterson-Muth

Aug. 15, 1988 Arbitrators take the Qualifying Oath filed.

Oct. 12, 1988, Notice of Hearing before Board of Arbitrators filed.

Nov 9, 1988 Motion for Continuance and Order filed: AND NOW, to-wit, this 7th day of November, 1988, it is hereby ordered, adjudged and decreed that the arbitration hearing scheduled for November 7, 1988 is continued to a date agreeable to all parties involved. No further continuances at request of Dft.
P. Richard Thomas, J.

Nov. 14, 1988 Copies of order to James Irwin and Karen Phelps, Esqs.

Dec. 2, 1988, Notice of Hearing Before of ARbitrators filed.

Jan. 17, 1989, Decision of the Arbitrators filed in which they find in favor of the plaintiff and against the defendant in the amount of $1,056.25 court costs of $61.25 and interest at the rate of 6% from June 26, 1987 to this date of $97.06 for a total amount of $1,214.56.

Decision entered 1/17/89
P - 184

DECISION OF ARBITRATORS
James F. Simmons, Pro.

Jan. 17, 1989, copies to Attys. of record.

Feb. 10, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

R. Charles Thomas
Bozic and Thomas

889.

KATHLEEN A. MORIAN

vs.

PAUL E. MORIAN

Filed Oct. 14, 1987

Tax & entry Paid $40.50 ✓
2 counts paid 30.00 ✓

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

1 copy (atty)

July 7, 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 10-14-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

Bozic and Thomas
R. Charles Thomas

890.

Watts, Pepicelli,
Youngs & Youngs
C. Youngs

BARBARA MAY WAID

vs.

GORDON F. WAID

Filed Oct. 14, 1987
@ 11:17 A.M.

Tax & entry Paid $40.50 ✓
1 count paid 15.00 ✓
Pro Co pd 5-22-89 9.00 ✓
State pd 5-22-89 10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Feb 19, 1988 Petition for Special Relief and Order filed: AND NOW, this 19th day of February, 1988, upon presentation and consideration of the the within Petition a Rule to show cause is granted upon the Defendant to show cause if any he has why the relief requested in this Petition should not be granted.

Returnable and for hearing on the 2nd day of March, 1988, at 9:30 o'clock A.M. in Court Room No. 1 or 2. of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Feb 19, 1988 Copies of order to R. Charles Thomas, Esq.

March 1, 1988, Motion to Continue and ORDER filed. AND NOW, this 1st day of March, 1988 upon consideration of the foregoing Motion to Continue said hearing is continued to March 24, 1988, at 2:30 o'clock, p.m. in Courtroom 2 in the Crawford County Courthouse.

Imogene Yetman
Court ADministrator

March 3, 1988 Copy of Order to ATty. R. Charles Thomas.

Mar. 31, 1988 Appearance of Watts, Pepicelli, Youngs & Youngs, PC by Christopher J. Youngs for defendant filed.

Apr 12, 1988 Order filed: AND NOW, April 12, 1988, the plaintiff having filed a petition for special relief regarding occupancy of the marital residence, in accordance with Section 401(H) of the Divorce Code, as amended, the plaintiff is granted exclusive possession of the marital residence until October 1, 1988. This Order shall become effective April 16, 1988 and the defendant shall have the right to remove his clothing and personal effects from the marital domicile, but no other personal property of the parties without the consent of the plaintiff.

This Order is entered upon the assumption that the present divorce proceedings will proceed expeditiously and if the plaintiff fails to file an inventory and appraisement on or before April 29, 1988, upon motion of any party in interest, this Order will be vacated.

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

April 13, 1988 Copies of order to R. Charles Thomas and Christopher Youngs, Esqs.

Apr. 29, 1988 Inventory And Appraisement Of Barbara M. Waid filed.

August 29, 1988 Petition For Special Relief and Order filed. AND NOW, this 29 day of Aug., 1988, upon presentation and consideration of the within Petition, a Rule is hereby granted upon the Respondent to show cause, if any he has, why he should not file his Inventory and Appraisement and Income and Expense Statement, advance money for costs in connection with the appraisal of the marital property, and further to pay interim counsel fees.

Returnable for hearing on the 9 day of Sept., 1988 at 1:30 o'clock P.M. in Court Room No.1 of the Crawford Co. Court House, Meadville, Pa.

By The Court
P. Richard Thomas, J.

8-30-88 Copy of Order to Attys. R. Charles Thomas and Christopher Youngs.

Sept. 9, 1988, Defendant's Budget INformation filed.

Sept. 9, 1988, Inventory and Appraisement of defendant filed.

Sept. 14, 1988 Order filed. AND NOW, September 9, 1988, th ematter is before the Court on a pe tition for special relief with the Court noting that matters have been largely resolved after informal discussion between the parties, the parties' counse, and the Court. The Court notes the following.

1. The defendant has prepared his inventory and appraisement andbudget statements and the same will be filed forthwith.
2. The wife has not filed a budget statement but will arrange to procure a copy of the budget statement reposing in the Domestic RElations filed and forward the same to her husband's attorney.
3. It appears the wife did not personally sign the inventory and appraisement and she consents to do so this date with the same force and effect as if she had personally sorn to the same.
4. The parties mutually agree that the wife is to continue to have exclusive possession ofthe marital residence while negotiations continue with any further exclusive occupance beyond December 1, 1988, subject to further Court Order.
5. The parties mutually agree that counsel for the Plaintiff will engage realtor Larry Price to appraise the two parcels of real estate and submit copies of said appraisal to each party.
6. The parties mutually agree that counsel for the Plaintiff will engage the services of Nicolls and Allen to make an appraisal of the personal property located in the two residences. Counsel for the Plaintiff notes that the Defendant's mother resides in the residence and the Defendant agrees to segregate his personal property for the purposes of appraisal from that of his mother.
7. The Defendant agrees he will file an affidavit of consent in accord with Section 201(c) within ten (10) day sof this date.
8. The Court directs that the appraisal fees incurred pursuant to this Order will b epaid by the husband without prejudice to the right ofthe Maste ror ultimately the Court to allocate said costs equitably between the parties.
9. In regard to counsel fees, the Court at this time orders the Defendant to pay counsel fees in the amount of $500.00 to counsel for his wife with $250.00 to be paid on October 15, 1988 and $250.00 to b epaid on November 15, 1988. this Order for counsel fees is made without prejudice to the right of the Master or the Cour to ultimately allocate both parties' counsel feee equitably in the ultimate disposition of this case.
10. It appears on closer examination of the file that the Plaintiff herself has not filed an affidavit of consent, and accordingly, as we Ordered the Defendant, the Plaintiff will filed her affidavit of consent within ten (10) day sof this date.

BY ORDER OFTHE COURT,
P. Richard Thomas,

Sept. 19, 1988 Copies of order to R. Charles Thomas and Christopher Youngs

Continued on next Page...

Sept 21, 1988 Defendant's Supplemental Inventory and Appraisement filed.

Oct. 17, 1988 Affidavit of Consent of Defendant filed.

Oct. 21, 1988, Affidavit of Consent of plaintiff filed.

Mar. 3, 1989 Income and Expense State of Plaintiff filed.

Apr. 14, 1989 Motion For Appointment of Master in Divorce and Order filed. AND NOW, April 17, 1989, Anthony Vardaro, Esquire is appointed Master in respect to the following claims:
Divorce - Equitable Division Deposit required: By Plaintiff $100; by Defendant $400.

PER CURIAM,
P. Richard Thomas, J

Apr. 18, 1989 Copies of order put in boxes for R. Charles Thomas, Christopher Youngs and Anthony Vardaro

Apr. 14, 1989 Affidavit Of Service Of Complaint In Divorce filed. R. CHARLES THOMAS, Esquire being duly sworn according to law, deposes and says that on October 14, 1989, 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, Gordon F. waid, at Defendant's last known address of R.D.#1, Townville, Pennsylvania, by Certified Mail NO. P414 739 128, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as October 15th, 1989. R. Charles Thomas

May 19, 1989 Motion for withdrawal of Count from Divorce Complaint and Order filed. And now, May 19th 1989 The within Motion is allowed and Plaintiff is authorized and directed to withdraw Count II - Equitable Distribution from the Complaint in Divorce filed in this matter and this case shall proceed onthe divorce alone. Robert L. Walker, J

May 22, 1989 Copies put in R. Charles Thomas and Christopher Youngs box.

May 19, 1989 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of the Divorce, this case moved to court.

June 1, 1989 DIVOR CE DECREE FILED.

AND NOW, this 1 day of June, 1989, it is ordered and decreed that BARBARA MAY WAID, Plaintiff, and GORDON F. WAID, Defendant, are divorced from the bonds of matrimony.

IT IS FURTHER ORDERED:

1. The intangible personal property as hereinafter set forth is awarded to the Plaintiff, BARBARA MAY WAID,to-wit:

a) Individual retirement account with Pennbank, being Account No. 183346333, having a value of $ 17,936.70 as of January 9, 1989, together with the accrued interest thereon:

b) Certificate of Deposit aT Pennbank, being Certificate No. 28816, originally issued on October 17, 1982 in the principal amount of $4,007.33, having a value of $7,055.77 as of January 9, 1989:

c) Unimatic Savings Account, Pennbank, being Account No. 1508495-7, in the principal amount of $4,417.11 as of December 31, 1988,together with all accrued interest thereon.

d). Life insurance policies with American General Life and Accident Insurance Company, Nashville, Tennessee, as follows: Policy No. 185165123, issued on June 10, 1985; POlicy No. 185092005 issued October 15, 1985; and Policy No. 188035515, issued December 8, 1988. Wife may designate such person or persons as beneficiary (ies) of the aforesaid policies as she deems appropriate. Wife shall be solely and exclusively responsible for payment of the planned periodic premiums due on the aforesaid policies.

2. The Defendant is awarded the following intangible marital property, to-wit:.

a. The Individual Retirement Account with Pennbank, being Account No. 183346429, having a value of $17,866.13 as of January 9, 1988, together with the accrued interest thereon.

b. A;; pension benefits to which the Defendant may be entitled by reason of his employment with a Corporation known as PennTraffic:

c. All money invested in a 401-K deferred compensation savings plan sponsored by the Defendant's employer, Penn Traffic, in the approximate amount of $11,000.00 together with all accured interest due thereon:

d. Iife insurance policies with American General Life and Accident Insurance Company, Nashville, Tennessee, being Policy No. 185165128,issued on June 10, 1985; Policy No. 84836903, issued on August 16, 1984; and Policy No 185092004, issued on October 15, 1985. Husband may designate such person or persons as beneficiary(ies) of the aforesaid policies of insurance as he deems appropriate. Husband shall be solely and exclusively responsible for payment of the planned periodic premiums due on the aforesaid policies.

e. One Hundred Dollars ($100.00) in cash.

3. The PLaintiff is awarded all that certain piece or parcel of land situate in the Borough of Townville, Crawford County, Pennsylvania as more specifically described in a certain Deed from Lila E. Hopkins, Widow, to Gordon F. Waid and Barbara M. Waid, said Deed being dated May 19, 1968, and duly recorded in the Office of the Recorder of Deeds of Crawford County in Deed Book 431, Page 282;Defendant shall sign, execute and acknowledge a Quitclaim Deed conveying the aforesaid real estate to the Plaintiff.

4. The Defendant is awarded all that certain piece or parcel of land situate in Richmond Township, Crawford County, Pennsylvania, described in a certain Deed from Donald G . Waid and Dorothy M. Waid, his wife, to Gordon Waid and Barbara Waid, his wife, dated June 11, 1976 and recorded in Crawford County Deed Book 500, Page 737,provided, however, that thisaward is made subject to a life tenancy in the aforesaid property in favor of Dorothy M. Waid. Plaintiff shall sign, execute and acknowledge a Quitclaim Deed conveying her interest in said property to the Defendant.

5. The following tangible personal property is awarded to the Plaintiff:

a) The 1985 Plymouth Coupe, Title No. A36904109;

b) All household goods, appliances, equipment, machinery, hand tools, clothing, jewelry, and accessories presently located in the former marital home located on Fremont Street in the Borough of Townville, Crawford County. Pennsylvania.

6. The Defendant is awarded the following tangible personal property:

a. The 1985 PlymouthStation Wagon, being Title No. A37262972:

b. All household goods, appliances, equipment, machinery, hand tools, clothing, jewelry, and accessories preseently located at the Defendant's residence, R.D. #1, Townville, Pennsylvania.

7. Plaintiff relinquishes any claim that she has or may have had to alimony pendente lite, permanent alimony, expenses and costs, and counsel fees, that have heretofore been awarded by this Court.

8. Defendant relinquishes any claim that he has or may have had to alimony pendente lite, permanent alimony, expenses and costs, and counsel fees.

BY THE COURT,

P. Richard Thomas,J/.

1987

Bozic and Thomas
R. Charles Thomas

891.

Gordon R. Miller

ISABEL GRUVER

vs.

PHILLIP R. DEEDS

Filed Oct. 14, 1987
@ 11:17 a.m.

Taxand Entry Paid	$40.50
Sheriffs Costs	39.60
Pro Co Pd 4/17/89	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Nov. 4, 1987, Writ Returned. Before me, the undersigned authority, personally appeared Ronald L. Clark, Dep. sheriff, who being duly sworn according to law, deposes and says that on the 22 of Oct. 1987, at 4:22 p.m. he served Summons in Civil Action upon defendant Phillip R. Deeds at 53 Fredonia Road, Greenville, Pa. 16125, by making known the contents thereof to Phillip R. Deeds personally and handing to and leaving with him the cert. copy of the summons received from Sheriff of Crawford County. Ronald L. Clark, dep Sheriff
so answers, Donald A.Marenchin, Sheriff
SERVED Phjllip R. Deeds by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service hereto attached.
Served: October 22, 1987.
So answers, Howard N. Stewart, sheriff

Nov. 16, 1987 Appearance of Gordon R. Miller for defendant filed.

Dec. 16, 1987, Upon praecipe of defendant attorney, Rule Entered Upon Plaintiff to file Complaint issued.

Dec 21, 1987 Service of Rule accepted by R. Charles Thomas, attorney for Plaintiff.

Mar. 29, 1988, Complaint filed. 1 copy (atty)

Apr. 26, 1988 Notice to Plead and Answer and New Matter filed.

June 3, 1988, Oral Deposition of Isabel Gruver filed.

Dec. 14, 1988, Certificate of Readiness filed.

On February 1989 Trial List

Jan 25, 1989 Motion for Continuance and Order filed: And Now, January 25, 1989, This case is continued to the April Term of Court. Ct advised opposing counsel does not object.
P. R. Thomas, J.
Jan 26, 1989 Copies to Atty Miller and Thomas.

Jan. 26, 1989 Deposition of Phillip R. Deeds filed.

On April 1989 Trial List

April 6, 1989 Oral Deposition of Curtis Laub , M.D. filed.

Apr. 14, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

William L. Walker

892.

NEWEL D. HERSHELMAN

vs.

ERVA A. HERSHELMAN

Filed Oct. 14, 1987
@ 12:33 P.M.

Tax & entry Paid $40.50
Pro Co pd 2/8/88 9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Oct. 29, 1987 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to william L. Walker, Esquire, Attorney for Plaintiff in this action and certifies that on October 15, 1987 she delivered to the POst Office in Meadville, PA for delivery to Erva A. Hershelman at 363 Main Street, Saegertown, PA 16433 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 262 246 548 which is attached hereto as Exhibit "A". Thereafter on October 26, 1987 it was returned to william L. Walker, return receipt card bearing the same number and signed by Erva A. Hershelman said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

Feb. 5, 1988 Affidavit Of Consent Of Plaintiff filed.

Feb. 5, 1988 Affidavit Of Consent Of Defendant filed.

Feb. 5, 1988 Upon praecipe of Plaintiff Attorney, For Review Under §201 (C) of the Divorce Code, this case moved to court.

Feb. 25, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 24, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

N E W E L D . H E R S H E L M A N and E R V A A . H E R S H E L M A N

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

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

1987

893.

Anthony J. Vardaro

DENNIS COLE

vs.

WAYNE AND ELENA FERRARO

Filed Oct. 14,1987
@ 2:24 P.M.

Tax & Entry paid $40.25 ✓
Pro Co pd 11/9/87 9.00 ✓

APPEAL OF DEFENDANTS FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-3-02

Oct. 14, 1987, Rule entered upon plaintiff to file Complaint, issued.

Oct. 15, 1987, Proof of Service filed.

And now, Nov. 9, 1987 at 1:38 p.m. upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled so to do.

C-41

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

Bettie Peterson-Muth
Brian Lindsay
Legal Aid

894.

WATTS, PEPICELLI, YOUNGS
& YOUNGS PC
Theodore H. Watts

ANNA M. PHELPS

vs.

DEAN A. PHELPS

Filed Oct. 14, 1987
@ 2:37 P.M.

Indigent filing
William Pineo, Mediator

Mediation costs $62.00

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

ORDER OF COURT:
You, Dean A.Phelps, Defendant, have been sued in Court to obtain custody of Adam, Christa and Allen Phelps.
You are ordered to appear in person for a conference at such time and pla ce as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.
If you fail to appear as provided by this order, an order for custody may be entered against you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford County Bar Association, Service to the Pub. Comm.
310/312 Chestnut St, Meadville Pa. 16335
Phone 814 724-7719
BY THE COURT
P.Richard Thomas,J
Oct. 14, 1987, copy of order to Atty. Lindsay.& Atty. Fuller.

Oct. 14, 1987, Praecipe to Proceed In Forma Pauperis Petition for Leave to Proceed IN Forma Pauperis filed.

Oct. 16, 1987 Motion To vacate Mediator and Order filed. AND NOW, October 16, 1987, William Pineo is appointed Child Custody Mediator in the above-captioned case and the appointment of John Fuller is vacated.
P. Richard Thomas, J

Oct. 19, 1987 copies of order to Brian LIndsay, John Fuller and William Pineo

Nov. 9, 1987 Consent Custody Agreement and Order of Court filed. AND NOW, this 9th day of November, 1987, upon consideration of the foregoing provisions and upon the Agreement of the parties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order of the Court,
BY THE COURT:
Robert L. Walker, J

NOv. 12, 1987 Copies of order to Brian LIndsay and William Pineo

Nov. 17, 1987 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Anna M. Phelps, and that as such I am authorized to execute this Affidavit; that I did, on the 14th day of October, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested, to Dean A. Phelps, a true and correct copy of the Complaint for Custody at his last known address of 119 S. Main Street, Springboro, Pennsylvania 16435, as evidenced by the attached sender's receipt No. P276 200 176 and that on the 23rd day of October 1987, I did receive the duly executed return receipt dated the 20th day of October, 1987. I verify that the statements herein made are subject to the penaltiesof 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.
Date 11-2-87
Brian Lindsay, Esq.
Attorney for Plaintiff.

Apr. 14, 1988 Petition To Vacate and/or Modify Consent Custody Agreement and Order of Court and Order filed. You, DEAN A. PHELPS, Defendant, have been sued in Court to obtain a modification of the Consent Custody agreement and Order of court regarding the children: Adam D. Phelps, Christa M. Phelps, and Allen J. Phelps.
You are ordered to appear at such time and such place as William Pineo orders.
You are furthered ordered to bring with you the children, Adam D. Phelps, Christa M. Phelps, and Allen J. Phelps.
If you fail to appear as provided by this order or to bring the children, an Order fo rcustody, 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, TO GO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Plaintiff's Attorney
Bettie J. Peterson-Muth, esq.
Star Route 27
Meadville, PA 16335
(814) 789-3300

Crawford County Bar Association
Service to the PUblic Committee
310/312 Chestnut Street
Meadville, PA 16335
(814) 724-7719

BY THE COURT,
Robert L. Walker, J

Apr. 19, 1988 Copies of order to Bettie Muth, and William Pineo

May 18, 1988 Appearance of Watts, Pepicelli, Youngs and Youngs PC, by Theodore H. Watts,, Esq. for Defendant filed.

August 1, 1988 Temporary Order filed.: AND NOW, this 1st day of August, 1988, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children shall be with their father, Dean A. Phelps, the defendant.
2. The mother shall have the right of visitation and temporary physical custody for one week from 8:00 PM of August 13 through noon of August 21, 1988. for summers following 1988 she shall have the right of visitation and temporary physical custody with her children for two one-week periods, not to run connsecutively. She shall notify the father one month in advance of the period that she wishes to select.
3. Each Christmas, during the Children's Christmas vacation from school, the mother shall have the right of visitation and temporary physical custody for a period of one week, said week not to include Christmas Day itself. She shall notify the father of the period she wishes to select by November 30.
4. The mother shall have the right of visitation with her children at any time when she is in the area of the father's residence, now at Fredericksburg, VA and when ever the father intneds to visit friends or relatives within 100 miles of Crawford Co. provided that the children are not in school. The parties shall give each other reasonable notice of their intent to be in the vicinity of their respective residences to that proper arrangements for visitations can be made.

CONTINUED ON PAGE 574

1987

Spadafore, Vardaro,
Walker & Johnson
Anthony J. Vardaro

895.

Culbertson, Weiss, Schetroma
& Schug
Mary Ann Kirkpatrick

12-8-87 Recd $10.00 from dft.

Recd 12-31-87
$18.00
Vivian Stoltz

1/14/88 Recd $10 = Defendant

Recd 2-2-88
$10.00
Vivian Stoltz

2/12/88 Recd $10 = Defendant
3/11/88 Recd $10 = Defendant
4/19/88 Recd $16.00 = Defendant
5/10/88 Recd $10.44 Defendant

Recd 7-5-88
$40.44
Vivian Stoltz

10/24/88 Recd $60.44 from Plaintiff
Recd 11-2-88 60.44
Vivian Stoltz

**order shall be considered permanent.
By the Court,
P. Richard Thomas, J
Dec. 1, 1987 Copies of order to Anthony Vardaro, R. Charles Thomas and William Pineo & parties

Continued on Page 589

*transported is more than 50 miles, the parties shall arrnage to deliver and pick up said children at some intermediate point so that the transportation effort may be reasonably divided.

9. The Mediator has noted for the court that the children are being raised inthe Catholic faith. While the father is not required to take the chidlren to church every Sunday in which he has visitation, he is required to see that they attend their first communion if that falls on his weekend.

10. Costs and fees of this mediation, which are fixed at $120.88 are divided equally between the parties with the sure of each being accessed to him or hers costs in this case. Payment shall be made to the Prothonotary of Crwaford County.

11. Either party move move the court for a hearing de novo for a period of 30 days from the date hereof Should neither party to move, this**

ROBERT L. GAZDACKO

vs.

SUSAN E. GAZDACKO

Filed Oct. 15, 1987

Tax & entry Paid	$40.50 ✓
2 counts paid	30.00 ✓
William Pineo, Mediator	
Mediation Costs	120.88
Pro Co Pd 10/24/88	9.00 ✓
Pro Co pd 5/25/89	9.00 ✓
State pd 5/25/89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, REQUEST FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, Susan E. Gazdacko, Defendant, have been sued in court to obtain custody, partial custody or visitation of the children; Michael R. Gazdacko and Jeffrey L. Gazdacko.

You are ordered to appear in person in front of WILLIAM PINEO, CHILD CUSTODY MEDIATOR, at such time and such place as he shall designate for a mediation conference.

You are further ordered to bring with you the children: Michael R. Gazdacko and Jeffrey L. Gazdacko.

Pending the mediation conference, temporary physical custody of the minor children is placed in the defendant with Plaintiff to have visitation every Sunday from 1:00 P.M. until 8:00 P.M. beginning immediately and plaintiff to have such other reasonable visitation as to which the parties can agree. No party shall remove the children from the Com. of Pa. prior to the Mediation Conference.

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

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

Crawford County Bar Assoc. Ser. to the Pub. Committee, 310/312 Chestnut St., Meadville, Pa. 814-724-7719.

BY THE COURT,
Dated: Oct. 16, 1987
Robert L. Walker, J.

Nov. 4, 1987 Affidavit Of Service Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, Attorney for Plaintiff in this action and certifies that on October 20, 1987 she delivered to the Post Office in Meadville, PA for delivery to Susan E. Gazdacko at Woodland Heights, 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 receive at the time receipt for certified article no. P 547 808 149 which is attached hereto as Exhibit "A". Thereafter on October 27, 1987 it was returned to Anthony J. Vardaro, return receipt card bearing the same number and signed by Susan Gazdacko said return receipt card being attached hereto as Exhibit "B"

Vicki Bradshaw

Nov. 25, 1987 Temporary Order filed. AND NOW, this 25 day of Nov, 1987, 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 custody of the subject minor children.
2. The mother shall retain primary physical custody of said children.
3. The father shallhave the right of visitation with his children on alternate weekends, beginning with the weekend of December 5, 1987. Weekend visitations shall begin Saturday at 10:00 a.m. and go through Sunday at 7:00 p.m. The Mediator has noted for the Court that the father's work schedule may conflict with his weekend visitation and the mother's work situation may chage so that hers might also. If either party finds that he or she cannot supervise said children on the weekend in which the children are to stay with said party, said praty shall notify the other ten days in advance to make alternative arrangements. If alternative arrangements cannot be made then the party with whom the children were suppose to stay shall be responsible for arranging for proper day care.

If the weekend belonging to the father and he is unable to supervise said chidlren for the entire weekend, the parties shall arrange for an additional vistition.

4. For the holidays of Labor day, Memorial Day, and Independence Day, holiday visitation shall begin at 10:00 a.m. and end at 7:00 p.m. The father shallhave the children for visitation on Memorial Day, 1988 and the parties shallthereafter alternate these holidays.

The Thanksgiving holiday periods shall be divided in two parts, the first beginning on Thanksgiving day at 10:00 a.m. and ending on the Friday after Thanksgiving at 7:00 p.m. and the second period beginnning at the end of the first period and ending the Sunday after Thankgiving at 7:00 p.m. For Thanksgiving 1988, the mother shallhave her children during the first period and the father the second and the aprties shallthereafter alternate the periods.

For Christmas, the father shallhave visitation every Christmas from 10:00 a.m. to 7:00 p.m. The Christmas holidays shall further include two blocks of time, the first beginning at 9:00 a.m. on December 27th and ending at 9:00 a.m. on December 30th and the seocnd beginning at the end of the first block and ending on January 1, at 7:00 p.m. For Christmas 1988, the father shallhave his children for visitation in the first block and the aprties shallthereafter afternate the blocks.

The father shallhave visitation withthe children every Easter from 1:00 p.m. to 7:00 p.m.

5. Each summer the father shallhave the right to designate the two week period to begin upon a Monday at 9:00 a.m. and end the second Sunday thereafter at 7:00 p.m . and a one week period to begin on Friday at 7:00 p.m. and end the second Sunday at 7:00 p.m. He shallhave visitations with his children during these periods. The two periods shall not occur in the same month and shall not be consecutive. fAther shall designate the periods by May 15.

6. The parties not having physical custody or not exercising visitation shallhave the right to telephone his or her children at reasonable times and for reasonable lengths of time as may be arranged by the aprties.

7. Each party shall teach the children to give the other party that love and respect which is due a parent from his or her children and neither shall do or say anything to blacken the character of the other in the eyes of said children.

8. Transportation shall be arranged by the party picking up said children in the exercise of his or her visitation and custodial rights. If the distance over which the children must be*

WATTS & PEPICELLI, PC.
Theodore H. Watts

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

896.

Bukac and Toomey
Terry Toomey

CHRISTINE A. WALKER

vs.

JOSEPH CLAIR WALKER

Filed Oct. 16, 1987
@ 9:40 A.M.

Indigent filing

William Pineo Mediator 77.00
9.00

Prothy Pd 9/10/91

9/10/91 Recd $ 38.50
From Plaintiff
Oct. 1, 1991 paid
Co. Comm.
$38.50

COMPLAINT FOR CUSTODY

1 copy (atty)

Oct. 16, 1987, Praecipe to Proceed In Forma Pauperis, Petition to Proceed In Forma Pauperis, and order filed. ORDER: AND NOW, this 16 day of Oct. 1987, the Petition is granted leave to proceed in forma pauperis with a custody action.

BY THE COURT
P. Richard Thomas, J.

Oct. 16, 1987, copy of order to T. O'Shea.

Nov. 23, 1987 Defendant's Original Answer filed.

July 10, 1991 Complaint for Custody and order filed: You, JOSEPH CLAIR WALKER, Defendant, have been sued in Court to obtain custody of the children, Joseph R. Walker and Jessica A. Walker.

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo, Child Custody Mediator.

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

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

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, Pa 16335
Telephone: (814) 724-4636

Date July 9, 1991

BY THE COURT,
Gordon R. Miller, J.

1 copy (Mediator)
1 copy (atty)

July 29, 1991, Answer to Complaint for Custody and Counter-claim for Visitation Rights and Partial Custody filed.

Aug 12, 1991 Temporary Order filed: AND NOW, this 12 day of Aug., 1991 after mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children is hereby awarded to their mother, the plaintiff. As the children mature and become more closely acquainted with their father, and when they have reached the age when substantial decisions must be make regarding their education, it is anticipated that a shared legal custody arrangment will be in order.

2. The parties shall share with each other any and all information which each may have regarding the health, education and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either pary any and all confidential information which they may have regarding the subject minor children. Each party shall keep the other informed about his or her current address and telephone number and each party shall facilitate the exchange of gifts, pictures, video and audio tapes, and so forth.

3a. For the summer 1991, the father indicates that he will be in the Crawford County area until the morning of August 10. The father shall therefore have the right of visitation and temporary physical custody from 9:00 a.m. of the morning of August 7 through 8:00 p.m. August 8 and from 9:00 a.m. August 9 through 8:00 p.m. of August 9.

For the summer of 1992, the father shall have temporary physical custody and visitation for one week to be taken during the mother's vacation from work. The motehr shall notify the father of when she expects to be able to take her vacation as soon as she knows, so that the father will have a chance to arrange his vacation at the same time. The mother has indicated that she will drive the children to the father's residence in Texas and the father shall have the right of visitation and temporary physical custody for one week immediately beginning upon their arrival. The children may spend the rest of the mother's vacation with the mother. If the mother is unable to drive to Texas with the children, she will notify the father as soon as she is aware that she cannot make the trip and the father will have the right of temporary physical custody and visitation with the children for two weeks to be taken during his vacation. In that event, he shall be responsible for transportation.

For the summers of 1993 and 1994, the father shall have the right of temporary physical custody and visitation for three weeks each summer. The father shall notify the mother by May 30 of the three week period he wishes to select. He will be responsible for the transportation fo the children.

For the summer of 1995 and in years following, the father shall have the right of visitation and temporary physical custody for two months each summer, to begin June 15 and the following August 15. The parties shall arrange to share equally in the responsibility for transportation.

The mediator notes for the court that the children will have extended vacations from school during Christmas week and spring vacation. The father shall have the right of visitation and temporary physical cutody during each such period providing he gives one week's notice of his intention to exercise these visits. Said visitations shall not include Christmas Eve and Christmas Day.

Whenever the father is in the Crawford County area, he may have visitation and temporary physical custody of the subject minor children for such periods as is reasonable, provided he gives the mother three days notice of his presence in the area and provided the visit will not disrupt the children's school and study schedules nor previously scheduled important family events.

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

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

Record continued on page 346A

Christine A. Walker

vs.

Joseph Clair Walker

Record Continued from Page 346

of

AD 1987-896

****

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

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

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

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

10. Either party may request a review of this Order two years from date hereof to make any adjustments.

11. Costs and fees of this Mediation, which are fixed at $77.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
P. Richard Thomas, J.

Aug 15, 1991 Copies of order put in Attys. Watts, Pineo and Toomey and Plaintiff and Defendant.

346
-b-

1987

1987

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

897.

Jack, Kookogey &
Felton
Robert J. Felton

JOANNE M. REIB

vs.

RONALD E. REIB

Filed Oct. 16, 1987
@ 1:51 P.M.

Tax & entry Paid	$40.50
2 counts paid	30.00
Pro Co Pd 12-13-89	9.00
State Pd 12-13-89	10.00

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

1 copy (atty)

Oct. 23, 1987, Appearance of Jack, Kookogey & Felton, by Robert J. Felton, attorneys for defendant filed.

Oct. 23, 1987 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 October 20, 1987, she sent a copy of the Complaint in Divorce to the defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to, Ronald E. Reib, 436 Chestnut Street, Pleasantville, Pennsylvania 16341, the Defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble

Dec. 9, 1987 Plaintiff's Monthly Income and Expense filed.

Dec. 9, 1987 Plaintiff's Inventory & Appraisement filed.

March 9, 1988 Motion For Appointment of Master In Divorce filed.

March 14, 1988 Motion For Appointment of Master and Order filed. And now, March 9, 1988, a motion by plaintiff's counsel is presented for appointment of a master. In reviewing the file we note first of all that no affidavits of consent by either party are filed. Further we note the plaintiff's monthly income and expense statement does not list her income, nor is there an income and expense statement filed by the defendant. Further, while plaintiff has filed an inventory and appraisement, defendant has not filed the same nor is there any stipulation that he agrees with the inventory and appraisement filed by the wife. We note also that the motion for appointment requests alimony pendente lite, counsel fees and costs, and without further information as noted above, it would be impossible for the court or the master to rule on the same in the present state of the record.

Accordingly, until the above matters are clarified, we decline to appoint a master as we believe the case is not ripe for disposition by a master at this time.

By Order Of The Court,
P. Richard Thomas, P.J.

March 16, 1988 Copy of Order to Atty.s Ann Gamble and Robert Felton.

Mar 17, 1988 Affidavit of Consent of Plaintiff filed.

Nov. 14, 1988, Motion for Alimony Pendente Lite and counsel Fees and Order filed. ORDER: : AND NOW, this 14 dayof Nov. 1988, hearing on Plaintiff's Cliam for alimony pendente lite, and attorneys fees and court costs is set for the 30 day of Nov. 1988 at 1:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Court House, in Meadville, Pa.

Imogene Yetman, Ct. Adm.

Nov. 16, 1988 copies of order to attys. a. Gamble and Robert Felton.

Dec. 2, 1988 Order filed: AND NOW, November 30, 1988, af ter informal review by the parties and their counsel, the Court awards alimony pendente lite to the wife in the amount of $55.00 for the week commencing November 27,1988. Commencing with the month of December, 1988, the defendant will pay the sum of $215.00 per month in two equal monthly installments of$107.50.

Payments will be made direct to the wife. At any time required payments fall more than ten days in arrears, the wife may petition the Court for transfer of the collection process to the Domestic Relations Section and the Court will grant the same without further hearing.

Insofar as counsel fees are concerned, the defendant will pay to counsel for the plaintiff the sum of $150.00 on or before January 1, 1989, and an additional sum of $250.00 on or before February 1, 1989. The amount awarded for counsel fees is made without prejudice to the right of the Master or the Court to allocate the respective parties' counsel fees equitably between the parties at their discretion.

The Court Notes no inventory and appraisement has been filed, and with the limited number of assets,the Court considers that an answer to the plaintiff's list of assets and liabilities filed by the defendant with the addition of any unlisted individual or joint assets added thereto. The husband will file such response to the wife's inventory and appraisement within ten days of this date.

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

Dec. 8, 1988 copies of order to Ann Hansen Gamble and Robert J. Felton,esqs.

Dec. 7, 1988 Defendant's Inventory & Appraisement filed.

Dec. 30, 1988 Motion For Appointment Of Master In Divorce filed.
Dec 30, 1988 Defendant's Monthly Income and Expense Statement filed.
Jan. 13, 1989 Motion For Appointment of Master Order filed. And now, January 3, 1989, the matter is befor ethe Court for appointment of a Master in this divorce case in which indignities and an irretrievably broken marriage are alleged.

The matter is ready for appointment of a Master except for the fact that apparently the defendant husband will not sign the requisite 201(c) affidavit of consent. Accordingly, because of the husband's inaction in filing this affidavit it will be necessary for the divorce to proceed on the grounds of indignities.

Continued on page 590

1/18/89 Rec'd $100.00 From Plaintiff
1/31/90 Paid $100 on To Joseph C Barnhart, Master Fee Ck# 5372

Bozic and Thomas
John H. Bozic, Jr.

898.

MARQUETTE SAVINGS ASSOCIATION

vs.

ROBERT P. JANNOT AND LINDA JANNOT, HIS WIFE

Filed Oct. 16, 1987
@ 2:04 P.M.

Tax & Entry Paid	$40.50
Sheriff's Costs	28.00
Pro Co Pd 12-9-87	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 1, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO Robert P. Jannot personally the within named defendant by handing a true copy of the within Complaint to him on November 6, 1987 at 3:19 p.m. at Sheriff's Office, Courthosue, Meadville, Crawford County, PA.
SERVED Linda Jannot on November 6, 1987 at 3:20 pm by serving Robert P. Jannot, as her agent, as per his affidavit of Acceptance of Service hereto attached.
So answers, Edgar D. Householder, Deputy Sher.
Howard N. stewart, Sheriff

AND NOW, Dec. 9, 1987 @ 1:54 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 file an answer and damages are assessed as follows: Twenty-three Thousand Four Hundred Sixty-one and 32/00 Dollars; Interest to 10-1-87, One Thousand Two Hundred Fifty-nine and 79/100 Dollars; Attorney's commission, One Thousand One Hundred Dollars; Preservation Expense, Five Hundred Dollars; 1987 Real Estate Taxes, Four Hundred Eight and 84/100 Dollars; **REAL DEBT, Twenty-six Thousand Seven Hundred Twenty-nine and 95/100 Dollars, plus interest on principal balance at the rate of 9.0% per annum from October 1, 1987, to date of sale.**

J-143, 103

Debt.....$26,729.95 + Int.
JUDGMENT
James F. Simmons
Prothonotary

Dec. 9, 1987 Judgment entered.

Dec. 11, 1987 Notices of Judgment mailed defendants.

EX 1987-111

1987

Watts, Pepicelli, Youngs and Youngs PC By: Theodore H. Watts 899. R. Charles Thomas	GREGORY CARPENTER, d/b/a PYROTECH SERVICES vs. DENNIS & JANE BUBNA Filed Oct. 16, 1987 @ 3:03 P.M. Ta x & entry Paid $40.25 ✓	APPEAL OF DEFENDANTS FROM JUDGMENT, DISTRICT 3-3 Oct. 16, 1987 Rule Entered UPon Plaintiff to File Complaint Issued. Oct. 21, 1987, Proof of Service filed. Dec. 7, 1987 Complaint filed. (2 copies (atty.) Jan. 18, 1988 Preliminary Objections filed. May 13, 1988 Plaintiff's Response to Defendant's Preliminary Objections filed. May 13, 1988 Upon Praecipe of Plaintiffs' Attorney, this case is placed on the Argument List. *On Argument List for June 1988*

Brian Lindsay
Legal Aid

900.

KATHY L. RHOADES

vs.

GORDON L. RHOADES

Filed Oct. 19, 1987
@ 9:29 A.M.

Indigent filing
Pro Co Pd. 3/22/88 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 19, 1987, Praecipe to Proceed In Forma Pauperis, and Petition for Leave to Proceed In Forma Pauperis, and Order filed. ORDER OF COURT: AND NOW, this 19 day of October 1987, Kathy I. Rhoades plaintiff in the above action, is granted leave to proceed In Forma Pauperis reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Nov. 17, 1987 Affidavit of Service filed: I, Brian Lindsay, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for Kathy L. Rhoades, and that as such I am authorized to execute this Affidavit; that I did, on the 19th day of October, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Gordon L. Rhoades a true and correct copy of the Complaint in Divorce at his last known address of Rte. 1, Box 129X, Freeport, Florida 32439 as evidenced by the attached sender's receipt No. P 276 200 177 and that on the 27th day of October 1987, I did receive the duly executed return receipt dated the 24th day of October, 1987.

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.

Date: 11-2-87

Brian Lindsay
Attorney for Plaintiff

Feb. 11, 1988, Affidavit of Consent of plaintiff filed.

Feb. 11, 1988, Affidavit of Consent of defendant filed.

Feb. 11, 1988, Upon praecipe of plaintiff attorney, To Transmit the Record, this case moved to court.

Feb. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 23, 1988, it is hereby ordered, adjudged and decreed thatthe marriage heretofore existing between

KATHY L. RHOADES and GORDON L. RHOADES

is hereby dissolved and the aprties are 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

Mar. 22, 1988, Notice of Intention to Resume Prior Name filed.
To Be Known As: KATHY L. HAYLETT

1987

Brian Lindsay
Legal Aid

901.

DAWN M. BRINSON

vs.

MICHAEL W. BRINSON

Filed Oct. 19, 1987
@ 3:52 P.M.

Tax & entry paid $40.50
Pro Co Paid 10/19/87- 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 19, 1987, Plaintiffs Affidavit Under Section 201(a) (5) of the Divorce Code filed. 1 copy (atty)

Dec. 14, 1987 Affidavit Of Service filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Dawn M. Brinson, and that as such I am authorized to execute this affidavit; that I did, on the 22nd day of October, 1987, send by Certified Mail, Addressee Only, REturn Receipt Requested to Michael W. Brinson a true and correct copy of the Complaint in Divorce and Plaintiff's Affidavit Under Section 201(a)(5) of the Divorce Code at his last known address of J-0857 P.O. Box 99901, Pittsburgh, Pennsylvania 15233 as evidenced by the attached sender's receipt No. P 276 200 178 and that on the 30th day of October, 1987 I did receive the duly executed return receipt dated the 28th day of October, 1987.

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.

11/12/87 Brian LIndsay

Dec. 21, 1987 Motion to Amend Complaint and Order filed: AND NOW, this 21st day of December, 1987, upon consideration of the foregoing Motion to Amend Complaint of Brian Lindsay, Esq., attorney for Plaintiff, it is ordered that the Complaint in Divorce be amended to allow Plaintiff to proceed under Section 201(a)(5) of the Divorce Code.

BY THE COURT,
Robert L. Walker, J

Dec. 22, 1987 Copies of order to Brian Lindsay, Esq.

Jan. 27, 1988 Upon praecipe of Plaintiff Attorney, To Transmit Record, this case moved to court.

Feb. 12, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 10, 1988, it is her eby ordered, adjudged and decreed that the marriage heretofore existing between

DAWN M. BRINSON and MICHAEL W. BRINSON

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

Joseph F. Kulwicki

902.

Watts, Pepicelli, Youngs and Youngs, PC
Alan L. Pepicelli

LINDA HILL

vs.

KENNETH D. HILL

Filed Oct. 20, 1987
@ 10:38 A.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 5/27/88 30.00 ✓
Pro Co Pd 6/30/88 9.00 ✓
Pro Co pd 8/12/88 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Nov 4, 1987 Affidavit of Service filed: Lee A. Evans, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, Esq., attorney for the plaintiff, and as such, she discovered a signature card for certified mail item number P 401 445 572 in the mail to Joseph F. Kulwicki, Esq., on November 3, 1987. The signature card indicates the certified mail item number, being a certified copy of the divorce complaint, was forwarded to the defendant at the following address:

Kenneth Hill
P.O. Box 1000
Petersburg, VA 23804

On October 30, 1987, an authorized agent accepted service of said certified mail item number on behalf of the defendant.

The signature card for certified mail item number P 401 445 572 is attached hereto and made a part hereto.

FURTHER DEPONENT SAYETH NOT.

Lee A. Evans

Nov 4, 1987 Affidavit of Service filed: LEE A. EVANS, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, Esq., attorney for the plaintiff, and as such on October 22, 1987, she placed a certified copy of the Divorce Complaint in the U.S. Mail, addressed as follows:

Kenneth D. Hill, #1-295-068
Federal Correctional Institution
902 Renfroe Road
Talladega, Alabama, 35160

Said Divorce Complaint was sent certified mail, restricted delivery, deliver to addressee only, being certified item number P 401 445 572. On October 29, 1987, the office of Joseph F. Kulwicki, Esq., received the signature card for said certified mail item, bearing the signature of an authorized agent having received same on October 26, 1987.

The receipt and signature card for certified mail item number P 401 445 572 are attached hereto and made a part hereof.

FURTHER DEPONENT SAITH NOT. Lee A. Evans

Jan. 21, 1988, Affidavit of Consent of plaintiff filed.

Jan 28, 1988 Appearance of Watts, Pepicelli, Youngs and Youngs by Alan Pepicelli, Esq for Defendant filed.

May 13, 1988 Petition For Related Claims Under Divorce Code (Alimony Pendente Lite, Counsel Fees and Costs and Permanent Alimony) and Order filed. AND NOW, May 13, 1988, upon presentation and consideration of the within Petition, a Rule is hereby granted upon the defendant, Kenneth D. Hill, to show cause, if any he has, why the request of the petitioner should not be granted.

RULE RETURNABLE on the 27 day of May, 1988, at 1:30 p.m. in Courtroom number one or two of the Crawford County Court House.

BY THE COURT,
P. richard Thomas, J

May 13, 1988 Copies of order to Jospeh Kulwicki and Alan Pepicelli

June 13, 1988 Motion For Continuance and Order filed. And now, 5/27/88 Granted - to be set onfurther motion

BY THE COURT,
P. Richard Thomas

June 15, 1988 Copies of order to Joseph Kulwicki and Alan Pepicelli

June 13, 1988 Motion to withdraw Counts II and II and Order filed. AND Now, June 13, 1988, Motion allowed.

BY THE COURT,
Robert L. Walker, J

June 15, 1988 Copies of order to Joseph Kulwicki and Alan Pepicelli

June 16, 1988 Affidavit of Consent of Defendant Filed.

June 30, 1988, Upon praecipe of plaintiff attonrey, for review under 201(c) of the divorce code, this case moved tocourt.

July 6, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, July 6, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

L I N D A H I L L and K E N N E T H D . H I L 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.

Aug. 12, 1988 Notice Of Intention To resume Prior Name filed. Linda Hill TO BE KNOWN AS Linda Ream

Louis P. Vitti &
Assoc. Louis P Vitti

903.

UNIVERSAL MORTGAGE CORPORATION OF WISCONSIN, Assignee of FIRST NATIONWIDE SAVINGS, Assignee of FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF ERIE,

vs.

BRUCE P. BOYLE AND JOANNE M. BOYLE, HIS WIFE

Filed Oct. 20, 1987
@ 10:47 A.M.

Tax & entry Paid $40.50
Sheriff's Costs 26.00
Pro Co Pd 12/16/87 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Nov. 4, 1987 Sheriff's REturn filed. SERVED by mailing by certified mail, October 29, 1987, a true and attested copy of the within Complaint to Bruce P. Boyle, 12149 76th Street N., Largo, FLA 33543,, the return receipt being hereto attached and made apart of this return.
SERVED by mailing by certified mail, October 29, 1987 a true and attested copy of the within Complaint to Joanne M. Boyle, 12140 76th street N., Largo, FLA 33543, the return receipt being hereto attached and made a part ofthis return.
So answers, Howard N. Stewart, Sheriff

AND NOW, Dec. 16, 1987 @ 2:16 P.M., Upon Praecipe of Plaintiff's attorney, with Affidavit of Non-Military service attached, judgment is hereby entered in favor of the Plaintiff and against the defendants in the amount of Twenty-nine Thousand Three Hundred Twelve and 86/100 Dollars together with interest and costs.
B-21, 91 Debt.....$29,312.86 + Int. & Costs
JUDGMENT
James F. Simmons
Prothonotary
Dec. 16, 1987 Judgment entered.

Dec 18, 1987 Notice of Judgment mailed defendants.

EX1987-115

1987

Spadafore, Vardaro,
Walker & Johnson
Karen S. Johnson

904.

SHIRLEY J. WINDSOR

vs.

CHARLES R. WINDSOR

Filed Oct. 20, 1987
@ 2:09 P.M.

Tax & entry Paid $40.50 ✓

Pro Co Pd 2-22-88 9.00 ✓

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Oct. 21, 1987 Acceptance Of service filed. I accept service of the Complaint in Divorce Under Section 201 C of the Divorce Code.
Dated: 10-20-87 Charles R. Windsor

Feb 19, 1988 Affidavit of Consent of Defendant filed.

Feb 19, 1988 Affidavit of Consent of Plaintiff filed.

Feb 19, 1988 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Mar. 9, 1988 **D I V O R C E D E C R E E F I L E .**

AND NOW, March 8, 1988, it is hereby ordered, adjudged and decreed that the marrriage heretofore existing between

SHIRLEY J. WINDSOR and CHARLES R. WINDSOR

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

1987

Watts, Pepicelli,
Youngs and Youngs PC
Alan L. Pepicelli

905.

WILMER R. WALLACE

vs.

RUTH GRAPATIN WALLACE

Filed Oct. 20, 1987
@ 3:50 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 11-23-87 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 20, 1987, Plaintiff's Affidavit Under 201(d) of the Divorce Code, filed.

Nov. 2, 1987 Affidavit Of Service filed. Alan L. Pepicelli, Esquire, hereby certified that he is the Attorney for the Plaintiff in the within Action and that a certified copy of the Complaint in Divorce and Plaintiff's Affidavit Under 201(d) of the Divorce Code were sent by certified mail, addressee only, return receipt requested to the Defendant, Ruth Grapatin Wallace, R.D.#5, Meadville, PA 16335, on October 21, 1987 and was received by the defendant on October 27, 1987. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A"/
The statements he rein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities. Alan L. Pepicelli

Nov. 19, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under Section 201(d) of the Divorce Code, this case is moved to Court.

Dec. 10, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 9, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILMER R. WALLACE and RUTH GRAPTIN WALLACE

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

Brian Lindsay
Legal Aid

906.

R. Charles Thomas

WILMA LEE DEETS

vs.

SILAS M. DEETS

Filed Oct. 21, 1987
@ 9:10 a.m.

Tax & entry paid $40.50
Pro Se Pd 3/11/88 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

4 copies (atty)

TEMPORARY PROTECTION ORDER:

AND NOW, this 21 day of October 1987, upon motion of Brian Lindsay, Esq. atty. 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, the following Temporary Protection Order is hereby entered:

1. The Respondent, Silas M. Deets, is directed and prohibited from:

a. threatening, harassing or abusing the petitioner and also from approaching the petitioner or her residence until further Order of Court.

2. Temporary custody of the minor children is granted to the petitioner.

3. Petitioner is permitted to proceed without payment of costs, costs to be determined by the court after hearing.

A true and correct copy of this order shall be made on the 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 ofthe order shall likewise be given to the Saegertown Borough Police Dept. which has appropriate jurisdiction to enforce this order. A copy of this order shall be given to the Pa. State Police Dept.

The respondent is hereby advised of the ritht to be represented by counsel.

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

Final hearing is scheduled for the 30 day of Oct. 1987, at 3:00 p.m. at Courtroom No. 1 or 2 of theCrawford CountyCourthouse, Meadville, Pa. 16335.

BY THE COURT,
P. Richard Thomas, J

Oct. 28, 1987 Affidavit Of Service filed. RICHARD STINSON, being duly sworn according to law, deposes and says that he is a competent adult; that he served the Petition for Relief Under Protection From Abuse act and Temporary Order, filed in the above matter on SILAS M. DEETS, personally, by handing him a true and correct copy thereof and informing him of its contents at the Meadville Forging Company, Saegertown Road, Meadville, Pennsylvania on Sunday, October 25, 1987 at approxiately 10:30 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.

Date: 10/27/87

Richard Stinson

Oct 30, 1987 Order filed: AND NOW, October 30, 1987, by agreement of the parties, both of whom are in open court, accompanied by counsel, and without any admission of any factual situation that may be alleged, the following Order is entered:

1. The respondent shall not harass, threaten or abuse the petitioner in any manner during the continuance of this Order.

2. The possession of the marital domicile is granted to the petitioner for a period of four (4) months from this date and the respondent shall not go to the marital domicile for any reason except that he may go to the marital domicile on October 21, 1987 at 1:00 o'clock p.m. and for a period not to exceed two hours thereafter for the purpose of obtaining his clothing and personal effects and with the further exception that the respondent may go to the door of the marital domicile for the purpose of obtaining custody of the children for the visits hereinafter referred to and returning them, but shall not enter the marital domicile on those occasions.

3. Primary custody of the three minor children of the parties shall remain with the petitioner and the respondent shall be entitled to take the children with him for visits each Sunday between the hours of 10:00 o'clock a.m. and 5:00 o'clock p.m. This provision relating to visitation is entered for the purpose of governing visitation until a formal custody and/or visitation Order is entered in a proceeding commenced for that purpose as a part of any divorce, and when any other Order is entered, it shall supersede this Order.

4. This Order shall remain in full force and effect for a period of six (6) months from the date. Any Police Department having jurisdiciton shall enforce the provisions of this Order in accordance with the Protection from Abuse Act.

5. The respondent shall pay any costs in this proceeding not already paid or advanced by the petitioner.

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

Nov. 5, 1987 Copies of order to Brial Lindsay and R. Charles Thomas, Esqs.

1987

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

907.

Anthony J. Vardaro

GELVIN, JACKSON & STARR, INC.

vs.

THE PLANT PLACE OF MEADVILLE, INC., NORTHWEST LANDSCAPE CONTRACTING, AND WILLIAM DARRIN d/b/a ENVIRONMENTAL DESIGN GROUP

Filed Oct. 21, 1987
@ 2:40 P.M.

Tax & Entry Paid	$40.50
Sheriff's Costs	30.00
Pro Co Pd 7/27/88 -	9.00
Pro Co Pd 8/29/88	6.00

COMPLAINT

3 copies (sheriff)

Oct 30, 1987 Sheriff's Return filed: SERVED The Plant Place of Meadville, Inc., within named defendant on October 27, 1987 at 3:25 P.M. by handing a copy of the within Complaint to Beverly Johnston, Office Manager and person in charge at their place of business, R.D.#4, Perry Highway, Meadville, Crawford County, Pa.

SERVED Northwest landscape Contracting within named defendant on October 27, 1987 at 3:26 P.M. by handing a true copy of the within Complaint to Beverly Johnston, Office Manager and person in charge at their place of business, Plant Place, R.D.#4, Perry Highway, Meadville, Crawford County, Pa.

SERVED William Darrin d/b/a Environmental Design Group within named defendant on October 27, 1987 at 3:27 P.M. by handing a true copy of the within Complaint to Beverly Johnston, Office Manager and person in charge at his place of business, Plant Place, R.D.#4, Pery Highway, Meadville, Crawford, Pa.

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

Nov. 4, 1987, Appearance of Anthony J. Vardaro, attorney for defendants, filed.

Dec. 10, 1987 Answer and New Matter filed.

Jan. 6, 1988 Reply To New Matter filed.

Jan 28, 1988 Upon Praecipe of Attorney for Plaintiff, this case is placed on the Trial List.

Feb 18, 1988 Notice of Service of Request for Production of Documents to Plaintiff, Gelvin, Jackson and Starr filed.

Feb 18, 1988 Notice of Service of Interrogatories Upon Plaintiff filed.

On APRIL 1988 - Non Jury Trial List

Mar. 28, 1988 Order filed. AND NOW, March 28, 1988, the defendant's motion for continuance is DENIED. The plaintiff shall answer the outstanding interrogatories on or before April 11, 1988.

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

Mar. 28, 1988 copies of order to Robert S. Bailey and Anthony J. Vardaro.

Apr. 11, 1988, Plaintiff's answers to Defendants' Interrogatories filed.

Apr. 11, 1988, Plaintiff's Response to defendants' Production Request filed.

Apr. 11, 1988, Praecipe to Set Trial Date filed.

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed. AND Now, April 11, 1988, nonjury trial in the above matter is hereby set for June 8, 1988, at 9:00 a.m. in Courtroom 1 or 2 of the Crawford County Courthouse.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 14, 1988, copies to R. Bailey and A. Vardaro attys.

On June 1988 Trial List

June 8, 1988 Exhibits filed.

June 17, 1988 Decision filed. AND NOW, June 16, 1988, an award is entered in favor of the p laintiff and against all defendants in the sum of $6,796.00 with interest on $2,568.00 ofthe award of the legal rate from the date of this decision, and with interest at the legal rate on the balance of the award from June 6, 1987.

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

P-181; N-184; D-174; E-183

June 17, 1988 copies given to Attorney's

AND NOW, July 26, 1988 @ 2:48 P.M. Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and Against the Defendant pursuant to Judge Walker's June 16, 1988 Decisions in the above captioned case in the amount of Six Thousand Seven Hundred Ninety-six Dollars with interest on $Two Thousand Five Sixty-eight Dollars of the award of the legal rate from the date of this decision and with interest at the legal rate on the balance of the award from 6-6-87.

P-181, N-184, D-174, E-183

Debt...$6,796.00 with interest (see above)
JUDGMENT
James F. Simmons
Prothonotary

July 26, 1988 Judgment entered.

July 26, 1988 Notice of judgment mailed Defendants.

Aug. 29, 1988, Upon praecipe of plaintiff attorney, the above captioned matter is settled and discontinued of record against all defendants.

1987

Brian Lindsay
Legal Aid

908.

JODY A. JACKSON

vs.

RICHARD J. JACKSON

Filed Oct. 21, 1987
@ 3:20 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 10/21/87- 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Nov 17, 1987 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney for Jody A. Jackson and that as such I am authorized to execute this Affidavit; that I did, on the 23rd day of October, 1987, send by Certified mail, addressee only, return receipt requested to Richard J. Jackson, a true and correct copy of the Complaint in Divorce at his last known address of R.D.1, Grand Valley, Pennsylvania 16420 as evidenced by the attached sender's receipt No. P 276 200 181 and that on the 27th day of October 1987, I did receive the duly executed return receipt dated the 24th day of October, 1987

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

Date: 11/2/87

Brian Lindsay, Esq.
Attorney for Plaintiff

Jan. 27, 1988, Affidavit of Consent of Plaintiff filed.

Feb. 4, 1988 Affidavit of Consent of Defendant filed.

Feb. 4, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Feb. 25, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 24, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JODY A. JACKSON and RICHARD J. JACKSON

is hereby dissolved and the parties 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

1987

Brian Lindsay
Legal Aid

909.

Watts, Pepicelli,
Youngs and Youngs PC
Christopher YOungs

THOMAS G. SATTERLEE

vs.

WILMA J. SATTERLEE

Filed Oct. 21, 1987
@ 3:21 P.M.

Tax & Entry Paid $40.50 ✓
Pro Co pd. 10/21/87 9.00 ✓
Pro Co Pd 2/10/88- 15.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 9, 1987 Acceptance of Service filed:
I, WILMA J. SATTERLEE, Defendant in the above cited divorce action, do hereby accept service of the Complaint in Divorce filed at the above number and term.
Date: Nov 2, 1987 Wilma J. Satterlee, Defendant

Feb 8, 1988 Affidavit of Consent of Plaintiff filed.

Feb. 9, 1988, Petition for Additional Remedy, Equitable Distribution, filed.

Mar. 25, 1988 Notice Of Elgibility/Retainer Agreement filed.

May 5, 1988 Affidavit Of Consent of Defendant filed.

May 6, 1988 Motion To Withdraw Economic Counts and Order filed. AND NOW, Upon presentation and consideration of the foregoing Motion, said Motion is hereby granted. BY THE COURT,
5/6/88 P. Richard Thomas

May 6, 1988 Copies of order to Brian Lindsay and Christopher Youngs

Aug. 5, 1988 Upon Praecipe of Plaintiff Attorney for Review Under §201(c) of Divorce Code, this case is moved to Court.

Aug. 16, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, August 16, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

T H O M A S G . S A T T E R L E E and W I L M A J . S A T T E R L E 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,
Robert L. Walker, J

910.

LUG & TUG
Rt. 257
Seneca, Pa. 16346

vs.

BAUER ENTERPRISES
RICHARD & WILLO BAUER
R. D. #4, Box 6
Titusville, Pa. 16354

Filed and issued
Oct. 22, 1987 @ 11:15 A.M.

Pro Simmons paid	$15.00
plff on orig.	6.25
Sheriff's Costs	29.30
Sat. Pd 1-30-89	5.00

WRIT OF REVIVAL

of

DSB 1982 - 911

Writ of revival of judgment indexed against defendants in the amount of Four Hundred Ten and 33/100 Dollars.

Debt ---- $410.33
B - 184, 144, 204 -----JUDGMENT
Dated - Oct. 20, 1987 James F. Simmons,
Prothonotary

Issued (sheriff)

Nov. 2, 1987 Writ REturn filed. SERVED Bauer Enterprises within named defendant on October 30, 1987 at 4:20 PM by haning a true copy of the within Writ of Revival to Dennis Rossman, Secretary, and person in charge at their place of business, R.D. #4, Box 6, Titusville, crawford County, PA
So answers, E. ralph Copeland, Chief Deputy Sheriff
Howard N. stewart, Sheriff

Jan. 27, 1989 This Judgment Satisfied.
(see papers filed)

1987

Allen & Hall
Paul E. Allen

911.

MARY L. McKISSICK

vs.

JESSE S. McKISSICK

Filed Oct. 22, 1987
@ 4:11 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 3/3/88 9.00 ✓

Pro Co Pd 3/23/88 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Jan. 8, 1988 Affidavit Of Service filed. PAUL E. ALLEN, being duly sworn according to law, deposes and says that he is the Attorney for MARY L. MCKISSICK, Plaintiff in the above captioned case; that he personally served a certified copy of the Complaint in Divorce with Notice to Defend to the Defendant, JESSE S. MCKISSICK, together with an Acceptance of Service on October 27, 1987 and was duly signed by th said Defendant on October 27, 1987. Said Acceptance of Service is attached hereto. And further affiant saith not. Paul E. Allen

Feb. 12, 1988, Affidavit of Consent of plaintiff filed.

Feb. 12, 1988, Affidavit of Consent of defendant filed.

Feb. 23, 1988, Upon praecipe of plaintiff attorney, to Transmit Record to Court, this action moved tocourt.

Mar. 9, 1988 **DIVORCE DECREE FILED.**

AND NOW, March 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARY L. McKISSICK and JESSE S. McKISSICK

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

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

Mar. 23, 1988, Election to Resume Maiden Name filed. TOBE KNOWN AS: MARY L. ROMANO.

Watts, Pepicelli,
Youngs and Youngs PC
Christopher Youngs

912.

Nichols Ward & Krill
Robert C. Ward

F. LOUISE BECKWITH AND
REXFORD L. BECKWITH,
HER HUSBAND

vs.

WILLIAM R. MUIRHEAD,
JAMES A. COLE AND
PAUL F. VOISON,
INDIVIDUALLY AND TRADING AS
MUIRHEAD-COLE-VOISON,
A PARTNERSHIP, AND MCV, INC.
A CORPORATION

Filed and issued
Oct. 22, 1987
@ 4:21 P.M.

Tax & entry 10/26/87 $40.50 ✓
Sheriff's costs 58.30
Pro Co. Pd 1/4/89 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Nov. 17, 1987 Writ Return filed. SERVED Paul F. Voison personally the within named defendant by handing a true copy of the within Summons to him on Oct. 30, 1987 at 3:00 P.M. at his place of business, 119 N. Franklin St., Titusville, Crawford Co., PA.

SERVED James A. Cole within named defendant on Oct. 30, 1987 at 3:01 p.m. by handing a true copy of within Summons to Paul F. Voison, his partner, at their place of business, 119 N. Franklin St., Titusville, Crawford Co., PA.

SERVED MCV,Inc. within named defendant on OCt. 30, 1987 at 3:02 p.m. by handing a true copy of the within Summons to Paul F. Voison, partner, at their place of business, 119 N. Franklin St., Titusville, Crawford Co., PA.

SERVED William R. Muirhead within named defendant on Oct. 30, 1987 at 3:03 p.m. by handing a true copy of the within Summons to Paul F. Voison, partner, at their place of business, 119 N. Franklin St., Titusville, Crawford Co., PA.

So answers,

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

Feb. 5, 1988, Appearance of Nichols Ward & Krill, by Robert C. Ward, attorneys for defendants, filed.

Feb. 5, 1988, Upon praecipe of defendant attorneys, Rule entered upon the plaintiff to file complaint, issued. (Atty Ward)

Feb 22, 1988 Notice of Serving Interrogatories filed.

Mar. 21, 1988 Complaint filed.

May 6, 1988 Answer and New Matter filed.

May 12, 1988 Notice of Scheduling of Depostions of F. Louise Beckwith and Rexford L. Beckwith filed.

June 16, 1988 Plaintiffs' Repy to New Matter Filed.

June 17, 1988 Answers To Interrogatories directed To Plaintiffs filed.

Nov 3, 1988 Notice of Depostion of Kingsley Blasco and Betty Roessner filed.

Nov. 15, 1988 Requests for production of Documents Directed to Defendants, filed.

Nov. 18, 1988Motion to Compel Production and Rule to Show Cause filed. Rule: AND NOW, November 18 , 1988, upon presentation of the foregoing Motion to Compel Production, A Rule is hereby issued upon Defendants,through their counsel, Robert C. Ward, Esq., to appear and show cause, if any, why the relief requested should not be granted and Defendants and their counsel ordered to produce the investigative and claim file of GAB Business Services, Inc.

This Rule shall be returnable and hearing held thereon on Dec. 9, 1988, at 3:00 o'clock p.m. Courtroom No. 1 or 2 Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P.Richard Thomas, J.

Nov. 21, 1988 copies of "Rule to Show Cause" to Christopher Youngs, and Robert C. Ward, attys.

Dec. 9, 1988, Answers to REquest for Production of Documents Directed to Defendants filed.

Dec. 12, 1988 Order filed. Order :At the time scheduled for hearing on Plaintiff's Motion for Sanctions, the Court has been advised by counsel for Plaintiff that the matter has been resolved. Said hearing is continued generally and shall be rescheduled at the request of either party.

BY THE COURT,

Date:December 9, 1988

Robert L. Walker, J.

Dec. 14, 1988 copies of order to Christopher Youngs and Robert C. Ward, esqs.

Jan. 4, 1989 Upon Praecipe of Plaintiff attorney, this case settled and discontinued.

1987

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

913.

SEARS. ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

ANTHONY GRASSO AND MARY M.
GRASSO, HIS WIFE

Filed Oct. 23, 1987
at 10:31 A.M.

Tax & entry paid	$40.50
Sheriff's Costs	23.00
Pro Co Pd 12/14/87	9.00

COMPLAINT

2 copies (sheriff)

Nov. 24, 1987 Sheriff's Return filed. NotFound, as to the within named defendant Anthony Grasso. Moved out of Pennsylvania, no forwarding address. SERVED AND MADE KNOWN TO Mary M. Grasso personally the within named defendant in the presence of Laddie Lingo, at her temporary place of residence, Westbury Methodist Nursing Home, Park Ave. Meadville, Crawford County, Pa.. on Nov. 6, 1987, at 2:25 P.M..

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

And Now, Dec. 14, 1987, at 11:17 a.m., upon praecipe of plaintiff attorney with notice of default attached, Judgment is hereby entered in favor of the plaintiff and against the defendant Mary M. Grasso, only in the amount of Eight Hundred Fifty One and 72/100 dollars plus int. at rate of 1.25% per month from Oct. 1987 and costs of action
Judgment entered - 12/14/87
G - 114

Debt - $851.72
Int. from Oct 1987
JUDGMENT
James F. Simmons,
Prothonotary

Bruce A. Barrett

914.

SHARON SIMMONS

vs.

LLOYD F. SIMMONS

Filed Oct. 23, 1987

Indigent filing

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Oct. 23, 1987, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Oct. 27, 1987, Petition for Leave to Proceed in Forma Pauperis, Praecipe to Preceed In Forma Pauperis and Order of Court filed. ORDER OF COURT: AND NOW, this 26 day of Oct., 1987 Sharon Simmons, Plaintiff int he above captioned Divorce Action, is granted leave to Proceed In Forma Pauperis reserving the right to impose costs if appropriate.

P. Richard Thomas, J.

Oct. 30, 1987, copy of order to B. Barrett, esq.

Nov. 10, 1987 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 inthe above captioned Divorce Action.
2. That a true and correct copy ofthe Complaint Under Section 201(d) of the Divorce Code was sent by registered mail tothe Defendant.
3. The registered mail was sent to Lloyd F. Simmons, at R.D.#5, Meadville, PA 16335 on October 23, 1987. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on November 7, 1987. Said receipt card number P 547 807 172 is attached hereto and signed by Lloyd F. Simmons,

Bruce A. Barrett

Dec. 2, 1987 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

Dec. 10, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 10, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

S H A R O N S I M M O N S and L L O Y D F . S I M M O N S

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

1987

Bruce A. Barrett

915.

MICHAEL J. ROSKO

vs.

JOSEPH N. KELLEY

Filed Oct. 23, 1987
@ 2:46 P.M.

Tax & entry Paid		$40.50
Sheriffs costs		39.00
Sheriff's Costs		18.00
Pro Co Paid	5-13-88	5.00

COMPLAINT

1 copy (atty)

Jan. 22, 1988 Sheriffs Return filed. I hereby certify that I have received the within cert. copy on Nov. 24, 1987 and that after due search and inquiry, I have been unable to find Joseph N. Kelley. Dated this 31st day of Dec. 1987, Modesto, Calif., Defendant is reportedly in Pennsylvania, address unknown.
D. Lucas, Deputy Sheriff.

Not Found, as to within named defendant Joseph N. Kelley, as per affidavit received from Sheriff of Stanislaus County, Cal., Affidavit hereto atta ched.
So answers, Howard N. Stewart, Sheriff

Mar. 22, 1988 Complaint Reinstated.

Mar. 31, 1988 Sheriff's Return filed. SERVED by mailing by certified mail March 26, 1988, a true and attested copy of the within Complaint to the defendant Joseph N. Kelley, 3595 Ballentyne Drive, Pleasanton, California. Return reciept attached.
So answers, Howard N. Stewart, Sheriff

May 13, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked satisfied and discontinued of record.

Jack, Kookogey &
Felton
Robert J. Felton

916.

ROBERT L. EDKINS AND
LEONA A. EDKINS, HIS WIFE

vs.

EDWARD F. KINNEY, a/k/a
E. F. KINNEY, AND NANCY E.
KINNEY, HIS WIFE, AND THEIR
RESPECTIVE HEIRS, PERSONAL
REPRESENTATIVES AND ASSIGNS,
GENERALLY

Filed Oct. 23, 1987
@ 2:49 P.M.

Tax & entry Paid $40.50 ✓
Pro co pd 4/15/88 9.00 ✓

COMPLAINT -- ACTION TO QUIET TITLE

Feb 1, 1988 Motion for Leave to Serve by Publication and Order filed: AND NOW, Feb 1, 1988, on motion of Robert J. Felton, Attorney for Plaintiffs in the above-captioned matter, leave is hereby granted to serve Edward F. Kinney, a/k/a E. F. Kinney and Nancy E. Kinney, his wife, and their respective heirs, personal representatives, and assigns, generally, Defendants in said Action, by publication of a Notice of the facts set forth in the Complaint in the Titusville Herald a newspaper of general circulation, and the Crawford County Legal Journal one (1) 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

Feb 2, 1988 Copies of order to Robert Felton, Esq.

Mar. 16, 1988 Affidavit, Motion for Judgment and Order filed. AND NOW, 3/15/88 upon presentation of the foregoing Motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, their respective heirs, personal representatives and assigns, are forever barred from asserting any right title, lien or interest inconsistent with the claim of the Plaintiffs, as set forth in the Complaint in this case, of , in or to the parcel of land described in paragraph 3 of Plaintiff's Complaint, and from impeaching, denying, or in any way attacking the same and from encumbering, mortgaging or conveying the same or any part thereof; unless the Defendants, their respective heirs, personal representatives or assigns, thake such action as is hereby 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 to set adise this Decree is presented by the Defendants, their respective personal representatives, heirs, or assigns within thirty (30) days after the entry of this Decree, the same shall be final. If such action is not taken within said thrity (30) day period, the Prothonotary, on praecipe of Plaintiff, shall enter judgment.

PER CURIAM,
P. Richard Thoms, J

K-53-123

Mar. 21, 1988 Copy of order to Robert Felton

And now, Apr. 15, 1988 at 9:12 AM 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.

K-53-123

FINAL JUDGMENT
James F. Simmons
Prothonotary

1987

Mason and Mason
Joan D. Mason

917.

JESSIE ELIZABETH ARMSTRONG

vs.

GARY LEROY ARMSTRONG, SR.

Filed Oct. 23, 1987
@ 3:10 P.M.

Tax & entry Paid $40.50

COMPLAINT IN DIVORCE

1 copy (atty)

July 7, 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 10-23-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

Peters, Lindsay, Lewis & Gagliotti
Brian J. Lindsay
~~Mason and Mason~~
Joan D. Mason

918.

Michael Halliday

6/14/84 Reed. $70.00 from Defendant
Recd $70.00
Aug 1, 1989
Vivian Stolby

12/19/84 Reed. $50.00 From Plaintiff
Recd 12-29-89
$50.00
Vivian Stolby

2/7/90 Reed $50.00 from Defendant
Recd 3-1-90
$50.00
Vivian Stolby

Received from Plaintiff 5-1992 $150.00 mediators fees

Pd to C.C. Comm Ck# 7046 9-14-92 Mediation $75.00

Pd 10-23-92 Bal to Plaintiff Fred Weber Ck# 7130 $64.00

PATRICIA A. VALENCIC

vs.

JAIME M. VALENCIC

Filed Oct. 23, 1987
@ 3:10 P.M.

Tax & entry Paid $40.50

John Fuller, Mediator
Mediation Cost 140.00

Mediation cost 100.00
Pro for Co. Pd 12/15/84 9.00
John Fuller Mediator 150.00
Procs Pd 9-14-92 (7046) 9.00

PETITION FOR DETERMINATION OF CUSTODY

1 copy (atty)

Nov. 6, 1987 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 October 23, 1987 mail to the above Defendant, Jamie M. Valencic by certified mail #P-547-808-315, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Jamie M. Valencic on October 26, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason

Nov. 18, 1987, Agreement and Consent Custody Order filed. ORDER: AND NOW, this 19 day of Nov. 1987, upon consideration of the foregoing attached Agreement and Consent Custody order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Custody Order.
Per Curiam,
P. Richard Thomas, J.

Nov. 24, 1987, copy of order to Atty. J.Mason.

Apr. 10, 1989 Petition For Modification of custody Order and Order filed. And now, April 7, 1989, this matter is referred to John Fuller as Custody Mediator to hold a mediation conference and report to the Court.
Robert L. Walker, J

Apr. 10, 1989 1 copy atty.; 1 copy mediator

May 26, 1989 Order filed. AND NOW, May 26, 1989, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

1. Legal custody of Erika Maray Valencic is shared between the mother, Patricia A. Valencic, and the father, Jaime M. Valencic, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such important decisions.

II. Physical custody of Erika Maray Valencic shall be with her mother, Patricia A. Valencic, subject to the following conditions:

A. The father, Jaime M. Valencic, shall be entitled to have the child in his custody for one (1) month in the Summer of 1989, from June 30, 1989 to July 30, 1989. It shall be the responsibility of the mother to transport the child to the father's home on June 30, 1989 and the responsibility of the father to return the child to the home of the mother on July 30, 1989.

B. In the Summer of 1990 and each Summer thereafter until this order has been changed or amended the father shall be entitled to have the child in his custody for two months which two month period shall be from June 15th each Summer to August 15th each Summer. It shall be the responsibility of the father to provide transportation of the child from the home of the mother to the father's home and from the father's home back to the mother's home at the conclusion of such Summer visits.

C. The father shall be entitled to have the child in his custody each year from December 25th at 2:00 p.m. until December 30th at 7:00 p.m.

D. Whenever the father is visiting his family in Crawford County, he shall be entitled to visit and have the child in his temporary custody during such visit, provided that he provided the mother with at least seven (7) days notice of such visit.

E. The father shall be entitled to call the child each Sunday evening at 7:30 p.m. when the child is in the custody of the mother. When the child is in the custody of the father, the mother shall be entitled to call the child each Sunday evening at 7:30 p.m.

F. The father will provide the mother with a copy of the medical insurance card for the child.

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

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

I. Both parents agree to inform the other immediately of anyillnes sor injruy the other with a current telephone number.

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

IV. Cost of the mediation conference shall be equally divided with the fther paying one-half of the cost thereof and the remaining one-half being paid by Crawford County.
Robert L. Walker, J

June 5, 1989 Copies of order put in JOan Mason and John Fuller's box and copies mailed to Michael Halliday and Plaintiff and Defendant.

Nov. 3, 1989 Petition For Modification Of Custody and Order filed. AND NOW, this 3rd day of NOvember, 1989, the above captioned action is referred back to the custody mediator, John Fuller, for further hearing.
Per Curiam,
Robert L. Walker, J

Nov. 3, 1989 Copies of order put in Joan Mason and John Fuller's box and copy mailed to Michael Halliday

Nov. 28, 1989 Order filed: AND NOW, November 28, 1989, after further mediation conferen ce before JOhn Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

1. Legal custody of Erika Maray Valencic is shared between the mother, Patricia A. Valencic, and the father, Jaime M. Valencic,that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such important decisions.

11. Physical custody of Erika Maray Valencic shall be with her mother, Patricia A. Valencic, subject to the following conditions:

A. In 1989, the father shall be entitled to have the child in his custody Thanksgiving week, but instead of picking up the child on December 25, 1989 as provided in the prior order of May 26, 1989, the fat her shall not pick up the child for the Christmas visit until December 26, 1989 at 2:00 p.m.

Continued on page 368 A

B. In the Summer of 1990 and each Summer thereafter until this order has been changed or amended, the father shall be entitled to have the child in his custody for two months, which two month period shall be from June 15th each Summer to August 15th each Summer. It shall be the responsibility of the father to provide transportation of the child from the home of the mother to the father's home and from the father's home back to the mother's home at the conclusion of each Summer visit.

C. Beginning in 1990 and each year thereafter, the father shall be entitled to have the child in his custody each year from December 25th at 2:00 p.m. until December 30th at 7:00 p.m.

D. With respect to the Thanksgiving holiday, beginning in 1990 and each Thanksgiving thereafter, the child shall be in the custody of her mother every Thanksgiving Day and every Friday following Thanksgiving Day and shall be in the custody of the father on the Saturday and Sunday following Thanksgiving Day and in the event the father should take a part of his two week vacation at Thanksgiving time, he shall be entitled to have the child in his custody for consecutive days thereafter, provided that he shall furnish the mother at least thirty (30) days written notice of his intention to have the child for such additional days at Thanksgiving. In the event that the father will be unable to exercise his Thanksgiving visitation and /or any previously agreed upon extended Thanksgiving visitation, he must give at least fifteen (15) days written notice to the mother.

E. With respect to the Easter holiday, beginning in 1990 and each Easter thereafter, the child shall be in the custody of the mother every Easter Sunday and in the custody of the father on the Saturday before Easter and also, if the father has vacation days at Easter, he shall be entitled to have the child in his custody on Easter Monday and consecutive days thereafterr, provided the father furnishes the mother at least thirty (30) days written notice of his intention to have the child for such additional days at Easter. In the event that the father will be unable to exercise his Easter visitation and/or any previously agreed upon extended Easter visitation, he must give at least fifteen (15) days written notice to the mother.

F. The father shall be entitled to c all the child each Sunday evening at 7:00 p.m. when the child is in the custody of the mother. When the child is in the custody of the father, the mother shall be entitled to c all the child each Sunday evening at 7:00 p.m.

G. Whenever the child is visiting the father in the father's home, the child shall be provided a separate bed and shall not sleep in the same bed as the father.

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

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

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

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

IV. Cost of the mediation conference shall be equally divided between the parties.

Robert L. Walker, J.

Nov. 28, 1989 copies of order to JOan Mason, Michael Halliday, John Fuller, attys. and plaintiff and defendant.

Dec. 27, 1989, Motion to Schedule Hearing De Novo and order filed. ORDER: AND NOW, 12/27/89 Hearing set for Feb. 2, 1990, at 9:30 a.m.

P. R. Thomas, J.

Dec. 27, 1989,, copies of order to J. Mason, M. Halliday, J. Fuller..

Jan. 17, 1990 Motion for continuance of hearing and ORDER of COURT filed. And now, Jan. 17, 190 the motion is granted and this matter is rescheduled for Monday March 5, 1990 at 1:00 p.m. in Court Room 1 or 2.

Gordon Miller, J.

Jan. 17, 1990 Copy of Order to Atty., 1 copy Mediator; [illegible].

Mar. 26, 1990, Motion for Continuance and Order filed. ORDER: AND NOW, this 23rd day of March 1990, upon consideration ofthe within Motion it is hereby ordered that the hearing scheduled in this matter for March 5, 1990 be continued til Friday, June 8, 1990 at 1:30 p.m.

BY THE COURT,
Gordon R. Miller, J.

Mar. 26, 1990, copies to J Mason, M. Halliday,and J. Fuller.

June 8, 1990 Motion to continue de novo hearing and Order filed. And now, June 8 1990 Hearing scheduled for June 8, 1990 is her eby continued generally.

Gordon R. Miller, J

June 15, 1990 Copies of order put in Joan Mason and JOhn Fuller's box and copy mailed to Michael Halliday

May 19, 1992 Notice and Order to Appear filed. You, Jaime M. Valencic, Respondent, have been sued in court to obtain custody, arptial custody or visitation of the child: Erika Maray Valencic.

You are ordered to appear in person for a Conference before John Fuller, esquire, Child Custody Mediator, at such other time and place as will be determined by the Mediator.

If you fail to appear as provide dby this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest

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

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

May 15, 1992
2 copies (atty)

BY THE COURT,
Gordon R. Miller, U

May 22, 1992 VERIFICATION OF SERVICE filed. I, Brian J. Lindsay, Esquire,Attorney for the Plaintiff in the above-captioned action, verify that I did mail a certified copy of the Petition for Modification of Custody to the Defendant at P.O.Box 1533, Shelby, North Carolina, 28951-1533, on May 19, 1992, by United States First Class Mail, postage prepaid, and also by United States Certified Mail, #P889087465; I make this verification with notice that willful false statements made herein are subject to the penalties of perjury under Section 4904 of the PennsyvaniaCrime Code, relating to unsworn falsification to authorities.

Brian J. Lindsay

Continued of Record to Page 368 (b)

PATRICIA A. VALENCIC
VS.
JAIME M. VALENCIC

Continued of Record from Page 368 (a)

A.D.1987 - 918

June 2, 1992 AFFIDAVIT OF SERVICE FILED. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Petitioner, and that as such I am authorized to make this verification; that I did on the 19th day of May, 1992, send to the above named Respondent, by Certified Mail, Return Receipt Requested, a true and correct copy of the petition to modify custody and notice/order to appear filed at the above term and number; and that I did on the 28th day of May, 1992, receive a duly executed return receipt dated May 26, 1992.

June 11, 1992 Appearance of Halliday & Halliday, P.C. by Michael Halliday for Defendant, filed.

Aug 3, 1992 ORDER filed. AND NOW, July 31, 1992, after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Erika Valencic shall be with her mother, subject to the following conditions:

A. The father shall be entitled to have the child in his custody from December 25th at 2:00 p.m. until December 30 th at 7:00 p.m. every year, if his work and vacation schedule permit. The father shall notify the mother at least 10 days in advance of December 25th to inform her if he can exercise the above visitation schedule.

B. At Thanksgiving and Easter each year, the father shall be entitled to have the child in his custody for a 24 hour period if the father is visiting in Crawford County. The father shall provide the mother at least 10 days notice of any such visit.

C. Beginning with the Summer of 1992, the child shall be in the custody of the father for a period of 4 weeks. The father shall give the mother at least 30 days notice of the dates of the Summer visit. In 1992, the dates shall be July 6, 1992 to August 2, 1992.

D. Transportation of the child on Summer visits beginning in 1993 shall be equally divided as follows: The father shall pick up the child at the mother's home at the beginning of the visit and the mothe shall pick up the child at the father's home at the end of the visit.

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

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

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

H. The father shall be permitted to call the child on the telephone at least once a week at a time convenient tot he father when the child is in the custody of the mother. When the child is in the custody of the father, the child shall be permitted to telephone her mother at least once a week and in the event that the father does not have a telephone, the child may call her mother collect.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 30 days of the dte hereof.

IV. Cost of the mediation conference will be equally divided with the mother paying one-half of the cost thereof and the remainign one-half beign paid by Crawford County.

Gordon R. Miller, P.J.

Aug. 11, 1992 copy to B. Lindsay, M. Halliday, J. Fuller, Plf. & Dft.

Oct. 23, 1992 Petition to Refund Mediation Deposit and Order filed. AND NOW, this 23 day of October, 1992, this Court directs Prothonotary to refund the balance of the Mediation fee to the above named Plaintiff, Patricia A. Valencic (Sipple).

Anthony J. Vardaro, J.

Oct. 23, 1992 Copy of the Order to Attys. Lindsay, Halliday, Fuller, Plft & Dft.

1987

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

919.

DEBORAH BERNARD

vs.

THOMAS BERNARD

Filed Oct. 26, 1987
@ 9:07 A.M.

Tax & entry Paid $40 .50 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW this 26 day of Oct. 1987, WILLIAM PINEO is hereby appointed Cusotdy Mediator and is hereby directed to hold such custody mediation conferences as he deems appropriate and to make recommendation thereafter to this court.

Plaintiff herein is hereby awarded the temporary physical custody of the minor children: Matthew Bernard, date of birth, July 17, 1977; Mindy Bernard, date of Birth, Dec. 19, 1978; and Michael Bernard, date of birth, Feb. 20, 1981, until further order of court. P. Richard Thomas, J.

Nov. 10, 1987 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 Nov. 4, 1987, she sent a copy of the Complaint for Custody to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to, Thomas Bernard, RD 2, Titusville, PA 16354. The said receipt being attached hereto.

Ann Hansen Gamble

Specter & Buchwach PC
Michael D. Buchwach

920.

Knox Graham McLaughlin Gornall and Sennett, Inc.
By: Mark E. Mioduszewski

and

Dale, Woodard, Montgomery & White
George R. Zaiser

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
for Add'l Deft Lynn Hicks

LYNN HICKS AND TIMOTHY HICKS, HER HUSBAND: DONALD AND SETH VANDERHOOF, MINORS, BY THEIR MOTHER AND NATURAL GUARDIAN, LYNN HICKS: RHONDA AULTZ AND STEVEN AULTZ, HER HUSBAND

vs.

VIVEK KUMAR
Lynn Hicks, Add'l Dft.

Filed Oct. 26, 1987
@ 10:52 A.M.

Tax & entry Paid	$40.50
Sheriff's Costs	40.00
Sheriff's costs	69.15
Sheriff's Costs	49.48
Pro Co Pd 2/6/90	6.00

COMPLAINT - CIVIL ACTION

1 copy (atty)

(Jury Trial before 12 Jurors Demanded)

Oct. 29, 1987, Plaintiffs notice of Deposition of Christine Hawkins, filed.

Oct. 29, 1987, Plaintiffs Notice of Deposition of Jennifer Gold, filed.

Oct. 29, 1987, Plaintiffs Notice of Deposition of Brian M. Fry filed.

Oct. 29, 1987, Plaintiffs Notice of deposition of Vivek Kumar filed.

Nov. 25, 1987 Appearance of Knox Graham McLaughlin Gornall and Sennett, Inc. by Mark E. Mioduszewski, of Defendant filed.

Nov. 25, 1987 Preliminary Objections filed.

Dec. 3, 1987 Notice Of Service Of Interrogatories To Plaintiffs, Lynn Hicks, Individually And As Parent and Natural Guardian Of Donald Vanderhoof and Seth Vanderhoof, and Timothy Hicks (First set) filed.

Dec. 3, 1987 Notice Of Service Of Request For Production To Plaintiffs, Lynn Hicks, Individually and As Parent And Natural Guardian Of Donald Vanderhoof, and Seth VAnderhoof and Timothy Hicks (First Set) filed.

Dec. 3, 1987
Notice Of Service Of Interrogatories To Plaintiffs, Rhonda Aultz and Steven Aultzs (First Set) filed.

Dec. 3, 1987 Notice Of Service Of request For Production To Plaintiffs, Rhonda Aultz and Steven Aultz (First Set) filed.

Dec. 7, 1987 Notice of Taking Depositions Upon Oral Examination of Lynn Hicks and Rhonda Aultz and Certificate of Service filed.

Dec. 22, 1987 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff who b eing duly sworn according to law, deposes and says that on the 12th day of NOvember, 1987, at 0855 Hrs., M., he served Notice to defend and Complaint, 3 Interrogatories, Requests for Production of Documents and Notices of Deposition at No. 920, Term, 1987, Crawford County Pennsylvania, upon defendant Vivek Kumar at residence, 3 Crestview Drive, Oil City, Pa 16301 by making known the contents thereof to Leela Kumar, Adult in Charge (mother) and handing to and leaving with her the certified copy of the Notice to Defend and Complaint, 3 Interrogatories requests for Production of Documents and Notices of deposition received from Crawford County/
So answers,
Mark D. London, Deputy
Gene Price, Sheriff

SERVED Vivek Kumar within named defnedant by deputizing the Sheriff of Venango County, PA, as per his affidavit of service attached. Served: November 12, 1987.
So answeers,
Howard N. Stewart, SHeriff

Dec. 23, 1987, Appearance of Dale, Woodard, Montgomery & White by George R. Zaiser, attorneys for defendant, filed.

Dec. 23, 1987, UPon praecipe of defendant attorney, preliminary objections placed on next argument list.

Dec. 23, 1987, Amended Preliminary Objections filed.

Dec. 23, 1987, Upon praecipe of defendant attorney, amended preliminary objections placed on next argument list.

ON ARGUMENT LIST FOR JANUARY 1988

Jan 29, 1988 Re: Preliminary Objections, Order filed, AND NOW, January 27, 1988, after argument, the Courts finds no merit to preliminary objections filed by the defendant except for paragraph 10(h) of the Complaint. This subparagraph alleges that the defendant was not in "proper physical condition to drive his vehicle." We consider this an unduly broad, general allegation, and rule that if the plaintiff intends to produce at trial something other than verbage and emotional outburts of the defendant following the accident, they must amend paragraph 10(h) to spell out with preciseness the physical condition, disability or physical ailment of the defendant that rendered him incapable of safely operating a motor vehicle at the time and place in question. The Court notes that counsel for the plaintiff has advised that any specific or general claim for punitive damages is withdrawn and no claim therefor shall be made at the time of trial.
BY ORDER OF THE COURT,
P. Richard Thomas, PJ

Jan 29, 1988 Copies of order to counsel of record.

Feb. 8, 1988 Depositions of Christine Hawkins, Vivek Kumar, Lynn Hicks and Rhonda Aultz filed.

Feb. 22, 1988 Defendant's Answer and New Matter filed.

Continued on the next page

Feb. 26, 1988 Answers To Interrogatories To Plaintiffs, Rhonda Aultz and Steven Aultz (First Set) filed.

Mar. 10, 1988, Amended Complaint filed.

Mar. 10, 1988, Reply to New Matter filed.

Mar. 10, 1988, Answers to Interrogatories to Plaintiffs, lynn Hicks, Individually and as parent and natural guardian of Donald Vanderhoof and Seth Vanderhoof, and Timothy Hicks, (Firs Set) filed.

Mar 14, 1988 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss, Esq. for Additional Defendant, Lynn Hicks filed.

Mar. 21, 1988 Answer To Amended Complaint and New Matter filed.

Mar. 21, 1988 Defendant's Answers To Plaintiffs' Interrogatories and Requests for Production of Documents filed.

Mar. 23, 1988, STIPULATION that Paragraph 10(p) and 10(p) only of Amended Complaint is hereby withdrawn, filed.

Mar. 31, 1988 Response to Request For Production To Plaintiffs, Lynn Hicks, Individually and As Parent and Natural Guardian of Donald Vanderhoof and Seth Vanderhoof and Timothy Hicks filed.

Mar. 31, 1988 Response To Request For Production To Plaintiffs, Rhonda Aultz and Steven Aultz filed.

April 11, 1988 Reply to New Matter filed. (Jury Trial demanded).

Aug. 26, 1988 Notice of Deposition of Brian M. Fry filed.

Aug. 26, 1988, Notice of Deposition of Jennifer Gold filed.

Aug. 29, 1988, Notice of Deposition of Brian M. Fry filed.

Aug. 29, 1988, Notice of Deposition of Jennifer Gold filed.

Aug. 31, 1988, Notice of Taking Depositions Upon Oral Examination of Timothy Campbell, Rick Alexander,Sue Greer, Rhea D. Martin, and Mary Hicks, filed.

Sept. 27, 1988 Sheriff's Return filed. SERVED Mary Hicks within named person by handing a true copy of the within Subpoena, notice of deposition, and check for $20.00 to her on Sept. 1, 1988 at 10:55 a.m. at her residence, R D #1, Centerville, Crawford Co. Pa.
Not Found as to Rick Alexander, moved to Erie, PA.
Not Found as to Sue Greer, moved to Erie Co. PA.
Not Found as to Rhea D. Martin, in college at Clarion, PA.
So answers,

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

Nov. 16, 1988, Oral Deposition of MaRY Hicks, Rick Alexander and Tpr. Timothy G. Campbell, filed.

Feb. 23, 1989, Petition for Counsel Fees and Order filed. Order of Court: 3/7/89 WITHDRAWN. PRT
Mar. 8, 1989, copies to attorneys of record.

Mar. 2, 1989, Motion to withdraw Petition for Counsel Fees and order filed. ORDER OF COURT: NOW, this 7 day of March 1989, the defendant having filed a petition for Counsel fees and subsequently having filed a Motion to Withdraw Petition for Counsel Fees, the Motion is granted without prejudice to the defendant's right to re-file the Motion if any claim for punitive damages or attorneys fees is filed by the plaintiffs.

BY THE COURT,
P. Richard Thomas, J.

Mar. 8, 1989, copies to counsel of record.

July 10, 1989 Plaintiffs' Notice Of Deposition of Jennifer Gold filed.

July 10, 1989 Plaintiffs' Notice of deposition of Brian M. Fry filed.

July 12, 1989 Notice Of Taking Depositions Upon Oral Examination of Sue Greer and Rhea Martin filed.

Aug. 7, 1989 Subpoena Return filed. SERVED Sue Greer personally on July 19, 1989 at 10:50 AM at her residence, R.D.#4, Centerville, Crawford County, PA.
SERVED Mr. Rhea Martin personally on July 19, 1989 at 11:50 AM at Pitt Stop, R.D. #2, Union City, Crawford County, PA.
So answers,

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

Sept. 15, 1989 Oral Deposition Of Rhea Martin filed.

December 7, 1989 Certificate of Readiness filed.

Dec. 27, 1989, Notice of Taking Deposition Upon Oral Examination of Sue Greer filed.

On February 1990 Trial List

Jan 29, 1990 Petition to Settle Minor's Claim and Order filed: AND NOW, to-wit, this 29 day of Jan, 1990, the foregoing Petition for approval of a compromise settlement and distribution of proceeds is hereby approved. Petitioners authorized to :
A. Accept $400.00 as full and final settlement for the claim of Seth Vanderhoof. Petitioners are directed to deposit said monies in a federally insured savings bank in a interest bearing account until August 27, 1995;
B. Accept $400.00 as full and final settlement for the claim of Donald Vanderhoof. Petitioners are directed to deposit said monies in a federally insured savings bank in a

continued on page 3703.

370
B

1987

Lynn Hicks and Timothy Hicks, her Husband,; Donald and Seth Vanderhoof, minors, by their mother and natural guardians, Lynn Hicks; Rhonda Aultz and Steven Aultz, her husband

vs.

Vivek Kumar

Record Continued from Page 370(a)

of

AD 1987-920

****

in a interest bearing account until November 22, 1993;

C. Petitioners are authorized to execute a release releasing all parties from liability and to settle and discontinue the docket.

BY THE COURT,
P. Richard Thomas, J.

Feb 1, 1990 Copies of order put in Atty. Weiss' box and copies mailed to Attys. Buchwach, Mioduszewski, Zaiser.

Jan. 31, 1990; Upon praecipe of plaintiff attorney, 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 marked discontinued of record.

1987

William J. Gregg

921.

Paul E. Allen

ROBERT KING

vs.

DANIEL SCOTT AND MRS. DANIEL SCOTT (BARBARA)

Filed Oct. 27, 1987
@ 9:18 AM issued.

Tax & entry Paid $40.25
Pro Co Pd 6/3/88 15.00
Pro Co Pd. 12/16/88- 5.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-3-02

Oct. 27, 1987, Rule Entered upon Plaintiff to File Complaint issued.

Oct. 27, 1987 Proof Of Service filed

Nov. 16, 1987 Complaint filed.

Dec. 2, 1987 Defendant's Answer filed. 1 copy (atty)

June 3, 1988, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:

Robert S. Bailey, Esq.
Sylvia L. Dratler
Terry Toomey

June 3, 1988 Acceptance of Service filed: I, Paul E. Allen, Esquire, accept service of the above captioned Complaint at Law on behalf of Daniel Scott and Mrs. Daniel Scott, and I certify that I am authorized to do so.

Paul E. Allen, Esquire

June 22, 1988 Arbitrators take qualifying oath.

Oct. 28, 1988 Decision of Arbitrators filed in which they find in favor of the plaintiff in the amount of $74.25 plus record costs. Interest from date of Judgment.

S-45-45 DESISION OF ARBITRATORS

Dec. 16, 1988, Upon praecipe of plaintiff attorney, the above captioned case is marked satisfied, settled and discontinued of record.

Phillips & Galanter
Robert A. Galanter

922.

TRUMBULL SUPPLY, INC.

vs.

KAY-JAY TOOL, INC.

Filed Oct. 27, 1987
@ 10:28 A.M.

Tax & entry PaID	$40.50
Sheriff's Costs	20.00
Pro Co Pd 12/21/87	9.00
Plff costs	30.00
Sat. pd. 5/18/88	5.00

COMPLAINT

1 copy (sheriff)

Nov. 13, 1987 Sheriff's Return filed. SERVED Kay-Jay tool, inc. within named defendant on November 4, 1987 at 10:05 AM by handing a true copy of the within Complaint to Ron Pospger, adult in charge of business located at R.D.#9, Limber Road, Meadville Crawford County, Pennsylvania.
So answers, Edgar D. HOuseholder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Dec. 21, 1987, at 11:00 a.m. upon praecipe of plaintiff attorney, with letter of plaintiff and copy of notice of intention to file default judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, in the sum of One Thousand Seven Hundred Seventy and 34/100 Dollars, plus costs. (Amt. claimed in complaint $1,686.04 and int. from 2/16/87 on $1,686.04 of $84.30)
Judgment entered - 12/21/87
K - 186

Debt - - $1,770.34
JUDGMENT
James F. Simmons,
Prothonotary

Dec. 21, 1987, Plaintiff's Bill of Costs filed.

Dec. 21, 1987, Notice of entry of Judgment mailed to Defendant.

EX 1988-21

May 18, 1988, Upon praecipe of plaintiff attorney, this judgment is satisfied of record in the above captioned case.

1987

923.

FIRST SENECA BANK
P. O. Box 318
Oil City, Pa. 16301

vs.

LARRY L. DILLINGER
MARTHA L. DILLINGER
ROBERT L. DILLINGER
MARILYN B. DILLINGER

528 West Spruce St.
Titusville, Pa. 16354

Filed Oct. 27, 1987
@ 10:57 a.m.

Pro Simmons Paid	$15.00 ✓
plff on orig	6.50
Sheriff's Costs	87.50
Satisfaction Pd. 4-9-91	5.00 ✓

WRIT OF REVIVAL

of

AD 1982 - 863

Writ of Revival of Judgment indexed against the defendants in sum of Furteen Thousand Seven Hundred Sixty Eight and 21/100 Dollars with int. from Oct. 6, 1982.

Debt.....$14,768.21
Int. from Oct. 6, 1987
D - 101, 111, 141, 111

JUDGMENT OF REVIVAL

James F. Simmons, Pro.

Issued (sheriff)

Jan. 12, 1988 Writ Return filed. Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 24th day of November, 1987, at 10:55 AM., he served writ of Revival, filed at No. AD 1987-923 Term, 1987, Crawford County, Pennsylvania, upon defendant Martha L. Dillinger at her place of residence at 310 Park Avenue, Oil City, PA 16301 By making known the contents thereof to Shirley L. Simons (mother and adult in charge) and and handing to and leaving with her the certified copy of the Writ of Revival received from Howard N. Stewart, Sheriff Crawford County.
So answers,

Mark D. London, Deputy Sheriff
Gene Price, Sheriff

SERVED AND MADE KNOWN TO Marilyn B. Dillinger personally the within named defendant by handing a true copy of the within Writ of Revival to her on November 18, 1987 at 10:38 AM at her residence, 528 Spruce Street, Titusville, Crawford County, PA.
SERVED Larry L. Dillinger within named defendant on November 18, 1987 at 10:40 A, by handing a true copy of the within Writ of Revival to Marilyn Dillinger, adult member of the family with whom he resides, namely his wife at their residence, 528 Spruce sT., Titusville, Crawford County, PA.
SERVED Robert L. Dillinger, within named defendant on November 18, 1987 at 10:39 AM by handing a true copy of the within Writ of Revival to Marilyn Dillinger, adult member of the family with whomhe resides, namely his mother at their residence, 528 Spruce Street, Titusville, Crawford County,PA.
SERVED Martha L.Dillinger by deputizing the Sheriff of Venango County, PA., as per his affidavit of service attached. Served: November 24, 1987.
So answers,

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

april 9, 1991 This Lien satisfied.
(see papers filed)

William J. Gregg

924.

Ferguson, Spataro
& O'Shea
John F. Spataro

WILLIAM M. SAULNIER

vs.

RUSSELL S. FOBES, TRADING
AND DOING BUSINESS AS
FOBES TRAILER SALES

Filed Oct. 27, 1987
@ 11:27 A.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 30.20
pro Co Pd. 3/10/88 15,00 ✓
Pro Co pd 7/20/88 9.00 ✓

COMPLAINT

2 copies (sheriff)

Dec. 2, 1987 Sheriff's Return filed. SERVED Fobes Trailer Sales within named defendant on NOvember 13, 1987 at 2:24 PM by handing a copy of the within Complaint to Russell S. Fobes, owner, at R.D.#1, Box 106A, Springboro, Crawford County, PA
SERVED AND MADE KNOWN TO Russell S. Fobes personally the within named defendant by handing a true copy of the within Complaint to him, on Vovember 13, 1987 at 2:25 PM at R.D. #1, Route 98, Box 106 A, springboro, Crawford County, PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sher;iff

Dec. 9, 1987, Answer to Complaint - New Matter - and Counterclaim filed.

Jan 15, 1988 Answer to New Matter filed.

Mar. 9, 1988, Upon praecipe of plaintiff attorney, the reference to the arbitrators, the following Arbitrators are appointed: John Fuller, Chairman
William Walker
David W. Pickens

Mar. 9, 1988 Arbitrators take qualifying oath.

April 27, 1988 Motion to Consolidate Similar Actions and Establish Nonjury Trial Date and Order filed. Order: AND NOW, this 27th day of April, 1988, upon consideration of the within Motion, it is hereby ordered as follows:
1. The action filed at A.D. 1987 - 924 is consolidated with the action filed at Eq. 1988-3 for purposes of trial
2. A nonjury trial date is hereby set for the 9th day of June, 1988 at 1:30 p.m. at the Crawford County Courthouse, Meadville, Pennsylvania , in Courtroom 1 or 2
BY THE COURT,
Robert L. Walker, J.

April 29, 1988 copies of order given to William J. Gregg and John F. Spataro, esqs.

June 17, 1988, MEMORANDUM AND VERDICT filed. And now, June 14, 1988, we find in favor of Fobes on the counter-claim at 1987 - 924 and award him total damages in the amount of $1,870.00 Fobes' claim for interest and attorney's fees is denied.
Having found Saulnier responsible for a breach of contract in failing to accept the Cadet trailer, we deny his claim for rental of a substitute trailer from Pierce in the amount of $50.00 per day.
We deem our verdict at 1987 - 924 as being dispositive of the specific performance action at EQ. 1988 - 3.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
June 17, 1988, copies to counsel of record.
(see Exhibits and order original at EQ. 1988 - 3)

July 19, 1988, Notice of Taking Deposition in Aid of Execution filed.

And Now, July 20, 1988 at 11:26 a.m. upon praecipe of Attorney for Russell S. Fobes, d/b/a Fobes Trailer Sales judgment is hereby entered in favor of Russell S. Fobes, d/b/a Fobes Trailer Sales and against william M. Saulnier in the amount of ONe Thousand Eight Hundred Seventy and No/100 in accordance withthe verdict.
S-171
judgment entered 7/20/88

Debt $1,870.00
Judgment
James F. Simmons
Prothonotary

EX 1988 - 65

June 23, 1989 This Judgment Satisfied
(All papers filed.)

Bruce A. Barrett

925.

VANESSA LYNN WILLOUGHBY

vs.

DAVID JAMES WILLOUGHBY

Filed Oct. 27, 1987
@ 11:53 A.M.

Tax & entry paid $40.50

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Nov. 4, 1987 Affidavit of Service filed: BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.

2. That a true and correct copy of the Complaint under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant.

3. The registered mail was sent to David J. Willoughby at R.D. #6, Meadville, Crawford County, Pennsylvania 16335 on October 28, 1987. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on October 30, 1987. Said receipt card number P 547 807 174 is attached hereto and signed by David J. Willoughby.

Bruce A. Barrett.
Attorney for Plaintiff

July 7, 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 11-4-87 . 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,
Anthony J. Vardaro, J

Date: July 3, 1997

July 7, 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)

1987

Watts, Pepicelli,
Youngs and Youngs PC
Theodore H. Watts

926.

Gordon R. Miller

WALTER GALLAGHER, JR.

vs.

ROBERT F. SHELBY

Filed Oct. 27, 1987
At 3:47 P.M.

Tax & entry paid $40.50
Sheriff's Costs 26.25
Pro Co pd 9/7/88 5.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

(Jury Trial Demanded)

Dec. 2, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO Robert F. Shelby personally the within named defendant by handing a true copy of the within Complaint tohim on november 13, 1987 at 3:38 pm at his place of residence, R.D.#3, Box 307, Conneautville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. stewart, Sheriff

Dec. 10, 1987 Appearance of Gordon R. Miller, Esq. for Defendant filed.

Dec 14, 1987, Answer, New Matter, and Counterclaim filed.

Feb. 29, 1988 Response to Defendant's New Matter and Counter-Claim filed.

May 24, 1988 Depositions of Walter GAllagher, Jr. and Robert F. Shelby filed.

Sept. 6, 1988 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1987

Altomare & Barnhart
Joseph E. Altomare

927.

Joseph E. Altomare
Altomare and Barnhart

JAMES A. BERNET

vs.

JOSEPH E. ALTOMARE AND ERICA ALTOMARE, HUSBAND AND WIFE, THEIR RESPECTIVE HEIRS, DEVISEES, ADMINISTRATORS, EXECUTORS, TRUSTEES, SUCCESSORS AND ASSIGNS; AND ALL UNKNOWN SUCCESSORS AND ASSIGNS OF BP OIL INC.

Filed Oct. 28, 1987
@ 9:31 a.m.

Tax & entry Paid $40.50 ✓

COMPLAINT - QUIET TITLE

Oct. 28, 1987, Affidavit of plaintiff filed.

Oct. 28, 1987, Motion for Leave to Serve by Publication filed.

Oct. 28, 1987, ORDER filed. AND NOW, to wit, this 28 day of Oct., 1987 upon Motion of Plaintiff, pursuant to Rule 430(b)(1) to effect service upon the above captioned unknown defendants by publication, it appearing, upon affidavit filed, that the existence, identity and whereabouts of each of the same following investigation are as a practical matter unascertainable, and it further appearing that said defendants are necessary parties in connection with the claim of plaintiff, IT IS HEREBY ORDERED that plaintiff be permitted to serve all said unknown defendants by publication one (1) time ea ch in the Crawford County Law Journal and the Titusville Herald.

BY THE COURT,
P. Richard Thomas, J.

Oct. 28, 1987 copy of order to J. Altomare, Esq.

Nov. 24, 1987, Acceptance of Service filed. The undersigned, hereby acknowledging receipt of a true and correct copy of the above captioned Complaint in Quiet Title do hereby accept service of same this 28th day of Oct. 1987. Joseph E. Altomare.
Erica Altomare

Nov. 25, 1987, Motion for Judgment, Affidavit of Service by Publication, and Proof of Publication filed.

Nov. 25, 1987, ORDER filed. AND NOW, To-wit, this 24 day of Nov. 1987, upon Motion of Plaintiff in the above captioned action, IT IS ORDERED AND DECREED that all of the above defendants both named and unknown, be and hereby are forever barred from asserting any right or interest in the land described in the captioned complaint inconsistent with the interest or claims of the plaintiff set forth in the said complaint unless defendants take such action within thirty (30) days from the date of this order. If such action is not taken within said thirty (30) days period, the Prothonotary, upon praecipe from plaintiff, shall enter final judgment.

BY THE COURT,
P. Richard Thomas, J.

Nov. 25, 1987, copies of order to Atty: Altomare.

AND NOW, Dec 29, 1987 @ 8:38 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.

A-91, 51; B-186

FINAL JUDGMENT
James F. Simmons
Prothonotary

12-29-87 Judgment entered.

Doherty & Robb PC
James R. Hankle

928.

SHAFER, SWICK, BAILEY, IRWIN AND STACK
ROBERT S. BAILEY
For Defendant Earls

WEBER HARRIS FORD, INC.

vs.

DORA MAE MOSS AND
ETTA K. EARLS

Filed Oct. 28, 1987
at 11:09 a.m.

Tax & entry Paid	$40.50
Sheriff's Ocsts	23.00
Sheriff's Costs	36.26
Pro Co Pd 3-14-88	9.00
Pro Co pd 4/3/89	6.00

COMPLAINT

2 copies (sheriff)

Nov. 24, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Dora Moss personally the within named defendant by handing a true copy of the within complaint to her on November 4, 1987 at 3:34 pm at her residence, 224 walker Drive, Meadville, Crawfor County, PA.
Not Found as to the within named defendant Etta K. Earls. She has moved to Sharon, PA., No further address known.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 7, 1987 Complaint reinstated filed.

Jan 7, 1988, Sheriff's Return filed: Before me, the undersigned authority personally appeared Albert Rock, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 21st day of December, 1987, at 12:08 P.M., he served Complaint filed at AD 1987-928, Crawford County, Pennsylvania, upon defendant Etta K. Earls at 1203 Dakota Street, Farrell, Pennsylvania 16121, by making known the contents thereof to Etta K. Earls, personally, and handing to and leaving with her the certified copy of the complaint received from Sheriff of Crawford County.
Albert Rock, Deputy Sheriff
Donald A. Marenchin, Sheriff

SERVED Etta K. Earls, within named defendant, by deputizing the Sheriff of Mercer County, Pa as per his affidavit of Service hereto attached. Served: Dec 21, 1987.
So answers, Howard N. Stewart, Sheriff

AND NOW, March 14, 1988 @ 12:36 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, **DORA MAE MOSS**, only for failure to enter to file an answer and the same is liquidated in the amount of **Six Thousand Nine Hundred Nine and 55/100 Dollars.**
M-46 Debt.....$6,909.55
JUDGMENT
Judgment filed Mar 14, 1988 **James F. Simmons**
Prothonotary
Mar 17, 1988 Notice of Judgment mailed Defendant, Dora Mae Moss.

Apr 11, 1988 Appearance of Shafer, Swick, Bailey, Irwin and Stack by Robert S. Bailey for Defendant Earls filed.

April 26, 1988 Notice to Plead andAnswer and New Matter of Defendant, Etta K. Earls filed.

May 2, 1988, Answer to New Matter filed.

May 2, 1988, Notice of Service of Interrogatories filed.

June 16, 1988 Defendant Etta K. Earls' Answers to Plaintiff's Interrogatories filed.

Mar. 31, 1989, Upon praecipe of plaintiff attorney, the above captioned case is discontinued against the defendant ETTA K. EARLS, ONLY without prejudice, of record.

1987

Jorden & White
Harry Faber White II

929.

Christopher Youngs

CARMINE C. BAIERA

vs.

JOAN G. BAIERA

Filed Oct. 28, 1987
@ 3:15 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 12/11/87 9.00 ✓
Pro Co pd 12/23/87 15.00 ✓

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Oct. 28, 1987, Affidavit Under Section 201(d) of the Divorce Code filed.

Nov. 13, 1987 Affidavit Of Service filed. HARRY FABER WHITE, II, ESQ., attorney for Plaintiff, Carmine C. Baiera inthe above-captioned amtter, being duly sworn according to law deposes and says that he served the Notice to Plead, and Complaint under Section 201 (d) of the Divorce Code upon the defendant, Joan G. Baiera, by certified mail, return receipt requested, on November 4, 1986, at the Defendant's address, 54 Cervone Drive, Meadville, Pennsylvania 16335. The defendant's acceptance of the same is attached hereto.
Harry FAber White, II

Dec 11, 1987, Upon praecipe of plaintiff attorney, To Transmit the Record, this case moved to court.

Dec. 22, 1987 Petition For Additional Remedies filed. (Equitable Distribution)

Dec. 22, 1987 ORDER filed. This 201(d) divorce aCTION WAS PRAECIPED TO the court for the granting of a final divorce decree on Dec. 11, 1987. As the court was about togrant what appeared to be an uncontested diovrce, an equitable idstribution claim was filed by the defendant wife on Dec. 22, 1987 far beyond the 20 day period allowed for filing responsive pleadings.
Even though the responsive pleadings were not timely filed by the wife, we are reluctant to grant the divorce on the present state of the record. Accordingly, we return the divorce file to the Prothonotary's Office to await such further procedural action as either counsel may wish to take.
Dated: Dec. 24, 1987

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

Dec. 31, 1987, copies of order to Attsy. Jorden and White, and C. Youngs.

Dec. 31, 1987 Motion To Withdraw Economic Counts filed.

Dec. 31, 1987 Praecipe To Transmit Record, Of Christopher YOungs, this case moved to court.

Jan .4, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 31, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

C A R M I N E C . B A I E R A and J O A N G . B A I E R A

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 marriageare hereby terminated.

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

1987

Brian Lindsay
Legal Aid

930.

JOETTA L. MARBURGER

vs.

CARL MARBURGER

Filed Oct. 28, 1987
@ 3:47 P.M.

Tax & entry Paid	$40.50
1 count paid	15.00
Pro.Co.Pd 2-24-88	9.00
Pro Pd 3-17-88	5.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Nov 19, 1987 Affidavit of Service filed: I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for JoEtta L. Marburger, and that as such I am authorized to execute this Affidavit; that I did, on the 30th day of October, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Carl Marburger, a true and correct copy of the Complaint in Divorce with a Count for Custody at his last known address of c/o Norman Andrews, R.D.2, Box 2129, Hadley, Pennsylvania 16130 as evidenced by the attached sender's receipt No. P 276 200 184 and that on the 9th day of November, 1987, I did receive the duly executed return receipt dated the 7th day of November, 1987.

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 11-12-87

Brian Lindsay
Attorney for Plaintiff

Dec. 21, 1987 Consent Custody Agreement and Order of Court filed: AND NOW, this 21st day of December, 1987, upon consideration of the foregoing provisions and upon the Agreement of the parties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order of this Court.

BY THE COURT,
Robert L. Walker, J.

Dec. 22, 1987 Copies of order to Brian Lindsay, Esq.

Feb. 19, 1988 Affidavit Of Consent of Plaintiff filed.

Feb. 24, 1988 Affidavit of Consent of Defendant filed.

Feb. 24, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar. 16, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 14, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

J O E T T A L . M A R B U R G E R and C A R L M A R B U R G 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, J

Mar 17, 1988 Notice of Election to Retake Maiden Name filed. To be known as Joetta L. Hauck.

1987

MacDonald, Illig,
Forssell & Kirvan
Kemp C. Scales

931.

PENNBANK

vs.

REID D. WILLIS AND VIRGINIA
B. WILLIS, HIS WIFE

Filed Oct. 29, 1987
@ 10:34 A.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 28.30 ✓
Pro Co Pd 11/24/87 9.00 ✓
Sat Pd 12-27-89 - $5.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

1 copy (atty)
1 copy (sheriff)

Nov. 13, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Reid D. willis personally the within named defendan tby handing a true copy of the within Complaint to him on October 30, 1987 at 2:20 p.m. at his place of residence, 121 Newland Avenue, Titusville Crawford County, Pennsylvania.
So answers, E. ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Nov. 24, 1987 at 11:18 A.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor ofthe plaintiff and agaisnt the defendants for want of an answer, damages assessed in the amount of Eighty Three Thousand, Four Hundred Sixty and 49/100 Dollars, with int. from 10/23/87 thru 11/20/87 in the amounto fThree Thousand Nine Hundred Sixty Nine and 20/100 Dollars plus atty's fees and costs of suit.
Judgment entered - 11/24/87
W - 141, 161 Debt - - $87,429.69
JUDGMENT
James F. Simmons,
Prothonotary

Dec. 27, 1989 This Judgment Satisfied.
(See Papers filed)

1987

Rosen, Rosen & Bloom
F. Walter Bloom, III
~~Bruce E. Smith~~

932.

Altomare & Barnhart
Joseph C. Barnhart

MEDORA S. EMICK

vs.

JOHN P. EMICK

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

1 copy (atty)

Filed Oct. 29, 1987
@ 12:45 P.M.

Tax & entry Paid	$40.50
2 counts paid	30.00
State paid	10.00
Pro Co. pd 1/22/92	9.00
Pro Pd 11/25/92-	**5.00**

Nov. 4, 1987, Appearance of Joseph C. Barnhart, attorney for defendant, filed. - and, Acceptance of Service of the Complaint in Divorce in the above matter by Joseph C.Barnhart, attorney for defendant filed. Accepted on Oct. 29, 1987.

Jan. 21, 1992 Appearance of F. Walter Bloom, III, attorneyfor Plaintiff filed.

Jan. 21, 1992 Affidavit of Consent of plaintiff filed.

Jan. 21, 1992 Affidavit of Consent of defendant filed.

Jan. 21, 1992 Upon Praecipe of Plaintiff attorney for Review under §3301(c) of Divorce Code, this case moved to Court.

Jan. 24, 1992 ORDER AND DECREE FILED.

AND NOW, this 22nd day of January, 1992, after review of the above captioned case, and upon consideration of the pleadings and other documents filed therein, it is ORDERED, ADJUDGED AND DECREED that:

1. The Plaintiff, Medora S. Emick, and the defendant, John P. Emick, are hereby divorced from the bonds of matimony because their marriage is irretrievably broken.
2. The parties have heretofore submitted to the Court herewith their MARITAL AGREEMENT voluntarily entered into under date of , 1991.
3. The said MARITAL 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 MARITAL AGREEMENT and notwithstanding the approval, adoption, confirmation and incorporation of the same by and in this Decree, the said MARITAL AGREEMENT shall not be merged herein, but shall survive and be binding upon the parties.
5. The said MARITAL 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 enforcement only.
7. Each party shall pay his or her own costs.

By the Court,
Gordon R. Miller, J

Nov. 25, 1992, NOTICE OF ELECTION TO RETAKE MAIDEN NAME filed.

TO BE KNOWN AS: Medora Ann Stenberg.

1987

Gary A. Fabian

933.

HEALTH CARE SYSTEMS

vs.

RICHARD C. HOPKINS

Filed Oct. 29, 1987
at 1:20 P.M.

Tax & entry Paid $40.25 ✓
Pro Co Pd 11/29/88 15.00 ✓
Pro Co Pd 10-25-88 9.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF WILLIAM D. CHISHOLM, DISTRICT 30-2-01

Oct. 29, 1987, Proof of Service filed.

Nov. 12, 1987 Complaint filed.

Nov. 20, 1987 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 p laintiff in the above captioned matter.
3. On November 12, 1987, he deposited inthe United States mail by certified mail, returnreceipt requested, certified mail nomber P 414 747 135, as evidenced by certified mail receipt number P 414 747 135, attached hereto and made ap art hereof, a true and correct copy of an appeal from District Judtice Judgment and a true and correct copy of a complaint, addressed to Richard C. Hopkins, said complaint naming Richard C. Hopkins as the defendant in the above captioned matter.
4. Service was obtained upon the defendant,Richard C. Hopkins, on NOvember 17, 1987, as evidenced by return receipt for certified mail number P 414 747 135, attached hereto and made a part hereof, said receipt being signed by Richard C. Hopkins.

Further deponent sayeth not. Gary A. Fabian

Dec. 18, 1987, Answer to Complaint and Counterclaim filed. 1 copy (dft)

Dec. 30, 1987, Plaintiff's Answer with New Matter to Defendant's Counterclaim, filed.

Jan. 19, 1988 Response To New Matter filed.

June 27, 1988, Upon praecipe of plaintiff attorney for reference to the arbitrators, the following arbitrators are appointed;

Mark D. Prather, Chairman
Bruce A. Barrett
David W. Pickens

July 12, 1988 Arbitrators take the qualifying oath.

Aug. 25, 1988 Notice Pursuant To PA. R.C.P. 1305 filed.

Sept 15, 1988 Decision of Arbitrators filed in which they find in favor of plaintiff and against defendant in the reduced amount of $500.00 (Five Hundred Dollars) and costs.

Amount.....$500.00 + costs
DECISION OF ARBITRATORS
James F. Simmons
Prothonotary

Sept 15, 1988 Copy of Decision mailed to Deft. and copy given to Atty. Fabian.

Sept. 16, 1988 Notice of ARbitrators Hearing filed.

AND NOW, October 21, 1988 @ 3:33 P.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 thereon.

H-143

Debt.....$500.00 & costs
JUDGMENT
James F. Simmons
Prothonotary

Oct 25, 1988 Notice of Judgment mailed defendant.

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

934.

William L. Walker

SYLVIA A. RHOADES

vs.

MARK A. RHOADES

Filed Oct. 29, 1987
@ 2:40 P.M.

Tax & entry Paid $40.50 ✓
3 counts paid 45.00 ✓
Pro Co Pd 2-24-88 9.00 ✓

COMPLAINT UNDER SECTION 201(c), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CHILD SUPPORT, CUSTODY

1 copy (atty)

Dec. 22, 1987 Acknowledgment Of Service filed. I, MARK A. RHOADES, being duly sworn according to law, depose and say that on this 3 day of November, 1987, I was personally served by James R. Irwin, Esquire, a Certified Copy of the divorce complaint filed at the above stated term and number, that I accepted said service of complaint in my attorney's office, William L. Walker, Esquire.

Mark A. Rhoades

Feb. 5, 1988, Affidavit of Consent of Plaintiff filed.

Feb 18, 1988 Separation and Property Settlement Agreement filed.

Feb 18, 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. 9, 1988 **D E C R E E F I L E D .**

1. **D i v o r c e :** 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 dte 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 accordance with a Separation and Property Settlement Agreement dated December, 9 1987, executed by the parties and filed inthe 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 jointly owned real estate in RD #1 Box 112C, Hartstown, Crawford County, Pennsylvania being the same land conveyed unto the Plaintiff and Defendant by a General Warranty Deed, duly filed inthe Recorder's Office of Crawford County, Pennsylvania.

Futher, the aforesaid Agreement, in part, provides that Defendant shall be the sole owner of the real estate situate in Sadsbury Township, Crawford County Pennsylvania and the business real estate located in Summit Township, Crawford County, Pennsylvania.

Section 14 of the Agreement dated December 9th, 1987, specifically sets forth the above real estate transfers.

Further, the division of marital owned personal property shall bemade in accordance with Sections 11, 12 ,and 13, of the Separation and Property Settlement Agreement dated december 9th, 1987, as aforesaid

3. **Child Support:** This Decree provides that the Husband shall pay to the Wife the for support, maintenance and education of their minor child, Justin Matthew Rhoades, the sumof $40.00 per week. Husband agrees to abide by the other provisions relating to said child as contained in the aforesaid separation and Property Settlement Agreement.

4. **Child Visitation:** This Decree provides that custody of the minor children shall be shared legally between the aprties with primary physical custody of the minor child, Justin Matthew Rhoades, with the mother and primary physical custody of the minor child, Stephanie Ann Rhoades, with father. The parties shall have liberal visitation subject to the visitation schedule agreed to by the parties, as a minimum, the parties shall have visitation on alternate weekends.

5. a Copy of the Separation and Property Settlement Agreement ofthe parties dated December 9th, 1987, 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 8th day of March, 1988.

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

1987

935.

William J. Gregg

LARRY CALVIN

vs.

PARKER REAL ESTATE SERVICE
& TIMOTHY J. & BIC LE FARLEY

APPEAL OF DEFENDANTS FROM JUDGMENT OF HUBERT E. VOGAN
MAGISTERIAL DISTRICT 30-3-02

Oct. 29, 1987, Rule Entered Upon Plaintiff to File Complaint Issued.

Nov. 2, 1987 Proof Of Service filed.

Nov. 23, 1987, And Now, at 2:58 P.M. a Judgment of Non Pros is hereby entered against the appellee for failure to file Complaint after being ruledsso to do.
Judgment entered 11/23/87
C - 101

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

Filed and issued
Oct. 29, 1987 @ 3:49 P.M.

Tax & entry Paid $40.25 ✓
Pro Co Pd 11/23/87 - 9.00 ✓

Jorden & White
William T. Jorden

936.

Emil Spadafore
for James Hafer

~~George~~ Gregory B. Fraser
for Warren Steel

Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway
Louis B. Loughren
for dfts. EIMCO Process Equip. Co.,div. of Envirotech Corp. d/b/a Warren Steel

EDWARD A. BECK, III

vs.

JAMES HAFER TRUCKING, C.R.A LEASING, INC. AND WARREN STEEL

Filed Oct. 29, 1987 - issued at 4:20 P.M.

Tax & entry Paid $40.50 ✓

Sheriff's Costs 61.95

Pro for Co pd12-1-89 6.00 ✓

SUMMONS - CIVIL ACTION

Issued (sheriff)

Dec. 2, 1987 Writ Reissued.

Jan 5, 1988, Writ Returned: Before me, the undersigned authority, personally appeared William Schmader, Deputy Sheriff to D.E. Allen, Jr., Sheriff of the County of Warren, Commonwealth of Pennsylvania, sho, being duly sworn according to law, deposes and says that on the 5th day of November, 1987 A.D. at 9:30 A.M., he served the captioned complaint upon Warren Steel at the place of business, Broadhead Street, Warren, Warren County, Pennsylvania, by handing to and leaving with Tom Harmicar, Owner of Warren Steel, a certified copy with notice to plead endorsed thereon, and by making known unto him the meaning of the contents therein.

William S. Schmader, Deputy Sheriff
D. E. Allen Jr. Sheriff

SERVED James Hafer Trucking, within named defendant, on November 9, 1987 at 11:54 A.M. by handing a true copy of the within Summons to James Hafer, owner and person in charge at their place of business, Route 285, Geneva, Crawford County, Pa.

SERVED CRA Leasing, within named defendant, on November 9, 1987 at 11:55 A.M., by handing a true copy of the within Summons to James Hafer, person in charge at their place of business, Route 285, Geneva, Crawford County, Pa.

SERVED Warren Steel within named defendant by deputizing the sheriff of Warren County as per his affidavit of service hereto attached. Served: Nov. 5, 1987.

So answers,

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

May 17, 1988, Complaint filed. 2 copies (atty)

May 18, 1988 Notice of Service of Requests for Production of Documents to Defendant, Warren Steel, Inc. (First Set) filed.

My 18, 1988 Notice of Service of Interrogatories and Requests for Production of Documents to Defendant, James Hafer Trucking, Inc. (First Set) filed.

May 19, 1988 Affidavit of Service filed. Before me, a Notary Public, for above Co. and State, personally appeared Wm. T. Jorden, Esq., who deposes and says that on May 18, 1988, a certified copy of the Complaint as filed in the above captioned matter was mailed by regular mail, postage prepaid, as evidenced the U.S. Postal Service Certificate of Mailing, attached hereto and marked Exhibit "A", addressed to James Hafer Trucking, Inc. Along with said certified copy of the Complaint, interrogatories and requests for production were also served upon defendant, James Hafer Trucking, Inc.

William T. Jorden,Esq.

May 19, 1988 Before me, a Notary Public, for above Co. and State, personally appeared Wm. T. Jorden, Esq., who deposes and says that on May 18, 1988, a certified copy of the Complaint as filed in the above captioned matter was mailed by regular mail, postage prepaid, as evidenced the U.S. Postal Service Certificate of Mailing, attached hereto and marked Exhibit "A" addressed to Warren Steel, Inc. Along with said certified copy of the Complaint, requests for production were also served upon defendant, Warren Steel, Inc.

William T. Jorden,Esq.

June 27, 1988 Preliminary Objections of Defendant Warren Steel Corporation filed.

June 27, 1988 Upon Praecipe of Plaintiff's Attorney this case is place on the Argument List.

ON JULY 1988 ARGUMENT LIST

July 7, 1988 Verification filed.

July 7, 1988 Certificate Of Service filed.

July 8, 1988 Preliminary Objections filed.

Aug. 11, 1988 Memorandum and Order filed: AND NOW, August 11, 1988, the preliminary objections of Warren Steel, Inc., sub nom Warren Steel Corporation, are overruled without prejudice to the right of the defendant to raise issues as to the identity of the proper defendant in future pleadings. The defendant, Warren Steel, Inc., shall file a further responsive pleading within 20 days of this date.

BY THE COURT,
Robert L. Walker, J.

Aug. 11, 1988 Copies of order to William Jorden, Emil Spadafore, Gregory Fraser, Esqs.

Sept. 1, 1988, Answer and New Matter on behalf of defendant Warren Steel Corp. filed. 1 copy (atty)

Sept. 6, 1988 Certificate of Service of Answer and New Matter filed.

Oct. 17, 1988 Plaintiff's Answer To New Matter and Counterclaim filed.

Continued on page 386 A

1987

Beck vs. Hafer Trucking A.D. 1987 - 936 CIVIL

Jan. 20, 1989 Motion For Leave To Amend The Compalint To Change The Name Of a Party and Order filed. AND NOW, this 20 day of Jan., 1989 the defendants are ruled to show cause, if any there may be, as to why leave should not be granted to the plaintiff to amend his complaint to change the name of the defendant from "Warren Steel, Inc." to "Eimco Provess equipment Company, a Division of Envirotech Corporation, d/b/a Warren Steel, and Warren Steel Corporation". Further, the defendants are ruled to show cause, if any there may be, as to why leave should not be granted to the plaintiff to amend his complaint to change the name of the defendant from "James Hafer Trucking, Inc: to"James Hafer, individually d/b/a, James Hafer Trucking". Counsel put on argument list.

P. Richard Thomas, J

Jan. 23, 1989 Copies of order to William Jorden, Emil Spadafore and George Fraser

Feb. 15, 1989, Appearance of Zimmer, kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway, by Louis B. Loughren, attorneys for defendants, EIMCO Process Equipment Company, a Div. of Envirotech Corpiration, d/b/a WaRREN Steel, filed
(Jury Trial Demanded)

Mar. 13, 1989 Answer To Plaintiff's Motion For Leave To Amend The Complaint To Change The Name of A Party, New Matter, and Response To Rule To Show Cause Why Leave Should Not Be Granted To The Plaintiff To Amend His Complaint To Name Eimco Process Equipment Company, a division of Envirotech Corporation, d/b/a Warren Steel and WarrenSteel Corporation filed.

Mar. 27, 1989, answer to Plaintiff's Motion for Leave to Amend the Complaint (on behalf of dft. Warren steel Corp.) filed.

Mar. 27, 1989, Reply to Envirotech corporation's New Matter (on behalf of Warren Steel Corp) filed.

Mar. 27, 1989, Certificate of service of Above Answer and Reply filed.

Oct. 19, 1989, Answer to Plaintiff's Motion for Leave to Amend the Complaint to Change the Name of a Party, filed.

Nov. 6, 1989 Upon praecipe of Louis B. Loughren the above captioned case is placed on the next available argument list.

ON DECEMBER 1989 ARGUMENT LIST

Nov. 30, 1989 Praecipe of Plaintiffs' Attorney the above captioned case is marked settled and Discontinued of record.

386
B

1987

1987

Bukac and Toomey
Terry Toomey

937.

Bruce L. Smith

VALERIE KATZ JOHNSON.

vs.

ROGER E. JOHNSON

Filed Oct. 30, 1987
@ 10:56 A.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 3-16-88 #900 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 12, 1987 Acceptance Of Service filed. I, Bruce L. Smith, Esquire, Attorney for the Defendant, have accepted service of the Plaintiff's Complaint in Divorce this 11th day of November, 1987 and hereby certify that I amu authorized to do so by the Defendant I also enter my appearance for the defendant.

Bruce L. Smith

March 4, 1988 Affidavit of Consent of Plaintiff filed.

March 14, 1988 Affidavit of Consent filed.

March 14, 1988 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Apr. 6, 1988 **DECREE IN DIVORCE FILED.**

AND NOW, this 5 day of April, 1988, it is hereby ORDERED, ADJUDGED and DECREED that the marriage heretofore existing between Valerie Katz Johnson and Roger E. Johnson is hereby dissolved and the parties are hereby divorced and all legal duties, rights, and claims of either of the parties to the other in pursuant of said marriage are hereby terminated.

BY ORDER OF COURT,
P. Richard Thomas, J

Freeland & Kronz
Wendell G. Freeland

938.

Jackson, Lewis,
Schnitzler & Krupman
Diane K. Rembleski
and
Watts, Pepicelli,
Youngs & Youngs PC
Alan Pepicelli

JOHN MACKEN

vs.

LORD CORPORATION

Filed Oct. 30, 1987
@ 12:35 P.M.

Tax & entry Paid	$40.50
Sheriff's Costs	18.46
Appeal pd. 5/16/90	30.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Nov. 23 1987 Sheriff's Return filed. SERVED Lord Corporation within named defendant on NOvember 4, 1987 at 11:50 am, by handing a true copy of the within Complaint to Clarence McKinley, person in charge at the time, at their place of business, South Street, Saegertown, Crawford County, Pennsylvania.
So answers, Edgar D. HOuseholder, Deputy Sheriff
Howard N. STewart, Sheriff

Apr. 4, 1988, Answer, New Matter and Counterclaim filed.

Apr. 4, 1988, Notice to Plead filed.

Apr. 4, 1988, Affidavit of Service filed.

April 18, 1988 Defendant's First Request for the Production of Documents filed.

April 18, 1988 Notice of Service of Request for Production of Documents filed.

April 18, 1988 Notice of Service of Interrogatories filed.

April 26, 1988 Motion to Permit Appearance and Order Granting Motion of Defendant to Permit Appearance filed. Order: Came on this day for consideration by this Court the Motion of Alan L. Pepicelli, Esq., to grant permission for Jackson, Lewis, Schnitzler & Krupman, Diane K. Rembleske, a member of that firm and Elise B. Silverman an associate of that firm, of New York, New York, to practive pro hac vice, as co-counsel for Lord Corporation and its subsidiaries and further permitting them to appear and participate in the above- captioned matter for all purposes. After due consideration of such Motion, this Court is of the opinion that such Motion should be granted.
THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Jackson, Lewis, Schnitzler & Krupman, Diane K. Rembleske and Elise B. Silverman may practice pro hac vicefor the purpose of representing Lord Corporation and its subsidiaries in this action.
Entered this 25 day of April, 1988.
P.Richard Thomas, P.J.

April 28, 1988 copies of order to Wendell G. Freeland, Diane K. Rembleski and Alan Pepicelli, esqs.

May 5, 1988 Answer To New Matter and Counterclaim filed.

May 19, 1988 Notice Of Service Of INterrogatories filed.

May 19, 1988 Plaintiff's First Request For Production Of Documents filed.

May 19, 1988 Response To Defendant's First request For Production Of Documents filed.

May 19, 1988 Plaintiff's Answer To defendant's First Set Of Interrogatories filed.

Aug. 9, 1988, Defendant's Objections and Answers to Plaintiff's First Set of Interrogatories filed.

Aug. 9, 1988, Defendant's Objections and Responses to Plaintiff's First Request for Production of Documents filed. (very large-1") 2 of

Oct. 28, 1988 Notice To Take Deposition Upon Oral Examination of John Macken filed.

June 30, 1989 Certificate of Readiness filed.

July 27, 1989, Notice to Take Deposition Upon Oral Examination of Dr. Mark R. Foster PH.D MD, filed.

missing → Aug. 17, 1989 Plaintiff's Second Request for Production of Documents filed.

Aug. 18, 1989 Defendant's Response to Plaintiff's Certificate of Readiness filed.

Aug. 18, 1989 Affidavid of Service of Defendant's Response to Plaintiff's Certificate of Readiness upon Plaintiff's counseel Wendell Freeland of Freeland and Kronz filed.

On October 1989 Trial List

Sept. 15, 1989,
Stipulation, Motion for Continuance and Order filed: AND NOW, this 15th day of September, 1989, upon consideration of the within Motion and attached Stipulation, the within case is continued until the February, 1990 Term of Court.
BY THE COURT,
Robert L. Walker, J.

Sept 15, 1989 Copies of order mailed to Attys. Freeland and Rembleski and copy put in Atty. Pepicelli's box.

Sept. 20, 1989, Deposition of Rosalind Macken filed.

Sept. 20, 1989, Deposition of Mark R. Foster, M. D. filed.

(4 depositions filed in lg. drawer file under MC)

CONTINUED ON PAGE
388 a.

1987

Continuation of AD 1987 - 938 from pg. 388 (John Macken vs. Lord Corporation)

Sept. 20, 1989 Deposition of JOhn Macken filed.

Sept. 20, 1989, Continued Deposition of JOhn Macken filed.

✓ Sept. 20, 1989, ... Affidavit of Diane K. Rembleske in Support of Defendants Motion for Summary Judgment filed.

✓ Sept. 20, 1989, Defendant's Statement of Material facts Not in Dispute filed.

✓ Sept. 20, 1989, Upon praecipe of attorneys for defendants, this case placed on next argument list.

ON ARGUMENT LIST FOR OCTOBER 1989

✓ Sept. 21, 1989, Defendant's Motion for Summary Judgment filed.

✓ Sept. 21, 1989, Certificate of Service of Defendant's Motion for Summary Judgment, Defendants Statement of Material Facts Not in Dispute, Defendant's Proposed Order granting Summary Judgment, Affidavit of Diane D. Rembleski in Support of Defendant's Motion for Summary Judgment, Memorandum of Law in Support of Defendant's Motion for Summary Judgment, Praecipe for Argument List and Certificate of Service filed.

✓ Oct. 2, 1989 Defenant's Objections and Responses To Plaintiff's Second Request For Production of Documents filed.

✓ Oct. 9, 1989 Motion To Specially Set Argument On Defendant's Motion For Summary Judgment and Order filed. AND NOW, this 9th day of October, 1989, upon consideration of the within Motion, argument on Defendant's Motion for Summary Judgment is hereby scheduled for the 6th day of Nov., 1989, at 1:30 o'clock p.m. in Courtroom No. 1 or 2.

BY THE COURT,
Robert L. Walker, j

Oct. 10, 1989 Copies of order mailed to Wendell Freeland and Diane K. Rembleski and a copy put in Alan Pepicelli's box.

On February 1990 Trial List

✓ Jan. 26, 1990, RE: DEFENDANT'S MOTION FOR SUMMARY JUDGMENT - MEMORANDUM AND ORDER filed.

ORDER: AND NOW, this 25 day of Jan. 1990,

1. Deny Defendant's Motion for Summary Judgment as to Count 1 of Plaintiff's Complaint.
2. Grant Defendant's Motion for Summary Judgment as to Count 2 of Plaintiff's Complaint and find for defendant as a matter of law.
3. Deny Defendant's Motion for Summary Judgment as to Count 3 of Plaintiff's complaint.
4. Grant Defendant's Motion for Summary Judgment as to Count 4 fo Plaintiff's Complaint and find for defendant as a matter of law.

Accordingly, this matter will proceed to trial on Counts 1 and 3.

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

✓ Jan. 26, 1990, copy in A. Pepicellis box; copies mailed to all out of town attys.

✓ Jan. 31, 1990 Order filed. AND NOW, January 29, 1990, nonjury trial is set for March 6, 1990, at 9:30 a.m. in Courtroom No. 1 before Judge P. Richard Thomas. If either counsel objects to Judge P. Richard Thomas hearing the same in view of his pre-trial involvment, objection to his sitting on this case must be filed with the Court by February 15, 1990.

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

Feb. 2, 1990 Copies of order mailed to Wendell Freeland and Diane Rembleski and copy put in Alan Pepicelli's box.

✓ Feb. 20, 1990, Notice of Vedeotaped Depositions, filed.

✓ Feb. 28, 1990, Defendant's first Supplemental Objections and Responses to Plaintiffs' Request for Production of Documents, filed.

✓ Mar. 9, 1990 Order filed. AND NOW, March 6, 1990, at the close of the Plaintiff's case, we rule as follows on the Defendant's motion for compulsory nonsuit:

1. The compulsory nonsuit addressing the intentional infliction of emotional distress is granted, with the Court noting that the Plaintiff has withdrawn this separate allegation of intentional infliction of emotional distress, with said withdrawal of the claim coming before the Plaintiff rested his case.
2. On the issue of wrongful discharge allegedly in retaliation for the filing of a Workmen's Compensation claim or for any other reason, we grant the nonsuit on this count.

The Defendant contends that 77 P.S. in the case of Leaseway Systems, 481 A.2d 796 (appeal 515 A.2d 915) stands for the proposition that Lord Corporation had no right to expect the Plaintiff to return to work in absence of an agreement modifying his compensation award. We reject this theory of the Plaintiff.

It is further argued that the Plaintiff was entitled to reasonable expectation that the modification of his Workmen's Compensation award, because of his alleged ability to perform partial employment would have to be adjudicated before he could be expected to return to partial employment. We cannot accept this postulation as it was not pled, but even had it been pled, we fail to see that the aforesaid Section 732 is controlling of the factual issue of whether there was a wrongful discharge in this case. We find the Plaintiff has failed to meet their burden of proof on this issue, and accordingly, we sustain the Defendant's motion for nonsuit and dismiss this case.

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

Mar. 12, 1990 Copies of order mailed to Wendell Freeland, Diane K. Rembleski and Elise Blom and copy of order put in Alan Pepicelli's box.

Continued on the next page.

388B

1987

John Macken

vs.

Lord Corporation

Record continued from page 388A

of record
A.D. 1987 - 938

****

✓Mar. 13, 1990 Motion For Post-Trial Relief (Motion To Remove Nonsuit) and Order filed. AND NOW, this 13 day of March, 1990, upon consideration of the foregoing motion, it is hereby ORDERED Argument set April 12, 1990, 2:30 pm. No briefs required except for citation & discussion of cases not already cited in prior briefs.

BY THE COURT:
P. Richard Thomas, J

Mar. 13, 1990 Copies of order mailed to Wendell Freeland, Diane Rembleski, Elise Bloom and copy put in Alan Pepicelli's box.

Mar. 20, 1990, Transcript of Proceedings of Non Jury Trial LODGED.

✓Mar 23, 1990 Affidavit of Diane K. Rembleske filed.

✓Mar 26, 1990 Petition for Counsel Fees Pursuant to 42 Pa. C.S. §2503 and order filed: AND NOW AND NOW, this 23 day of March, 1990, upon consideration of the within Petition for Counsel Fees Pursuant to 42 Pa. C.S. §2503, a Rule is hereby entered upon Plaintiff, John Macken, to show cause why an award of counsel fees should not be entered in favor of Defendant, Lord Corporation, in accordance with the provisions os said atatute.

Argument and/or Hearing on the within Motion is hereby set for the 12th day of April, 1990, at 2:30 o'clock P.M. in Courtroom No. 1 or 2 at the time Argument on Plaintiff's Motion for Post-Trial Relief.

BY THE COURT,
Robert L. Walker, for P.R. Thomas, P.J.

Mar. 26, 1990 Copies of order put in Atty. Pepicelli's box and copies mailed to Atty/ Rembleski, and Bloom.

✓(Apr. 3, 1990, Transcript of Proceedings of Non Jury Trial FILED. (LODGED on 3/20/90))

✓Apr. 5, 1990, Response of Plaintiff to Petition for Counsel Fees Pursuant to 42 Pa. C.S.§2503 filed.

✓May 7, 1990 Re: Plaintiff's Post-Trial Motion and Defendant's Petition for Attorney's fees, Memorandum and Order filed: And now, this 30th day of April 1990:

1. We dismiss Plaintiff's Post-trial Motion to Remove the Nonsuit.
2. We dismiss Defendant's Petition for Attorney's fees.

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

May 8, 1990 Copies of order put in Atty. Pepicelli's box and copies mailed to Attys. Freeland and Rembleske

✓May 16, 1990, Notice of Appeal of plaintiff to the Superior Court of Pennsylvania from the order entered in this matter on April 30, 1990, filed. (no transcript necessary-certificate of service attached)

✓May 29, 1990 Notice Of Appeal Docketing Superior Court Docket No. Assigned 00712PGH90 filed.

✓May 30, 1990 Exhibits filed.

May 30, 1990, videotape Desposition of Mark Robert Foster, M.D. filed.

July 3, 1990, Certified Copy of Order of Court from the Superior Court of Pennsylvania filed.:

June 14, 1990, Motion to Withdraw, filed.

ORDER OF COURT: Upon consideration of the Motion to Withdraw, and the court noting the appearance of March Shiffman, Esq., the motion is granted, and Alan Pepicelli, Esq. is granted leave to withdraw as counsel for the appellee.

Dated: June 29, 1990 PER CURIAM.

July 12, 1990 acknowledgement copy mailed to Superior Court of Pa., Pgh.

Mar. 12, 1991 Order filed. AND NOW, this 1st day of February, 1991, it is ordered as follows: Order affirmed.

BY THE COURT,
Eleanor R. Valecko

Papers on Top of Aisle A

1987

Mason and Mason
Joan D. Mason

939.

Bozic & Thomas
R. Charles Thomas

WILMALEE DEETS

vs,

SILAS MARK DEETS

Filed Oct. 30, 1987
@ 1:16 P.M.

Tax & entry Paid	$40.50 ✓
2 counts paid	30.00
1 Count paid 1/14/91	15.00
State paid 1/14/91	5.00
Pro Co. pd 7-3-91	9.00
State Pd.	10.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Dec. 11, 1987, Complaint Reinstated.

Jan. 12, 1988 Affidavit Of Service filed. I, Joan Mason, Esquire, Atttorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on December 16, 1987 mail to the above defenant, Silas Mark Deets by certified mail #P 547 808 322, return receipt requested, deliver to addressee only, a complaint in the above divorce action. said notice was received by Silas Mark Deets on January 4, 1988 as indicated by the return receipt card which was returned to the office ofthe Plaintiff's Attorney and is attached hereto. Joan D. Mason

Feb. 3, 1988 Appearance of Bozic & Thomas by R. Charles Thomas for Defendant filed.

Nov. 23, 1988, Motion for Appointment of Custody Mediator, and order filed. ORDER OF COURT: AND NOW, Nov. 23, 1988, JOHN FULLER is appointed as Custody Mediator in the above entitled case.
P. Richard Thomas, J.

Nov. 29, 1988 copies of order to Attys. J. Mason and R. C. Thomas,

Jan. 14, 1991 Petition For Additional Remedies, Attorney Fees, Court Costs and Expenses filed.
Jan. 14, 1991 Copy to Attys. Joan Mason, R. Charles Thomas.

Jan 16, 1991 Motion for Hearing and Order filed: AND NOW, January 16, 1991, Hearing set for February 20, 1991 at 2:30 p.m. in Court Room 1 or 2.
Gordon R. Miller, J.
Jan 16, 1991 Copies of order put in Attys. Mason and Thomas' box.

Jan 22, 1991 Affidavit of Consent of Defendant filed.

Jan. 28, 1991, Affidavit of Service of Petition for Additional Remedies, served on Atty. Thomas, on 1/14/91 at 3:45 p.m., filed.

Feb. 20, 1991, Affidavit of Consent of plaintiff filed.

Feb.20, 1991, Income and Expense Statement of Plaintiff filed.

Feb. 22, 1991 Order filed. AND NOW, February 20, 1991, the matter is before the Court on this divorce, wich was iriginally filed October 30, 1987, on a Petition for Attorney Fees, Court Costs and Expenses. Up to the time of the hearing, neither party had filed any income and expense statements nor an inventory and appraisal. It a ppears now that the wife has engaged Wilson Realtors, who have made an appraisal in writing. A copy of the same will be forwarded to counsel for the defendant.
It appears also that on January 17, 1991, the defendnat, through his attorney, delivered an authorization and consent form which authorizes the plaintiff and her counsel to secure any and all information regarding his pension benefits with his employer
Since the Court has no idea of the respective income and expenses of the aprties, and this factor may be complicated by a Support Order in the Domestic Relations Court, this Court defers any action on the present Petition until March 21, 1991, at 9:30 a.m.
Each party is directed to file an inventory and appraisement by March 15, 1991.
It not already filed, each party will file income and expenses statements as required by the divorce rule on or before March 15, 1991.
Action on the Petition for Attorneys Fees, Costs and Expenses is postponed until the March 21, 1991 hearing.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Feb. 27, 1991 Copies of order put in Joan Mason and R. Charles Thomas' box.

Mar. 14, 1991 Inventory and Appraisement of Plaintiff filed. (1 copy atty.)

Mar. 21, 1991 Defendant's Income and Expense statement filed.

Mar. 21, 1991 Affidavit of Consent of Defendant filed.

Mar. 22, 1991 Order filed. AND NOW, March 21, 1991, the continued hearing scheduled by Judge Thomas on february 20, 1991 has been held this date. The Court notes that the inventory and appraisement of the Plaintiff was filed in the Prothonotary's Office on March 14, 1991 and the income and expense statement of the Defendant was filed with the Prothonotary's Office on March 21, 1991.
There is in existence a Domestic Relations Order requiring the Defendant to pay support both for the children and for his spouse and for that reason the Plaintiff has not requested alimony pendente lite, but has requested an Order relating to Attorney fees, court costs and expenses.
The Defendant is ORDERED to pay for application on attorney fees the sum of $400.00, $200.00 on or before April 1, 1991 and the balance on or before May 1, 1991.
An appraisal has been done of the property and a copy furnished to the Defendant. In accordance withthe Defendant's voluntary commitment made at the hearin gof February 20, 1991, he shall forward to Plaintiff's counsel the sum of $200.00 for payment of the cost of the appraisal on or before April 15, 1991.
It would appear that the defendant is presently occupying the marital premises and has been making the mortgage payments hereon. By the Defendant's own admission the mortgage payments are one (1) month in arrears, although the notice received by the P laintiff would indicate a little more than one (1) month payment. In any event, the Defendant shall bring the mortgage payments on theh ome to a current status by the next monthly payment date and shall continue to make the mortgage payments as required on a current basis.
BY ORDER OF THE COURT,
Robert L. Walker, J

Mar. 22, 1991 copies put in Atty's box 2 each

Continued on page 596 B

1987

Harry N. Sydor

940.

FIREMEN'S OF NEWARK INSURANCE COMPANY

vs.

PRESBYTERIAN HOMES IN THE PRESBYTERY OF LAKE ERIE, INC.

Filed Oct. 30, 1987
@ 2:14 P. M.

Tax & entry Paid	$40.50
Sheriss's Costs	25.15
Pro Co pd 12-24- 87	5.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Dec. 4, 1987 Sheriff's Return filed. SERVED Presbyterian Homes within named defendant on Nov. 10, 1987 at 10:12 am by handing a true copy of the within Summons to Margaret Skeens, Administrator, at their place of business, 229 N. Main St., Cambridge Springs, Crawford Co., Pa.
So answers, Edgar D. Houseeholder,Dep. Sheriff
Howard N. Stewart, Sheriff

Dec. 24, 1987 Upon Praecipe of Plaintiff's Attorney, the above case is Marked discontinued of record.

1987

Harry N. Sydor

941.

FIREMEN'S OF NEWARK INSURANCE COMPANY

vs.

MELLON BANK NA

Filed Oct. 30, 1987
@ 2:14 P.M.

Tax & entry Paid	$40.50 ✓
Sheriff's costs	21.00
Pro co. paid 12-24-87	5.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Dec. 4, 1987 Sheriff's Return filed. SERVED Mellon Bank NA, within named defendant on Nov. 10, 1987 at 9:30 AM by handing a true copy of the within Summons To Edward Miller, officer of the bank and person in charge at the time, at their place of business, 210 Chestnut St., MeaDVILLE, Crawford Co. Pa.

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

Dec. 24, 1987 upon Praecipe of Plaintiffs Attorney the above c aptioned case is marked Discontinued of Record.

1987

Harry N.Sydor

942.

Jorden & White
Harry Faber White,II

FIREMEN'S OF NEWARK INSURANCE COMPANY

Vs.

HELEN RHOADES

Filed Oct. 30, 1987
@ 2:14 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 25.56

SUMMONS IN CIVIL ACTION
Issued (sheriff)

Nov. 18, 1987 Appearance of Jorden & White by Harry Faber White, II, Esq. for Defendant filed.

Dec. 4, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Helen Rhoades personally the within named defendant by handing a true copy of the within Summons to her on Nov. 10, 1987 at 10:53 AM at her place of residence, R.D.#1, Berry Knolls, Cambridge Springs, in the County of Crawford, State of Pa.
So answers, Edgar D. Householder, Dep.Sheriff
Howard N. Stewart, Sheriff

1987

James R. Irwin,
Solicitor

943.

REPORT AND RETURN OF
FREDERIC A. WAGNER,
DIRECTOR OF CRAWFORD COUNTY
TAX CLAIM BUREAU

Filed Oct. 30, 1987
@ 4:22 P.M.

IN REPORT AND RETURN OF FREDERIC A. WAGNER, DIRECTOR OF THE CRAWFORD COUNTY TAX CLAIM BUREAU, PENNSYLVANIA, OF THE PUBLIC SALE OF LANDS AND PROPERTIES, ADVERTISED AND HELD SEPTEMBER 14, 1987

DECREE NISI:

AND NOW, this 30 day of Oct. 1987, upon presentation and due consideration ofthe within Report and Return, it appearing to said court that such sale has been regularly conducted under the provisions of the Act of the Assembly, in such cases made and provided. This said Report and Sale so made is confirmed Nisi: and after notice of filing the same, a Report and Return being duly published by the Director of the Tax Claim Bureau in accordance with the law; if no exceptions are filed thereto within thirty (30) days after the date of Nisi Confirmation of the same Report and Return, be confirmed absolutely.

PER CURIAM:
P. Richard Thomas, J.

AND Now, Dec. 23, 1987 at 2:54 P.M. , a Decree of Absolute Confirmation of the public sale advertised and held byFrederic A. Wagner Director of Crawford County Tax Claim Bureau of September 14, 1987 and of the Sale REturn filed October 23, 1987, is hereby entered of record.
Decree entered - 12/23/87

DECREE OF ABSOLUTE CONFIRMATION
James F. Simmons,
Prothonotary

Jack, Kookogey &
Felton
Robert J. Felton

944.

Altomare, & Barnhart
Joseph C. Barnhart

JUDY M. ANDERSON

vs.

MARK J. ANDERSON

Filed Nov. 2, 1987
@ 11:29 A.M.

Tax & entry Paid $40.50 ✓
2 counts paid 30.00 ✓
Pro Co Pd 4-7-88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION, PERMANENT ALIMONY

1 copy (atty)

Nov. 20, 1987, Acceptance of Service filed. And Now, this 4th day of Nov. 1987, I hereby accept service of a certified copy of the compalint in divorce filed at the above term and no., on behalf of the defendant, Mark J. Anderson.
Joseph C. Barnhart, Esq.

Apr 5, 1988 Affidavit of Consent of Plaintiff filed.

** April 5, 1988
Apr 5, 1988 Affidavit of Consent of Defendant filed.

Apr. 5, 1988 Upon praecipe of Plaintiff's Attorney, for Review under §201(c) of the Divorce code, this case is moved to court.

April 22, 1988 DIVORCE DECREE FILED.

AND NOW, April 22, 1988 , it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JUDY M. ANDERSON AND MARK J. ANDERSON

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.

** Apr. 5, 1988 Motion to withdraw Counts II and III filed.
And Now, Apr. 21, 1988 Motion allowed.

Robert L. Walker, J.

1987

Culbertson, Weiss,
Schetroma and Schug
E. Max Weiss
Nancy Sennett

945.

VINCENTE ORDINARIO, PARENT AND NATURAL GUARDIAN OF CYNTHIA ORDINARIO, A MINOR

vs.

ESTATE OF IRENE ORDINARIO

Filed Nov. 4, 1987
@ 8:52 A.M.

Tax & entry Paid	$40.50 ✓
Pro Co Pd 11/4/87-	5.00 ✓
Pro Co Pd 11/4/87-	1.00 ✓

SUMMONS IN CIVIL ACTION

Nov. 4, 1987, Petition for Approval of Settlement of a Minor's Claim and order filed.ORDER OF COURT: AND NOW, this 4 day of November 1987, it appearing to the court that the plaintiff has consented hereto, it is hereby ordered, adjudged and decreed that the settlement as set forth in the foregoing Petition is hereby approved and leave is granted to Plaintiff to compromise and settle the within litigation as follows:

1. To the plaintiff, the cash sum of $10,000.00 to be used solely on behalf of the minor Cynthia Ordinario.
2. Counsel fees incurred by Ohio Casualty in the presentation of this Petiton will be paid by Ohio casualty.
3. Record costs in connection with proceeding shall be paid by Ohio Casualty.
4. Counsel for Ohio Casualty is authorized to mark this case as settled and discontinued and the Prothonotary is directed to issue a Certificate of Settlement and Discontinuance upon payment of all record costs.
5. Vincente Ordinario is authorized to execute a Release on behalf of Cynthia Ordinario of her claims against the Estate of Irene Ordinario.

BY THE COURT,
P. Richard Thomas, J.

Nov. 4, 1987, copy of order to Atty. Sennett.

Nov. 4, 1987, Upon praecipe of plaintiff attorneys, the above captioned action is marked settled and discontinued of record.

Prather, Prather
& Pineo
Mark D. Prather

946.

MARY HEADLUND

vs.

LUELLA N. HEETER,
J. ARNOLD HEETER,
HARRIET M. HEETER,
RICHARD J. HEETER,
MARTHA HEETER,
KENNETH C. HEETER, AND
THEIR RESPECTIVE HEIRS,
SUCCESSORS AND ASSIGNS,

Filed Nov. 4, 1987
@ 9:04 a.m.

Tax & entry Paid $40.50

COMPLAINT - ACTION TO QUIET TITLE

Nov. 4, 1987, Motion for Service by Publication, Affidavit Concerning Whereabouts of Defendants, and order filed. ORDER: AND NOW, this 4th day of Nov. 1987, upon consideration of the foregoing motion and affidavit it appearing that the identity and whereabouts of defendants, their successsors and assigns are unknown to plaintiff following diligent search and inquiry, it is hereby ordered, adjudged and decreed that service may be made upon defendant by publication inthe Meadville Tribune and theCrawford County Legal Journal, one time only, to include a notice requiring the defendants, their successors and assigns, to file answer to said complaint within twenty (20) days following publication thereof.

Per Curiam,
P. Richard Thomas, Judge

Nov. 4, 1987, copy of order to Atty. Mark Prather.

Dec. 4, 1987 Motion for Judgment, Affidavit of Service and Order filed. NOW, this 4th day of December, 1987, an affidavit of service having been filed, defendants having filed no answer thereto, the court, upon motion of PRATHER, PRATHER & PINEO, attorneys for plaintiff, hereby orders and decrees that the dfendants above named, their heirs, successors and assigns, be and they are forever barred from asserting any right, lien, title, interest or claim in and to the premieses situate in the First Ward of the City of Meadville, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

Beginning at a point, the southwest corner of land now or formerly of Dennis taxacher, the east line of Market Street; thence eastwardly by the south line of land of said TAxacher ninety (90) feet, more or less, to a point on the west line of Seminary Alley; thence southwardly by the west line of Saminary Alley forty-eight (48) feet, more or less, to a point on the north line of land of Lester J. Palmer, et ux, (DB 525-629); thence westwardly by the north line of land of said Palmer forty-five (45) feet, more or less, to a point; thence northwardly by land of said Palmer ten (10) feet, more or less, to a point; thence westwardly by land of said Palmer forty-five (45) feet more or less, to a point on the east line of Market Street; thence northwardly by the east line of Market Street, thirty - eight (38) feet, more or less, to the point and place of beginning.

It is ordered, adjudged and decreed that defendants, their heirs, successors and assigns, be and they are hereby forever barred from asserting any right, title, lien, interest or claim, in the above described premises inconsistent with the interest or claim of plaintiff, as set forth herein; or from impeaching denying, or in any way attaching the plaintiff's title to said property; from issuing or maintaining any action attaching the same, or any part thereof, unless defendants shall enter their appearance and contest this action wihtin thirty (30) days following entry of this order, upon the expiration of which this order shall beocme final and absolute.

Per curiam,
P. Ricahrd Thomas, J

Dec. 9, 1987 Copies of order to Mark Prather

1987

Kathy Stevenson

947.

Bozic and Thomas
David P. Truax

COMMONWEALTH OF
PENNSYLVANIA

vs.

ROGER S. HAMMOND

Filed Nov. 4, 1987
@ 9:10 a.m.

Ta x & entry Paid $40.50 ✓

Pro co PJ 12-23-87 - 9.00 ✓

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

2 copy (atty)

ORDER:

AND NOW, November 4, 1987, upon consideration ofthe foregoing Petition and upon Motion of david P. Truax, Esq., attorney for the petitioner, a hearign de novo is granted to determine whether the actionof the Dept. of Transportation in suspending the Driver's License ofthe Petitioner should be set aside.

The above matter is set for hearing onthe 10 day of Dec. 1987, at 9:00 a.m. at theCourt House, Meadville, Pa.. in Court Room No. 1 or 2.

Petitioner is directed to give thirty (30) days written notice to (1) Department of Transportation, Bureau of Driver Licensing, Citation Processing Div. Rm. 302, Trans. and Safety Bldg. Harrisburg, Pa. 17120, and (2) Department of Trans. Office of Chief Counsel, 1209 State Office Bldg. Pittsburgh,Pa. 15222, said notice to be by Cert. mail, in each case return receipt requested.

BY THE COURT,
P. Richard Thomas, Judge

Dec. 18, 1987, Re: APPEAL FROM DEPARTMENT OF TRANSPORTATION SUSPENSION OF DRIVER'S LICENSE - OPINION AND ORDER FILED. ORDER: AND NOW, Dec. 16, 1987, after hearing, the aPPeal of Roger S. Hammond (operator number 09549537) is denied and the one year suspension imposed by the Department for the refusal occurring September 18, 1987, is sistained.

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

Dec. 21,1987, copies of order to K. Stevenson, and D. Truax, attys.

(withdrawn)
~~Williams and Adair~~
~~Dennis Williams~~

948.

Mary Ann Kirkpatrick

MICHAEL T. JOYCE

vs.

CYNTHIA L. JOYCE

Filed Nov. 4, 1987
@ 10:40 A.M.

Tax & Entry $40.50
Pro Co. 15.00

CERTIFIED RECORD FROM THE COURT OF COMMON PLEAS
OF ERIE, PENNSYLVANIA, COURT ORDERED - No. 2407-A-1987

DOCKET ENTRIES:
June 24, 1987, Complaint in Divorce Equitable Distribution, filed.

July 15, 1987 Complaint for Custody and Order of court filed.

July 29, 1987, Acceptance of Service by Mary Ann Kirkpatrick, attorney for defendant, of Complaint in Divorce, filed.

July 30, 1987, Withdrawal of Appearance of Dennis V. Williams, attorney for plaintiff, filed.

Aug. 24, 1987, Appearnce of Culbertson, Weiss, Schetroma, and Schug, by Mary Ann Kirkpatrick, attorney for defendant, filed.

Sept. 16, 1987, ORDER filed. And now, Sept. 10, 1987, upon presentation of Defendant's Petition for Change of Venue, it is hereby ordered that this case shall be transferred out of the Court of Common Pleas of Erie County. BY THE COURT,
William E. Pfadt, Pres. Judge

CERTIFIED ORDER FROM THE SUPREME COURT OF PA., WESTERN DISTRICT:
No. 84 W.D. Misc. Docket 1987
ORDER: AND NOW, this 15th day of Oct. 1987, The Honorable William E. Pfadt of the Court of Common Pleas of Erie County having certified tothis court an order for change of venue in the above case pursuant to Pa. R.C.P. 1006(d)(2), it is hereby
ORDERED that the trial of said case shall be transferred to Crawford County in compliance with Pa. R.C.P. 1006.
Judge Nix, Chief Justice

Oct. 30, 1987, Upon praecipe of plaintiff, pro se, the above matter which was transferred to Court of Common Pleas of Crawford County by Order of Oct. 15, 1987, discontinued.

CRAWFORD COUNTY ENTRIES:

Nov. 2, 1987 Answer with Counterclaim to Complaint for Custody filed.

Nov. 2, 1987 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

Nov. 4, 1987 Verification filed:

Nov. 10, 1987 Court Memorandum filed: AND NOW, November 6, 1987, this divorce action having been forwarded to Crawford County for resolution, and the Court noting that an Answer was filed by the Defendant with a counterclaim for custody, the Court was concerned whether the parties intended that the Plaintiff's praecipe to discontinue the divorce action would affect the counterclaim for custody. The Court is advised by counsel for the Defendant that she consulted with the Plaintiff and that there is a mutual understanding and agreement between the parties and their counsel that the divorce action will be discontinued without prejudice, but that a counterclaim custody action filed by the Defendant mother will continue to be a justiciable issue to be tried in Crawford County with the same force and effect as if a separate new custosy action had been filed in either Crawford or Erie County. At such time as the parties wish the custody issue referred to a custody mediator in Crawford County, the Court will entertain a simple motion from either party to do so.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Nov 13, 1987 Copies of order to Michael Joyce and Mary Ann Kirkpatrick,

Nov. 23, 1987, ORDER Certified from the record of Supreme Court of Pa. filed.
Certified from the Record: 9/18/87, Request for Change of Venue from Erie County.
ORDER: AND NOW, this 15th day of Oct. 1987, The Honorable William E. Pfadt of the Court of Common Pleas of Erie County having certified to this court an order for change of venue in the above case pursuant to Pa. R.C.P. 1006(d)(2), it is hereby
ORDERED that the trial of said case shall be transferred to crawford County in compliance with Pa. R.C.P. 1006.
/s/Nix - Chief Justice

Nov. 25, 1987, Acknowledgement copy mailed to Supreme Court of Pa.

Jan. 17, 1992 Motion For Order and Order filed. And Now, January 15, 1992, it is hereby Ordered: Husband and wife shall share legal custody of their minor children, Timothy and Robert. The children shall reside primarily with their mother and shall have frequent and liberal visitation with their father.
By the Court:
1 copy (atty) Gordon R. Miller, J

1987

Bozic and Thomas
John H. Bozic, Jr.

949.

BERTHOLD BENISCH

vs.

EUGENE CALVERT, SR.

Filed Nov. 4, 1987
@ 1:42 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 35.74

COMPLAINT IN REPLEVIN

1 copy (sheriff)

Nov. 6, 1987 Motion For Writ Of Seizure Upon Notice and Hearing and Order filed. AND NOW, this 6th day of November, 1987, a hearing shall be held on the Plaintiff's Motion for Writ of Seizure on the 17th day of November, 1987 at 4:00 o'clock p.m., in Court Room No. 1 or 2, Crawford County Courthouse, Meadville Pennsylvania. The Pl aintiff is directed to serve a Notice of this hearing upon the Defendant in accordance with Pa. R.C.P. 1353, not less than twenty-four (24) hours before the Heairng, and file a Return of Service under Pa R.C.P. 405. P. Richard Thomas, J
Nov. 10, 1987 Copy of order to John Bozic

Nov. 6, 1987 Notice Of Hearing For Seizure of Property to Defendant filed.

Nov. 13, 1987 Motion to postpone hearing and Order filed. AND NOW, this 13th day of November, 1987, the hearing set in the above-captioned matter is hereby cancelled. Robert L. Walker, J
Nov. 18, 1987 Copy of order to John Bozic

Dec. 2, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Eugene Calvert, Sr. personally the within named defendant by handing a true copy of the within Complaint, Notice and Motion to him, on Nov. 9, 1987 at 2:15 PM at Sheriff's Office, Crawford Co. Courthouse, MeaDVILLE, Pa.
So answers, Catherine I. Allen, Dep. Sheriff
Howard N. Stewart,.Sheriff

400

1987

R. Charles Thomas
Bozic and Thomas

950.

Ferguson, Spataro &
O'Shea
Thomas D. O'Shea

PALLAVOOR N. VAIDYANATHAN

vs.

KRISHNASWAMY
BHANUMATHI ~~VAIDYANATHAN~~

Filed Nov. 4, 1987
@ 1:57 P.M.

Tax & entry Paid $40.50 ✓
3 counts pd 11/25/87- 45.00 ✓
Pro Co pd 8/11/88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Nov. 25, 1987 Answer and Counterclaim to Divorce Complaint filed. (adding counts of Equitable Distribution, Alimony, Alimony Pendente Lite, counsel Fees, Costs and Expenses)

Nov. 25, 1987, Upon praecipe of Thomas D. O 'Shea, attorney for defendant, Rule Entered upon Plaintiff to File Bill of Particulars, issued.

Nov. 25, 1987, Motion for Hearing on alimony pendente lite, court costs, and counsel fees, and order filed. ORDER: And Now, 11/25/87 the above motion is allowed. Hearing is set for Dec. 18, 1987 in courtroom No. 1 or 2 at 2:00 P.M.
P. Richard Thomas, Judge
Dec 2, 1987, copies of order to Attys. R. C. Thomas and T. O'Shea.

Dec. 2, 1987 Service of the foregoing Rule is hereby accepted by R.Charles Thomas, Atty. for Plaintiff.

Dec 23, 1987 Order filed: AND NOW, December 18, 1987, the matter is before the Court for alimony pendente lite and counsel fees under a rather peculiar marital circumstance of the parties.

It appears the parties are both originally natives of India with the husband having resided in this country thirteen (13) years and the wife approzimately on (1) year. The parties were married through "An arranged marriage," and only knew each one and a half days before marriage. The parties were married in an Indian Ceremony in December of 1986 and have resided in Meadville where the husband is gainfully employed at an above average salary as an engineer.

The wife while possessing the equivalent of at least a Master's degree by American education standareds, is an immigrant and is precluded from gainful employment without administrative processing the consent of the Bureau of Immigration. The husband's net earnings are approximately $590.00 per week, and the Court attributes an additional $58.00 per week attributable to income on investments.

The wife appropriated a joint savings account of $1,400.00 at the separation, and approximately $200.00 in the checking account and has through gifts a savings account in her own name of approximately $1,400.00 Some of the aforesaid assets have been used to establish a new residence and meet living needs since the separation.

Under all the circumstances, this Court believes that until the wife is stabilized, the alimon award should be a little higher than average, but after a short stabilization period, it should be reduced to a lower figure.

Accordingly, commencing with the week of December 13, 1987, the Court DIRECTS that the Plaintiff pay alimony to his wife in the sum of 200.00 per week for the weeks of December 13, 1987 through the week of January 31, 1988. Commencing with the week of February 7, 1988, alimony pendente lite is reduced to the sum of $175.00 per week, and unless extended by Court Order will terminate the week of April 13, 1988.

The Court awards counsel fees in the abount of $200.00 forthwith, and an additional $200.00 payable on or before January 15, 1988, with any further request for counsel fees coming only after agreement or petition for a further hearing on said subject.

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

Dec 24, 1987 Copies of order to David Truax and Thomas O'Shea, Esqs.

March 29, 1988 Affidavit of Consent of Plaintiff filed.

July 8, 1988 Motion for Change Of Caption and Order filed. And now, July 8, 1988 The within Motion is allowed and the Caption ofthe Complaint filed in this case is hereby amended to read as follows: Pallavoor N. Vaidyanathan vs. Bhanumathi Krishnaswamy.
Robert L. Walker, J

July 8, 1988 Copies of order to R. Charles Thomas and Thomas O'Shea

July 21, 1988 Affidavit of Service of Complaint in Divorce filed: R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on November 9, 1987, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with Notice to Defend, filed in the above action to the Defendant, Bhanumathi Krishnaswamy at Defendant's last known address of 1340 Laurel Drive, Meadville, Pa 16335, by Certified mail No. P414 739 125, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as November 12, 1987.

BOZIC & THOMAS
R. Charles Thomas, Attorney for Defendant

July 21, 1988 Affidavit of Consent of Plaintiff filed.

July 21, 1988 Affidavit of Consent of Defendant filed.

Aug. 11, 1988 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case move dto court.

Aug. 16, 1988 Motion For Withdrawal of Claims and Order filed. AND NOW, August 16, 1988 The within Motion is allowed and the Defendant's counsel is authorized and directed to withdraw the counts for equitable distribution, temporary alimony and permanent alimony, all by reason of the fact that the parties have reached an Agreement as to the issues raised inthe Answer to the Divorce Complaint and this case shall proceed to the Court for disposition of the divorce alone.
BY THE COURT,
Robert L. Walker ,J

Aug. 16, 1988 Copies of order to R. Charles Thomas and Douglas Ferguson

Aug. 16, 1988
Divorce Decree filed.

AND NOW, August 16, 1988 it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PALLAVOOR N. VAIDYANATHAN

and

BHANUMATHI KRISHNASWAMY

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

1987

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

951.

MARINE BANK

vs.

ROBERT E. RUSSELL

Filed Nov. 4, 1987
@ 2:14 P.M.

Pro Simmons paid	$ 15.00
atty. on orig	80.70
Sheriff's Costs	19.51
Pro Co Pd 1/28/88	9.00
Pro Co Pd 5-18-88	5.00

WRIT OF REVIVAL
of
AD 1984 - 107

Revival of Judgment indexed against the defendant in the amount of One Thousand Four hundred Sixty Five and 96/100 Dollars with int. from 4/11/79 adn costs of action'.

Debt..... $1,465.96
Int. from 4/11/79
R - 141.....JUDGMENT

James F. Simmons, Pro.

Issued (sheriff)

Dec. 9, 1987 Sheriff's Return filed. Not Found as to within named defendant, Robert E. Russell as of December 1, 1987. Moved, no forwarding address.

So answers, Howard N. Stewart, Sheriff

And Now, Jan. 28, 1988, at 10:41 a.m., upon praecipe of plaintiff atttorney, with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant per writ of revival, in the amount of One THousand Four Hundred Sixty Five and 96/100 Dollars with interest from April 11, 1979 and costs of action.
Judgment entered - 1/28/88
R - 141

Debt..... $1,465.96
Int. from April 11, 1979
JUDGMENT
James F. Simmons, Prothonotary

May 18, 1988 Upon Praecipe of Plaintiff's Attorney, this judgment is marked satisfied.

952.

Brian Lindsay
Legal Aid

ROBERT A. GRANT

vs.

JAMES LONG

Filed Nov. 4, 1987
@ 3:20 P.M.

Indigent filing

APPEAL OF DEFENDANT FROM JUDGMENT OF WILLIAM D. CHISHOLM, MAGISTERIAL DISTRICT 30-2-01

Nov. 4, 1987, Rule entered upon plaintiff to file complaint issued.

Nov. 4, 1987, Praecipe to Proceed in Forma Pauperis, Petition for leave to Proceed In Forma Pauperis filed.

Nov 9, 1987 Motion to Require Escrow Payments of Rent and Order filed: AND NOW, this 9th day of November, 1987, the Court hereby directs that the posting of bond shall not be required and that, in lieu thereof, the Petitioner shall pay rent into an escrow account.

BY THE COURT,
Robert L. Walker, J.

Nov. 12, 1987 Copies of order to Brian Lindsay, Esq.

Nov. 10, 1987 Affidavit of Service filed.

Nov. 10, 1987 Affidavit Of Service filed.

And Now, dec. 3, 1987 at 10:43 a.m. upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named pl a intiff for failure to file a Complaint wihtin twenty days after being ruled so to do.
G-144

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

1987

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

953.

Rodgers, Perfilio, Heiman & Sewinsky,
Herman M. Rodgers
defendants.

SPAULDINGS LTD.

vs.

SAMIH SARI MUHAMMID, INDIVIDUALLY, AND d/b/a THREE STARS ENTERPRISES AND d/b/a BEST WAY FOODS AND BEST WAY GROCERY, INC.

Filed Nov. 4, 1987
@ 3:28 P.M.

Tax & entry Paid $40.50
Sheriff's costs 46.93
Pro Co pd 4/27/88 9.00

Sheriff of Crawford County

COMPLAINT

1 copy (atty)

Dec. 9, 1987 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Albert Rock Dep. Sheriff who being duly sworn according to law, deposes and says that on the 20th day of Nov. 1987, at 5:20 P.M. he served theComplaint filed at No. 953 A.D. , 1987 Crawford Co. Pa., upon defendant Best Way Grocery, Inc. at 480 Budd St., Sharon, Pa. 16146. By making known the contents thereof to Bruce Getsie, Manager, person in charge and handing to and leaving with him the certified copy of the complainreceived from Crawford County Sheriff

Albert Rock Dep. Sheriff
So answers Donald A. Marenchin, Sheriff, Mercer Co.

Before me, the undersigned authority, personally appeared Albert Rock, Dep. Sheriff, who being duly sworn according to law, deposes and says that on the 20th day of No. 1987, at 5:20 P.M. he served the Complaint, filed at No. 953 AD 1987, Crawford County, Pa., upon defendant SAMIH SARI MUHAMMID, individually , and d/b/a THREE STARS ENTERPRISES and d/b/a BEST WAY FOODS at 480 Budd St. Sharon, Pa. 16146. By making known the contents thereof to BRUCE GETSIE,Manager, person in charge and handing to and leaving with him the certified copy of the complaint received from the

Albert Rock, Dep. Sheriff
So answers, Donald A. Marenchin, Sheriff, Mercer Co.

SERVED Samih Sari Muhamid by deputizing the Sheriff of Mercer Co., Pa. as per his affidavit of service hereto attached. Served: Nov. 20, 1987. .,
SERVED Best Way Grocery, Inc. within named defendant by deputizing the Sheriff of Mercer Co., Pa. as per his affidavit of service hereto attached.
Served : Nov. 20, 1987
So answers, Howard N. Stewart, Sheriff

Dec. 9, 1987 Preliminary Objections filed.

Jan. 21, 1988, Upon praecipe of plaintiff attorney, defendant's preliminary objections placed on next Argument List.

ON FEBRUARY 1988 ARGUMENT LIST

Feb. 12, 1988, Motion for Sanctions Pursuant to Pa. Rule of Civil Procedure 4019 and Order filed. ORDER: AND NOW, Feb. 12, 1988, upon consideration ofthe foregoing Motion, the Defendatns are hereby directed to file their answers to Interrrogatories 6, 7, and 8 on or before Feb. 29, 1988, at the time for for argument or show cause at said argument why judgment should not be entered against them pursuant to the prayer of the attached motion.

Per Curiam,
P. Richard Thomas, J.

Feb. 16, 1988, copies of order to Attys. Paul Shafer and Herman Rodgers,

Feb 16, 1988 Service Accepted by Atty. Herman M. Rodgers on Behalf of Defendant of Motion for Sanctions.

Mar. 7, 1988, MEMORANDUM AND ORDER filed. ORDER: AND NOW, March 4, 1988, the defendant's Preliminary Objections to the plaintiff's Complaint are overruled and the defendants are granted twenty (20) days in which to file an answer to the complaint.

In regard to the plaintiff's Motion for Sanctions, in the event the plaintiff's interrogatories 6,7 and 8 are not answered by the time allowed for the filing of an answer to the complaint, the court will entertain a motion for the entry of judgment as a sanction for failure to answer interrogatories.

BY THE COURT,
Robert L. Walker, J.

Mar. 7, 1988, copies to Attys. Paul D. Shafer, and Herman Rodgers.

And Now, Apr. 27, 1988 at 4:14 p.m. (Plaintiff) SPAULDINGS LIMITED by it's attorneys SHAFER, SWICK, BAILEY, IRWIN & STACK request that a Judgment be entered against the defendant by reason of defendant's failure to file an Answer within the time required by this Court's Order dated March 4, 1988 and request that Judgment be entered on Count One in favor of the Plaintiff and against the Defendant Samih Sari Muhammid, individually, and doing business as Best Way Foods and Best Way Grocery, Inc. in the sum of 23,027.90 plus interest from October 30, 1987 and request that Judgment be entered on Count Two of the Complaint against Samih Sari Muhammid, individually, and doing business as Three Stars Enterprises in the sum of $265,970.98 plus interest from October 30, 1987 and costs. Rule 237.1 is not applicable by reason that Judgment is entered pursuant to Order of court.

Count I: M-152; B-185-185 Debt $23,027.90
Count II: M-152; T-184 Debt $265,970.98
judgments entered 4/27/88 Int. from Oct. 30, 1987
James F. Simmons
Prothonotary

Steven E. Hall
~~Barrett-&-Bratler-~~
~~Bruce-A.-Barrett~~

954.

RENEE CHRISTINE STEVENSON

vs.

RANDALL CHARLES STEVENSON

filed Nov. 4, 1987
@ 4:23 P.M.

Tax & entry Paid $40.50 ✓
3 counts paid 45.00 ✓
William Pineo, Mediator

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES, COSTS, EQUITABLE DISTRIBUTION, AND CUSTODY OF CHILDREN

1 copy (atty)

Nov. 10, 1987 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 Complaint Under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to Randall C. Stevenson at Country Fair, Store #98, Old Perry Highway, Erie, PA 16500 on Nov. 4, 1987. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on Nov. 5, 1987. Said receipt card number P 547 807 175 is attached hereto and signed by Randall C. Stevenson.

Bruce A. Barrett, Atty.

Apr 5, 1989 Motion for Leave to File Amended Complaint and Order filed: AND NOW, upon consideration of the foregoing Motion for Leave to File Amended Complaint, the same is granted and the Prothonotary is directed to accept for filing Plaintiff's amended complaint which is attached to her motion.

April 5, 1989 BY ORDER OF THE COURT,
Robert L. Walker, J.

April 6, 1989 Copies of order to Bruce Barrett, Stephen Hall and William Pineo.

April 5, 1989 Amended Complaint Under Section 201(c) of the Divorce Code filed.

April 5, 1989 Order filed: You, Randall Charles Stevenson, defendant, have been sued in court to obtain custody, partial custody, or visitation of the following children: Jennifer Marie Stevenson, Randall Charles Stevenson, Jr., and Sherry Lynn Stevenson.

WILLIAM PINEO is hereby appointed Mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.

You are further ordered to bring with you, if in your physical custody, the above-named children.

YOU ARE DIRECTED NOT TO MOVE THE ABOVE-NAMED CHILDREN FROM THE COMMONWEALTH OF PENNSYLVANIA PENDING FINAL ORDER 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
c/o Prothonotary Office
Crawford County Courthouse
Meadville, Pennsylvania 16335
Telephone Number: 814-724-4636

April 5, 1989 Copies of order to Attys. Barrett, Hall and Pineo.

Aug. 18, 1997 Proof of Service filed.

April 7, 1989 Motion for Withdrawal from Case and ORDER of Court filed. And now, April 5, 1989, the above motion allowed.

P. Richard Thomas, J.

April 10, 1989 Copy of Order to Atty. Bruce Barrett and Steven Hall.

Aug. 27, 1997 Final Termination Order filed (See Original filed at AD 1997 - 702)

Mar. 17, 1992 Motion to Withdraw and Order filed. AND NOW, this 17th day of March, 1993, upon consideration of the foregoing Motion to Withdraw all Counts except for Child Custody, the same is granted and all Counts except Child Custody shall be withdrawn from the original and amended complaints filed at the above number.

Gordon R. Miller, J.

Mar. 18, 1993 Copy of Order to Attys. Hall & LIndsay.

July 7, 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 3-17-93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before 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: July 3, 1997 Anthony J. Vardaro, J

July 7, 1997 Copies mailed by Court Administrator's Office

1987

Harvey Hoack
Thomas R. Haist
Edward D. Werblun

955.

IN RE:
CONDEMNATION BY THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, OF RIGHT OF WAY FOR LEGISLATIVE ROUTE 448, SECTION 04M, IN THE TOWNSHIP OF TROY

Property Owners:
ESTATE OF HELEN M. BURLINGAME ET AL

Filed Nov. 5, 1987
@ 8:26 A.M.

Tax & entry Paid $40.50

4/4/86 Received #610.00
From Com. of Pa. Dept. of Transportation Ch#01568018
Deposit in Court Account

9-3-93 Paged Dept of Transportation per phone Conversation w/Betty Creighton Ck# 7767 # 610.00

DECLARATION OF TAKING

Nov. 5, 1987, Appearance of Thomas R. Haist, Asst. Counsel for the Com. of Pa. Dept. of Transportation, filed.

Nov 10, 1987 Memorandum to Prothonotary filed.

Nov. 25, 1987, Proof of Service filed. R. L. Cramer, being duly sworn a ccording to law, deposes and says that he is District Right of Way Adm. of District 1-0 Department of Trans., Com. of Pa. and that on or before Nov. 16, 1987, notice of the filing of the Declaration of Taking in the above matter was served on the condemnees affected thereby. ---- R. L. Cramer, Adm.

Apr 4, 1988 Affidavit of Notice Presentation of Petition to Deposit Estimated Just Compensation filed.

Apr 4, 1988 Petition to Deposit Estimated Just Compensation and order filed: AND NOW, April 4, 1988, upon presentation of the within Petition, it is hereby ordered and directed that the sum of $610.00 representing the amount of just compensation estimated by the Commonwealth to be due the condemnee(s) shown on the attached Proposed Schedule of Distribution, be paid into Court, to be held in an interest bearing account until further Order of Court directing payment of said amount to the said condemnee(s) shown on the attached Proposed Schedule of Distribution, be paid into Court, to be held in an interest bearing account until further Order of Court directing payment of said amount to the said condemnee(s) and/or person(s) entitled thereto pursuant to Article IV, Section 407, 26 P.S. 1-407, and Article V, Section 521 and 522, of the Eminent Domain Code, 26 P.S. 1-521 and 1-522, as amended, they may apply.

BY THE COURT,
Robert L. Walker, J.

Apr 5, 1988 Copies of order to Harvey Hoack, Thomas R. Haist and Edward Werblun, Esqs. and Kathryn Linn-Stevenson, Esq.

Aug. 31, 1993 Eminent Domain Proceedings - In Rem. ORDER OF COURT FILED. AND NOW, August 31, 1993, upon presentationofthe within Petition, it is hereby ordered and directed that the sum of $610.00,plus accrued interest, representing the amount deposited into Court to No.AD 1987-955 as just compensationestimated to be due Estate of Helen M.Burlingame, et al. which remains undistributed, shall be paid tothe Commonwealth of Pennsylvania, Department of Transportation, without excheat.

It is further ordered that the Prothonotary make a checkpayable to the Pennsylvania Department of Transportation, for the said sum of$610.00,plus accrued interest and to deliver the same to MICHAEL J. CREIGHTON,Esquire,attorney for the Commonwealth of Pennsylvania, Department of Transportation, and that the record be marked accordingly.

BY THE COURT:
Anthony J.Vardaro, J.

Sept. 8, 1993 Copyof Order to Attys. Hoack, Haist & WErblun

Barrett and Dratler
Sylvia Dratler

956.

JAMIE BAILEY

vs.

GARY BAILEY

Filed Nov. 5, 1987

COMPLAINT FOR CUSTODY

ORDER OF COURT:
AND NOW, this 6 day of Nov., 1987, upon consideration of the foregoing Complaint for Custody, presented by Jamie Bailey, Plaintiff through her attorney, Sylvia L. Dratler, Esq., it is 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.

Nov. 5, 1987 Praecipe to Proceed In Forma Pauperis filed.

Dec 31, 1987, Agreement as to Custody and Visitation with the parties' minor Children and Order filed: AND NOW, this 4 day of Jan., 1988, the within Agreement as to Custody and Visitation with the Parties' Minor Children haviang 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,
P. Richard Thomas, J.

Jan 5, 1988 Copies of order to Sylvia Dratler, Esq.

1987

Howard T. Sterling

957.

Quinn, Gent, Buseck & Leemhuis, Inc.
By: John M. Quinn, Sr.
for MeaDVILLE Medical Center

OLGA A. BRYANT AND DONALD BRYANT, HER HUSBAND

vs.

MEADVILLE MEDICAL CENTER, A. CORPORATION, JANE DOE, A NURSE, MARY DOE, A NURSE, AND ALICE DOE, A NURSE

Filed Nov. 5, 1987
@ 11:27 a.m.

Tax & Entry Paid $40.50 ✓
Sheriff's costs $36.00

COMPLAINT IN TRESPASS

4 copies (sheriff)

(Jury Trial Demanded)

Nov. 25, 1987 Appearance of John M. Quinn, Sr., Atty. for defendant Meadville Medical Center filed.

Dec. 3, 1987 Sheriff's Return filed. SERVED Meadville Medical Center within named defendant on Nov. 9, 1987 at 3:39 p.m. by handing a true copy of the within Complaint to Louise Randolph, Administrative Secretary, and person in charge at their place of business, 1034 Grove St., Meadville, Crawford Co., Pa.

SERVED Jane Doe, within named defendant on Nov. 9, 1987 at 3:40 p.m. by handing a copy of the within Complaint to Louise Randolph, person in charge at her place of employment, Meadville Medical Center, 1034 Grove St., Meadville, Crawford Co., PA.

SERVED Alice Doe, within named defendant on Nov. 9, 1987 at 3:41 p.m. by handing a copy of the within Complaint to Louise Randolph, person in charge at her place of employment, Meadville Medical Center, 1034 Grove St., Meadville, Crawford Co., PA.

SERVED May Doe, within named defendant on Nov. 9, 1987 at 3:42 p.m. by handing a copy of the within Complaint to Louise Randolph, person in charge at her place of employment, Meadville Medical Center, 1034 Grove St., Meadville, Crawford Co., PA.

So answers,

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

Dec. 24, 1987 Defendant's Preliminary Objections filed.

Dec. 24, 1987 Upon praecipe of Defendant Attorney the above case is hereby placed on the next available argument list.

ON ARGUMENT LIST FOR JANUARY 1988

Jan. 27, 1988, ORDER DISMISSING PRELIMINARY OBJECTIONS filed. AND NOW, January 25, 1988, after argument, Defendants' Preliminary Objections are dismissed subject to the following condition regarding fictitious defendant nurses. Counsel for the plaintiff will file a motion to amend the Complaint by adding the actual names of the three nurses involved upon completion of pre-trial discovery and on or before November 21, 1988.

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

Jan. 28, 1988, copies of order to Attys. Howard T. Sterling and John M. Quinn, Sr.

1987

Phillips & GaLANTER
Donald L. Phillips

958.

Watts, Pepicelli,
Youngs and YOungs PC
Theodore H. Watts

OMEGA WATCH CORP.

vs.

JOHN SCOTT KERR a/k/a
JOHN S. KERR AND DIANE LYNN
KERR i/and as partners t/a
JERON JEWELERS and a/k/a
JEWELERS AND GEMOLOGISTS

Filed Nov. 5, 1987
@ 1:26 P.M.

Tax & entry Paid $40.50
Sheriff's Costs 25.00
Pro Co pd 12/29/88 5.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Nov. 24, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO John Scott Kerr personally the within named defendant by handing a true copy of the within Complaint to him on Nov. 6, 1987 at 2:55 PM at his place of busiines, Jeron Jewelers, 307 Chestnut St., Meadville, Crawford Co. Pa.

SERVED Diane Lynn Kerr within named defendant on Nov. 6, 1987, at 2:56 PM by handing a true copy of the within Complaint to John Scott Kerr, her partner, at their place of business, Jeron Jewelers, 307 Chestnut St., MeaDVILLE Crawford Co. Pa.

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

Nov. 25, 1987, Answer filed.

Nov. 25, 1987, Preliminary Objections filed.

Dec. 8, 1987 Plaintiff's Response To Preliminary Objections Of Defendant, Diane Lynn Kerr filed.

Dec. 29, 1988 Upon praecipe of Plaintiff Attorney the above captioned case is mared settled and discontinued of record.

1987

Harry N. Sydor

959.

VERA MARZKA

vs.

RICHARD M. HAWLEY

Filed Nov. 5, 1987
at 1:30 P.M.

Tax & entry Paid	$40.50 ✓
Sheriff's costs	16.00
Pro Co Pd 7-5-88	9.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Dec 21, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Norbet Mecklos who being duly sworn according to law, deposes and says that on the 4 day of Dec, 1987, at 9:40 A.M., did not served complaint filed at AD 1987-959, Crawford County, Pennsylvania, upon defendant, Richard M. Hawley at State Correctional Inst., Pgh., Pa. by making known the contents thereof to NOW IN GREENSBURG, PENN. Pa.

Norbert Mecklos, Deputy Sheriff
Eugene L. Coon, Sheriff

NOT FOUND, as to within named defendant, Richard M. Hawley, as per affidavit received from Sheriff of Allegheny Co., Pa. Defendant is now at Correctional Institution at Greensburg, Pa.
So answers, Howard N. Stewart, Sheriff

Mar. 24, 1988, Complaint Reinstated.

May 2, 1988 Affidavit of Service filed. Now, April 4, 1988, at 8:35 o'clock A.M. served the within Reinstated Notice to Defend and Complaint in Civil Action upon Richard M. Hawley at State Correctional Institute of Greensburg, RD #10, Greensburg, Westmoreland Co., PA. by handing to Richard M. Hawley personally a certified copy of the original Reinstated Notice to Defend and Complaint and made known to him the contents thereof.

So answers,
Regis J. Kelley
Sheriff of Westmoreland Co. Pa.

SERVED Richard M. Hawley within named defendant by deputizing the Sheriff of Westmoreland Co. PA as per his affidavit of service attached. Served: 4-4-88.
So answers, Howard N. Stewart, Sheriff

AND NOW, July 5, 1988 @ 10:36 A.M. upon Praecipe of Plaintiff's Attorney with Notice of Non-Military Service and 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 in the amount of Fifteen Thousand, Eight Hundred Thirty-three and 10/100 Dollars.
H-141

Debt.....$15,833.10
JUDGMENT
James F. Simmons
Prothonotary

July 5, 1988 Judgment entered.

July 5, 1988 Notice of Judgment mailed defendant.

Ferguson, Spataro,
& O'Shea
Thomas D. O'Shea
John Spataro

960.

William J. Gregg

MICHAEL MAIETTA

vs.

LINDA L. KEAN, EXECUTRIX,
OF THE ESTATE OF SANDRA SUE
MORRISON

Filed Nov. 5, 1987
@ 3:11 P.M.

Tax & entry Paid $40.50 ✓

Pro Co Pd 12-5-88 9.00 ✓
Pro Co pd 1-6-89 5.00

COMPLAINT AT LAW

1 copy (atty)

Dec. 17, 1987 Acceptance Of Service filed. I, WILLIAM J. GREGG, ESQ., accept service of the above captioned Complaint at Law on behalf of Linda L. Kean, Executrix of the Estate of Sandra Sue Morrison, and I cerify that I am authorized to do so.
William J. Gregg, Esq.

Jan 15, 1988 Answer to Complaint filed.

June 23, 1988 Request For Production of Documents filed.

June 23, 1988 Answers To Interrogatories filed.

July 27, 1988 Certificate of Readiness filed.

On October 1988 Trial List.

Sept. 26, 1988 Nonjury Trial Date filed. AND NOW, September 26, 1988, nonjury trial is hereby set for October 18, 1988, at 9:30 a.m., in Courtroom 1 or 2.
FOR THE COURT,
Imogene Yetman, C.A.

Sept. 27, 1988 Copies of order to John Spataro and William Gregg

Oct. 25, 1988 Exhibits filed.

Oct. 25, 1988, AWARD filed. And Now, October 24, 1988, an award is entered in favor of the plaintiff and against the defendant in the sum of $4,532.00 and costs.
BY THE COURT,
Robert L. Walker, J.

Oct. 26, 1988, copies to Attys. John Spataro and Wm. Gregg.

Award Entered - Oct. 25, 1988
K - 103
M - 154

AWARD
James F. Simmons,
Prothonotary

Dec 5, 1988 Upon Praecipe of Plaintiff's Attorney judgment is hereby entered in favor of the Plaintiff and against the defendant in the amount of Four Thousand Five Hundred Thirty-two Dollars in accordance with the verdict rendered by the trial court on October 24, 1988.
K-103. M-154

Debt.....$4,532.00
JUDGMENT
James F. Simmons
Prothonotary

Judgment entered 12-5-88

Jan. 6, 1989 ~~Upon~~ This Judgment Satisfied
(see paper filed)

1987

Fuller, Kinnunen,
Petruso & Gamble
Victor J. Kinnunen

961.

CAROL CALLEN

vs.

GARY B. COULTER

Filed Nov. 5, 1987

Tax & entry Paid $40.50 ✓

Bruce Smith, Mediator 121.87
9.00 ✓

Fees Pd 12/22/87

COMPLAINT FOR CUSTODY

Order:

AND NOW, this 6 day of November, 1987, **BRUCE SMITH** is hereby appointed Custody Mediator and is hereby directed to hold such custody mediation conferences as he deems appropriate and to make recommendation thereafter to this court.

Plaintiff herein, Carol Callen, is hereby awarded temporary physical custody of Dustin Charles Coulter, age five and one-half, until further order of Court.

P. Richard Thomas, Judge

Nov 12, 1987 Copies of order to Victor Kinninun, Esq.

Nov 18, 1987 Affidavit of Mailing Complaint Under Pa. R.C.P. No. 412 filed: VICTOR J. KINNUNEN, being duly sworn according to law, deposes and says that he is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that November 10, 1987, he sent a copy of the Complaint for Custody to the Defendant by Certified Mail, restricted delivery, postage prepaid, return receipt requested, to Gary B. Coulter, R.D.1, Box 199D, Pleasantville, Pennsylvania 16341, the Defendant's last known address. The said receipt being attached hereto.

Victor J. Kinnunen

Dec 9, 1987 Temporary Order of Court filed: AND NOW, this 8th day of December, 1987, after Mediation and upon the recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The parties to this action, the natural parents of Dustin Charles Coulter, age five, born March 29, 1982, shall share legal custody of the minor child. Said joint legal custody being shared shall entitle both of the parties to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to educational and religious upbringing of the child, as well as elective surgery.

2. Primary physical custody of the child shall remain with the plaintiff mother. Temporary shysical custody of the child shall be granted to the father on Saturday of the first and third weekends of each month, beginning December 19, 1987, for a period of six uninterrupted hours to be agreed upon by the parents. If they cannot agree, said hours shall be from 12:00 noon to 6:00 p.m. prevailing time. The father shall be entitled to such other temporary custody of the child as shall be agreed upon by the mother, and he shall not remove the child from the counties of Crawford and Venango in Pennsylvania without written permission of the mother after he shall have submitted an itinerary to her of times and places where the child will be. If such an itinerary is submitted to the mother at least three days prior to the temporary custody of the father, he shall, as long as it does not interfere with the child's schooling or other normal activities, be granted up to seven consecutive days of temporary custody for the purposes of visiting relatives and places of mutual interest. He shall promptly return the child upon return to the Titusville-Pleasantville area to the custody of the mother. If he fails to do so, it will be a violation of this Order.

3. Holiday visitation will take priorty over other scheduled visitation. The parties are encouraged to agree on holiday visitation; however, in the event that they cannot, the holidays of Labor Day, Thanksgiving, New Year's Day, Easter, Memorial Day, the 4th of July, and the child's birthday shall be alternated, beginning with the mother having the child on New Year's Day of 1988. With regard to Christmas holiday, the father shall have the right to have the child in his temporary custody for four hours on Christmas Day. Unless those hours can be agreed to, they shall be from 12:00 noon until 4:00 p.m., prevailing time, on each December 25th.

4. The father shall pick up and deliver the child at the mother's residence.

5. The parent having custody of the child at anytime shall notify the other parent as soon as possible in the event of injury or illness requiring medical treatment.

6. Neither of the parents shall take the child into any environment which would be commonly thought of as detrimental to his development or the development of his character, or which would be commonly thought of as dangerous to his physical person, and neither of the parents shall use alcohol or other chemicals while the child in his or her custody and control.

7. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to an alternative arrangement to accommodate themselves or the child's schedule, they may adjust the physical custody arrangement accordingly and are encouraged to do so by mutual consent and agreement.

8. Each of the parents and any future stepparents will teach the child to give that love and respect due a parent from his or her child or stepchild, and neither of the parents, nor any stepparents, will do anything to blacken any of the other parent's or stepparent's character in the eyes of the child.

9. This order shall not prejudice the right of either party to request a mediation conference if there are changed circumstances in the lives of the parties or the child. Either parent moving from the Titusville School District shall be considered a changed circumstance.

10. The Court of Common Pleas of Crawford of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long aas either parent or the child resides in the Court's jurisdiction and for at least six months fro the date of this Temporary Order.

11. The fee for the Child Custody Mediator shall be paid by the County of Crawford.

12. This Order shall be a Temporary Order, but shall become a permanent order, unless exceptions are filed by either party within thirty (30) days of the date of this Temporary Order.

BY THE COURT,
Robert L. Walker, Judge

Dec. 10, 1987 Copies of order to Victor J. Kinnunen, Gary B. Coulter, Bruce Smith, Esqs.

412

1987

Spadafore, Vardaro,
Walker & Johnson
Karen S. Johnson

962.

PAUL R. KASPICK

vs.

TERRI L. BLACKE KASPICK

Filed Nov. 5, 1987
At 4:16 P.M.

Tax & entry Paid $40.50 ✓

COMPLAINT FOR ANNULMENT UNDER SECTION 204 -DIVORCE CODE

1 copy (atty)

Nov. 30, 1987 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Karen S. Johnson, Esquire, Attorney for Plaintiff in this action and certifies that on November 9, 1987 she delivered to the Post Office in Meadville, PA dfor delivery to Terri L. Black at Route 17, Farmerville Louisiana, 71241 by certified mail, return receipt requested, delivery restricted to addresse eonly, a true and correct copy of the Complaint for Annulment under Section 204 of the divorce Code inthis matter for which deponent received at the time receipt for certified article no. P 042 058 246 which is attached hereto as Exhibit "A". Thereafter on November 23, 1987 it was returned to Karen S. Johnson return receipt card bearing the same number and signed by Terri Blacke said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

Oct. 6, 1988 **M O T I O N F O R D E C R E E O F A N N U L M E N T A N D O R D E R F I L E D . .**

AND NOW, this 6th day of Oct., 1988, and after hearing upon Plaintiff's Motion requesting the Court to enter a decree following the entry of default judgment pursuant to its authority to do so as set forth in Pa. R.C.P. Section 1511, it is hereby decreed that:

1. The Defendant as lawfully married to another at th etime of her marriage to the Plaintiff on January 8, 1987, and that her said marriage to another had not been terminated by divorce or annulment; and
2. The Plaintiff was unaware, at the time of his marriage to the Defendant on January 8, 1987, athat the Defendant was in fact lawfully married to another and
3. The Plaintiff neither lived with, cohabited with, nor comsummated his marriage to the Defendant following his first acquiring knowledge of the defendant's said marriage to another.
4. the marriage of the P laintiff to the Defendant is, and it is hereby so decreed, invalid and void.

BY THE COURT,
Robert L. Walker, J

1987

Spadafore, Vardaro,
Walker & Johnson
Karen S. Johnson
Emil Spadafore
963.

PAUL R. KASPICK

vs.

TERRI L. BLACKE KASPICK

Filed Nov. 5, 1987
@ 4:17 P.M.

Tax & entry Paid $40.50 ✓
Prothy Rd 9/1/88 9.00 ✓

COMPLAINT FOR DECLARATORY JUDGMENT
UNDER SECTION 206 OF THE DIVORCE CODE

1 copy (atty)

Nov. 30, 1987 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Karen S. Johnson, Esquire, Attorney for Plaintiff in this action and certifies that on November 9, 1987 she delivered to the Post Office in Meadville, PA for Delivery to Terri L. Blacke at Route 17, Farmerville, Louisiana, 71241 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint for Declaratory Judgment in this matter for which deponent received at the time receipt for certified article no. P 042 058 247 which is attached hereto as Exhibit "A". Thereafter on NOvember 23, 1987 is was returned to Karen S. Johnson return receipt card bearing the same number and signed by Terri Blacke said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

And Now, August 31, 1988, at 8:47 a.m., Judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file answer.
Judgment entered - 8/31/88
K - 166

JUDGMENT
James F. Simmons,
Prothonotary

Aug. 31, 1988, Motion Requesting Decree, and Order filed. ORDER: AND NOW, this 31st day of August, 1988, upon presentation and consideration of the foregoing Motion, a hearing is scheduled for 11 o'clock a.m. on the 6th day of Oct. 1988, for the purpose of considering any evidence or testimony necessary in order that the court may be able to frame an appropriate Decree. Defendant shall be notified by Cert. Mail Ret. Rec. Req., at last known address.

BY THE COURT,
Robert L. Walker, J.

Sept. 1, 1988, copy of order to Emil Spadafore, Esq.

Oct. 6, 1988 **ORDER FILED.**

AND NOW, this 6th day of Oct., 1988, following the entry of default judgment by the Plaintiff against the defendant, and following hearing upon Plaintiff's Motion pursuant to Pa. R.C.P. Section 1511 that the court enter an appropriate Decree, it is hereby ordered, adjudged and decreed that Plaintiff's marriage to the Defendant was and is invalid and void.

BY THE COURT
Robert L. Walker, J

William J. Gregg

964.

IN THE MATTER OF THE PETITION OF SANDRA K. SNYDER, AND TERRY L. SNYDER, HER HUSBAND, FOR CHANGE OF NAME OF MINOR CHILD:

TAMRA KAYE HEWITT

Filed Nov. 5, 1987
@ 2:03 P.M.

Tax & entry 11/22/87 $40.50
Pro Co 11/22/87 5.00

PETITION FOR CHANGE OF NAME

Nov. 5, 1987, ORDER filed. AND NOW, this 5 day of Nov. 1987, upon consideration of the foregoing Petition, a hearing on said Petition is set for Dec. 11, 1987 at 9:00 a.m. in Court Room No. 1 or 2 of the crawford County Courthouse, Meadville, Pa.

The Petitioners are directed to give notice of the hearing by publication in two newspapers of general circulation in Crawford County, Pa. one of which publications may be in the Crawford County Legal Journal.

BY THE COURT,
P. Richard Thomas, J.

Nov. 9, 1987, copy of order to Atty. Gregg.

Nov. 17, 1987 Certificate of No Liens filed.

Dec. 7, 1987, Certificate of No Lien of Prothonotary filed.

Dec 9, 1987 Certificate of No Mortgages, Certificate of Death and Proofs of Publication filled.

Dec. 11, 1987 Decree filed. AND NOW, this 11th day of December, 1987, upon hearing of the within petition and upon motion of William J. Gregg, Esquire Attorney for the Petitioners, and upon presentation of the proof of publication of notice as required by law, together with proof that there are no judgment or decrees of record or any other matter of like effect and it appearing that there are no legal objections to the granting of the prayer of the petition.

IT IS ORDERED AND DECREED that the name of the said minor child, TAMRA KAYE HEWITT, be and is hereby changed to TAMERA KAYE SNYDER.

Robert L. Walker, J

Dec. 14, 1987 Copies of order to William Gregg

1987

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

965.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

LINDA A. TATSCH

Filed Nov. 6, 1987
@ 10:23 a.m.

Tax & entry Paid	$40.50
Sheriff's Costs	18.00
Pro Co Pd 12/17/87	9.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Dec. 2, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO Linda A.Tatsch personally the within named defendant by handing a true copy of the within Complaint to her, on Nov. 9, 1987 at 3:55PM at her place of residence, Kearney Ave., Meadville, Crawford Co.Pa.

So answers, Edgar D. Householder, D.Sheriff
Howa r d N. Stewart, Sheriff

Dec 17, 1987, at 12:31 P.M., And Now, upon praecipe of plaintiff attorney, and 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, in the sum of One Thousand Five Hundred Eighty Two and 61/100 Dollars, plus int. from Oct. 30, 1987 and costs of suit.

Judgment entered - 12/17/87 Debt - - $1,582.61
T - 105 Int. from 10/30/87
James F. Simmons, Pro

Dec. 18, 1987, Notice of entry of judgment mailed to dft.

John R. Gavin

966.

Ann H. Gamble

WAYNE ARMSTRONG, JR.

vs.

LINDA ARMSTRONG

Filed Nov. 6, 1987
@ 10:31 A.M.

Tax & entry Paid	$40.50
2 counts paid	30.00
Bruce Smith, Mediator	
Pro Co Pd 6-23-88	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY

Dec. 3, 1987 Proof of Service filed. And now comes John R. Gavin, Atty. for the Plaintiff, and being duly sworn deposes and says that a copy of the Complaint filed in this action was placed in the United States mail, certified mail on Nov. 16, 1987 and that said Complaint has been received by the defendant as attested to by the return receipt which is attached hereto.

Dec. 4, 1987 Motion For Appointment Of Custody Visitation Master and Order filed. And now, this 8th day of Dec., 1987, Bruce Smith, is apppointed special Custody/Visitation Mediator in this action and said Mediator is directed to hold a conference herein and make recommendations to the Court.

By The court,
Robert L. Walker, J

Dec. 9, 1987 Copies of order to John Gavin and Bruce Smith

Jan 5, 1988 Stipulation and Order filed: AND NOW, this 4th day of Jan., 1988, the parties hereto hereto having stipulated and agreed, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. The primary physical custody of the child, Catherine L. Armstrong, date of birth, December 23, 1985, is now and shall remain with the mother, Linda Armstrong, pending further order of court.
2. The father Wayne Armstrong, Jr., shall be entitled to partial physical custody of the child as follows:
   (a) December 25, 1987, from 2:00 p.m. to 7:00 p.m.
   (b) January 1, 1988, from 4:00 p.m. until January 3, 1988, at 7:00 p.m.
   (c) January 8, 1988, from 4:00 p.m. to January 10, 1988 at 7:00 p.m.
   (d) From 1:00 p.m. until 7:00 on December 30, 1987, January 6, 1988, and January 13, 1988.

This order is and is intended to be an interim and temporary order only, the parties hereto expecting and intending to submit the controversy for full hearing on the merits of the matter, the purpose of this interim order being to provide for immediate access of the father to the child during his leave from military service.

Robert L. Walker, J.

Jan 7, 1988, Copies of order to Ann Gamble and John Gavin, Esqs.

Apr. 28, 1988 Affidavit Of Consent of Plaintiff filed.

May 6, 1988, Affidavit of Consent of defendant filed.

June 23, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

July 6, 1988 Motion to Withdraw Count II of Complaint and Order filed. And now, this 6th day of July, 1988 upon considerationof the foregoing Motion, it is Ordered that Count II of the Complaint filed herein be dismissed.

By the Court,
Robert L. Walker, J

July 6, 1988 Copies of order to John Gavin and Ann Hansen Gamble

July 6, 1988 Stipulation and Order filed. AND NOW, this 6th day of July, 1988, the parties hereto having stipulated and agreed:

IT IS HEREBY ORDERED AND DECREED, AS FOLLOWS:

1. The legal and physical custody ofthe child, Catherine L. ARmstrong, date of birth, December 23, 1985, shall be shared and joint between the Plaintiff, Wayne ARmstrong, Jr., and the Defendant, LInda Armstrong, the primary physical custody of the child remaining in the mother, LInda Armstrong.
2. The father, Wayne Armstrong, Jr., who is presently in the military service of the United Staes of America, shall be entitled to such physical custody as the parties hereto find mutually convenient and agreeable. In the event that the parties are unable to agree on the physical custody to be accorded to the father during the periods of time when he is on leave from his military service and present inthe area shall be at least one-half (1/2) of the days that his is home provided that he give a schedule of the days that he shall request to the mothe within ten (10) days of beginning any such leave.
3. The grandmother of the child and themother of the Plaintiff, father, Wayne ARmstrong, Jr., Christine Childs, shall be entitled to take the child into her custody for purposes of visitation withthe said child on Wednesday afternoons beginning at noon and continuing until 7:00 p.m., except during periods of time when the father is home on leave from military service at which time the rights of the grandmother shall abate. The rights of the said grandmother being in the place and stead of rights which might otherwise be accorded to the father.

No person who shall have the child in his or her custody shall do or say anything inthe child's presence which may be viewed as derogatory of the other parent or grandparents of the said chld and instead each parent and grandparent in whose custody the child may be shall encourage the said child to have the love and respect for other parents and grandparents as is their due. Neither shall any person take the child to any plac ewhich might be seen as inappropriate or unsafe for the said child.

4. In the vent that the father, Wayne aRmstrong, Jr., completes hismilitary service and returns to reside in or near the City of Titusville, or within one hundred (100) miles of the City of Titusville, either party hereto may request a modification of this Order without having to establish any other change of circumstances.
5. The parties hereto may make such amendments and moficiations tothe within Order as they deem necessary and advisable to effect the purposes of this Order, which is to enable the child to develop familial bonds with her parent and grandparents.

Robert L. Walker, J

July 6, 1988 Copies of order to John Gavin and Ann Hansen Gamble

July 6, 1988 **DIVORCE DECREE FILED.**

AND NOW, July 6, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WAYNE ARMSTRONG, JR. and LINDA ARMSTRONG

is hereby dissolved and the parties 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

1987

Dennis G. Kuftic

967.

RODNEY MILLER

vs.

J. D. MOATES, d/b/a
TEAM LTD.

CIVIL COMPLAINT

2 copies (sheriff)

Nov. 23, 1987 Sheriff's Return filed. SERVE J. D. Moates, d/b/a Team Ltd. by certified mail on November 16, 1987 at 583 Northern Ave. Suite 59, Hagerstown, MD 21740. The return receipt attached to this return. So answers, Howard N. Stewart, Sheriff

Filed Nov. 6, 1987

Tax & entry Paid $40.50 ✓
Sheriff's Costs 18.00
Pro co pd 12/23/87 9.00 ✓
Exempt of Record 12/4/1988 13.50 ✓

And Now, Dec. 23, 1987 at 2:13 p.m. upon praecipe of p laintiff's attorney, with Notice of Intention to File default Judgment attached, judgment is hereby entered infavor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Thousand Two Hundred Twenty-five and 00/100 plus cost and interest.

M-95; T-182 Debt $ 1,225.00
Judgment enterd 12/23/87 Judgment
Notice mailed 12/30/87 James F. Simmons
Prothonotary

Brian Lindsay
Legal Aid

968.

LAURA JEAN BAKER

vs.

LEE BAKER

Filed Nov. 6, 1987
@ 11:38 A.M.

Tax & entry Paid $40.50
Pro Co Pd 11/6/87 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 21, 1988 Affidavit filed. I,BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Laura Jean Baker and that as such I am authorized to execute this affidavit; that I did, on the 10th day of November, 1987, send by Certified Mail, addressee ONly, Return Receipt Requested to Lee Baker a true and correct copy of the Complaint in Divorce at his last known addres of P.O. box 555 Jamestown, New York 14701 as evidenced by the attached sender's receipt No. P 276 200 185 and that on the 16th day of November, 1987, I did receive the duly executed return receipt dated the 13th day of November, 1987.

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.

Dated 1/14/88 Brian Lindsay

Feb. 17, 1988, Affidavit of Consent of plaintiff filed.

Feb. 17, 1988, Affidavit of Consent of Defendant filed.

Feb. 17, 1988, Upon praecipe of plaintiff attorney, to Transmit the Record, this case moved to court.

Mar. 9, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 8, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

L A U R A J E A N B A K E R a n d L E E B A 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, J

1987

Jack, Kookogey & Felton
Robert J. Felton

969.

DONALD E. CHAPPEL

vs.

FRANCES E. CHAPPEL

Filed Nov. 6, 1987
@ 12:32 P.M.

Tax & entry Paid $40.50 ✓
Pro Co-Pd 12-8-87 - 9.00 ✓

COMPLAINT UNDER 201(d) OF DIVORCE CODE

1 copy (atty)

Nov. 6, 1987 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Nov. 20, 1987 Affidavit Of Service filed. I, Robert J. Felton, Esq. Attorney at Law, 144 West Spring Street, Titusville, Pennsylvania, am attorney for Donald E. Chappel, Plaintiff inthe within divorce action. In my capacity as attorney for the Plaintiff, I served a certified copy of the divorce complaint upon the Defendant, Frances E. Chappel, by mailing the same to her on November 6, 1987 by Certified Mail No. P 382 384 834 return receipt requested. The Defendant Frances E. chappel, receipted for said mail on November 10, 1987, as reflected inthe return receipt of certified mail attached hereto. Robert J. Felton

Dec. 3, 1987 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(d)(1)of Divorce Code, this case is moved to Court.

Dec. 10, 1987 **DIVORCE DECREE FILED.**

AND NOW, December 10, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DONALD E. CHAPPEL and FRANCES E. CHAPPEL

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

William L. Walker

970.

RANDY A. NICKERSON

vs.

CYNTHIA A. NICKERSON

Filed Nov. 6, 1987
@ 1:06 P.M.

Tax & entry Paid	$40.50
Pro Co.	15.00
Pro Co Pd2/26/88	9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION & DISTRIBUTION

1 copy (atty)

Nov 17, 1987 Affidavit of Service filed: Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esquire, Attorney for Plaintiff in this action and certifies that on November 6, 1987, she delivered to the Post Office in Meadville, PA for delivery to Cynthia A. Nickerson, at R.D.#2, 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 the time receipt for certified article No. P-547 808 151 which is attached hereto as Exhibit "A". Thereafter on November 10, 1987, it was returned to William L. Walker, return receipt card bearing the same number and signed by Cynthia A. Nickerson said return receipt card being attached hereto as Exhibit "B".

Vicki Bradshaw

Feb. 25, 1988, Affidavit of Consent of plaintiff filed.

Feb. 25, 1988, Affidavit of Consent of defendant filed.

Feb. 25, 1988, Separation and Property Settlement Agreement filed.

Feb. 25, 1988, Upon praecipe of plaintiff attorney, for Review Under 201(c) of the Divorce Code, this case moved to court.

Mar. 16, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 14 day of March, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between RANDY A. NICKERSON and CYNTHIA A. NICKERSON, 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.

With respect to Count II of the Divorce dealing with equitable distribution of property, the Court notes that a Separation and Property settlement Agreement has been filed in this case which indicates that the parties have divided all of their personal property and that said personal proeprty shall be owned soley and separately by the respective parties in whose possesion the property is now located.

BY THE COURT:
P. Richard Thomas, J

1987

Shafer, Swick, Bailey Irwin & James R. Irwin

Bozic and Thomas
John H. Bozic, Jr.

971.

Joan Mason

5-2-96 Rec'd from dept mail fee 150

Stack

LINDA Z. WILSON

vs.

JEFFREY S. WILSON

Filed Nov. 6, 1987
at 4:10 P.M.

Tax & entry Paid	$40.50
2 counts paid	30.00
John Fuller, Mediator	
Pro Co. PD. 4/24/90	9.00
State Surcharge Pd.	10.00

COMPLAINT UNDER SECTION 201(c) and 201(a)(6) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION, AND CUSTODY

1 copy (atty)

Dec. 18, 1987 Petition For Christmas Visitation and Order filed. AND NOW, this 18 day of December 1987, mother is required to allow the father to have temporary custody of the three minor children of this marriage in accordance with the dates and time requested in the attached petition. Hearing Dec. 23, 1987 2:30 p.m. P. Richard Thomas, J

Dec. 18, 1987 Copies of order to John Bozic and Joan Mason

Dec 18, 1987 Motion to Appoint Custody Mediator and order filed: AND NOW, Dec. 21, 1987 John Fuller is appointed Custody Mediator.
Robert L. Walker, J.

Dec. 21, 1987 Copies of order to John Bozic and Joan Mason, Esqs. and John Fuller, Esq.

Jan 10, 1990 Stipulation and Consent to Entry of Custody Order filed.

Jan 10, 1990 Order filed: AND NOW, this 10th day of January, 1990, upon presenation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. Primary physical custody of the minor children Todd Wilson, Tayler Wilson, and Troy Wilson shall be with their mother, Linda Z. Wilson.

2. Legal custody of theminor children aforementioned shall be shared between the mother, Linda Z. Wilson and the father, Jeffrey S. Wilson.

3. The natural father, Jeffry S. Wilson, shall have temporary custody of the aforementioned minor children from 12:00 noon until 8:00 p.m. every Saturday except for six Saturdays per year. Said Saturdays shall be spent with Mother and shall be exercisable at times of Mother's election.

4. The parties shall share custody oft he following holidays and in the following manner;

A. Christmas Day. The natural father shall have temporary custody of the minor children from 1:00 p.m. until 8:00 p.m. on Christmas Day.

B. New Years Day. The natural father shall have temporary custody of the minor children from 2:30 p.m. until 8:00 p.m. on New Years Day.

C. Easter. The father shall temporary custody of the minor children from 1:00 p.m. until 8:00 p.m. on Easter Day.

D. Thanksgiving. The father shall have temporary custody of the parties' minor children every Thanksgiving day from 2:30 p.m. until 8:00 p.m.

5. The parties shall alternate the following designated holidays: Memorial Day, Fourth of July and Labor Day with Mother having custody of the parties' minor children Memorial Day and Labor Day of even numbered years and Father having custody of the parties' minor children on July 4th of even numbered years. Every odd numbered year the visitation schedule will be reversed with Father having temporary custody of the parties' minor children every Memorial Day and Labor Day and Mother having temporary custody every Fourth of July.

For the purposes of the holiday visitations for Memorial Day, Fourth of July and Labor Day said visitations shall commence at 10:00 a.m. and terminate at 8:00 p.m. of said holiday.

6. Except in emergency situations, the Father shall give the mother at least twenty-four (24) hours notification when he will not be exercising a scheduled visitation.

7. This order shall be reviewable in three (3) years from the date of the entry of this order.

8. The natural father, Jeffrey S. Wilson, shall be responsible for all transportation of the minor children in regard to the exercise of this temporary custodial periods.

BY THE COURT,
P. Richard Thomas, J

Jan 10, 1990 Copies of order put in Attys. Fuller, Mason & Irwin boxes and copy put in Thomas Firm box.

Mar 21, 1990 Affidavit of Consent of Plaintiff filed.

April 24, 1990 Affidavit of Consent of Defendant filed.

April 24, 1990 Memorandum of Agreement as to divorce and Equitable distribution of real and personal property filed.

April 24, 1990 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

May 1, 1990 Order filed. AND NOW, April 30, 1990, upon review of this file pursuant to a praecipe to transmit the record for a final divorce decree the Court returns the record to the Prothonotary as there is no evidence of service of the complaint on the defendant.
BY THE COURT,
Gordon R. Miller, J

May 3, 1990 Copy of order put in James Irwin's box.

May 14, 1990 Acceptance Of Service Of Complaint In Divorce filed. AND NOW, this 11 day of May, 1990, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby acknowledge that in 1987 I received service of a true and correct copy of the Complaint in Divorce.
Jeffrey S. Wilson

May 14, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record, This case moved to court.

Continued on page-588b-

Brian Lindsay
Legal Aid
972.

CAROLYN G. WOOD

vs.

WILLIAM M. WOOD

Filed Nov. 9, 1987
@ 9:20 A.M.

Indigent filing

Pro Co Pd 1-10-90	9.00
State Pd 1-19-90	10.00
Pro for Co. pd 1/29/90	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 9, 1987, Praecipe to Proceed IN Forma Pauperis, Petition for Leave to Proceed IN Forma Pauperis, and Order filed. ORDER OF COURT: AND NOW, this 9th day of November 1987, Carolyn G. Wood, 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.

Jan. 21, 1988 Affidavit Of Service filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn accorcing to law, depose and say that I am the attorney of record for Carolyn G. Wood and that as such I am authorized to execute this affidavit; that I did, on the 10th day of November, 1987, send by Certified Mail, Addressee ONly, Return Receipt Requested to william M. Wood a true and correct copy of the Complaint in Divorce at his last known address of HHC 3rd Engineer Ballation, Fort Stewart, Georgia 31314 as evidenced by the attached sender's receipt No. P 276 200 186 and that on the 16th day of November, 1987, I did receive the duly executed return receipt dated the 13th day of November, 1987.
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.
Dated: 1/14/88 Brian LIndsay

Feb. 19, 1988 Affidavit Of Consent of Plaintiff filed.

Jan 9, 1990 Affidavit of consent of Defendant filed.

Jan 9, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Jan . 19, 1990 DIVORCE DECREE FILED

AND NOW, January 19, 1990, it is ordered and decreed that Carolyn G. Wood, plaintiff, and William M. Wood, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J.

Jan. 24, 1990 Notice of election to Retake Maiden Name , Now to be known as CAROLYN G. JENKINS., filed.

1987

Hayt, Hayt & Landau
Scott D. Landau

973.

FORD MOTOR CREDIT COMPANY
One American Road
Dearborn, Mi. 48122

vs.

RICHARD E. BYRNE
R. D. #3
Finney Road
Cambridge Springs, Pa.
16403-9803

Filed Nov. 9, 1987
@ 12:32 P.M.

Tax & entry Paid $40.50 ✓
Sheriffs costs 24.20
Pro Co Pd 1/14/88- 9.00 ✓

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Dec. 16, 1987, Sheriffs Return filed. SERVED AND MADE KNOWN TO Richard E. Byrne Personally the within named defendant by handing a true copy of the within Complaint to him on Dec. 9 1987 at 10:20 a.m. at his pla ce of residence, R. D. #3, Finney Rd., Cambridge Springs, Crawford County, Pa.
So aNSWERS, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Jan. 14, 1988 at 11:42 a.m., upon praecipe of plaintiff attorney, with affidavit of non military service, and copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for failure to answer, damages assessed in the amount of Five Thousand Five Hundred Ninety Two and 40/100 Dollars, (Incl. int. from 3/13/86-423.67 & atty fees - 932.07)

Judgment entered - 1/14/88
B - 144
Debt - $5,592.40
James F. Simmons,
Prothonotary

Jan 14, 1988, Notice of entry of judgment mailed defendant.

1987

John R. Gavin

974

Robert J. Felton

JAMES L. WRIGHT

VS.

ROLAND SUTTON

Filed November 10, 1987 @ 2:16 P.M.

Tax & Entry Paid	40.25 ✓
Pro Co	15.00
Pro Co Pd 6-22-88	9.00 ✓
Pro Co Pd 8-4-88	6.00 ✓

Notice of Appeal from District Justice Judgment
Ronald A. Cole, Sr., 30-3-06

Nov 13, 1987 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Dec. 9, 1987 Complaint filed.

Jan. 15, 1988 Answer and New Matter filed.

Feb. 23, 1988, Plaintiff's Reply to Defendant's New Matter filed.

Feb. 23, 1988, Upon Praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:

Victor Kinnunen, Chairman
Joseph C. Barnhart,
Barbara L. Smith

Mar. 22, 1988, Arbitrators Take the Qualifying Oath.

May 4, 1988, Decision of the Arbitrators filed in which they find in favor of plaintiff James L. Wright and against defendant Roland Sutton, in the amount of $2,242.00 plus costs.
S - 231
Decision entered-5/4/88
DECISION OF THE ARBITRATORS

May 4, 1988, copies of decision to Attys. Gavin and Felton

And now, June 22, 1988 @ 10:59 A.M. Upon praecipe of plaintiffs attorney judgment is hereby entered in the above captioned matter in accordance with decisions of the Board of Arbitrators entered thereon.
S-231
Debt.....$2242.00
JUDGMENT
James F. Simmons
Prothonotary

June 22, 1988 Judgment entered.

AND NOW, Aug 3, 1988 @ 1:55 P.M., Upon Praecipe of Plaintiff's Attorney, the above judgment is marked Paid and Satisfied.

1987

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

975

R. Chas. Gleman

2/26/88 Recd. $100.00 From Plaintiff

3/16/88 Recd $400.00 From Defendant

5/16/88 Recd $61.00 From Defendant

5/26/88 Recd $61.00 From Plaintiff

Recd 7-5-88
$61.00
Vivian Stoltz

Recd - 7-5-88
$61.00
Vivian Stoltz

10/6/88 Paid $115.00 CK # 4734
To Ann McDonald, Steno.

10/6/88 Paid $100.00 CK 4735
To Sylvia L. Draiger, Master

10/6/88 Paid $59.00 CK 4736
To Phyllis Milhous - Refund

10/6/88 Paid $28.50 CK 4737
To David Milhous - Refund

8/1/89 Recd. 68.50 From Defendant
Rec'd $68.50
Aug 1, 1989
Vivian Stoltz

8/1/89 Recd. $38.75 From Plaintiff
Rec'd 9-6-89
$38.75
Vivian Stoltz

9/12/89 Recd $29.75 From Plaintiff
Rec'd 11-2-89
$29.75
Vivian Stoltz

Received from Atty
2-10-92
$ 63.50

Received from Plf
2-11-92
63.50

Pd 3-11-92
Crawford Comm.
Ck # 6700 127.00
Mediation

PHYLLIS MILHOUS

VS.

DAVID MILHOUS

Filed Nov 10, 1987 @ 3:03 P.M.

Tax & Entry Paid	$40.50
3 Counts paid	60.00
Constable costs	27.05
Pro Co Pd 9-23-88	9.00
	137.00

Wm Pmco. Mediator

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

1 copy (atty)

Nov 10, 1987 Petition for Special Relief Under the Divorce Code Pursuant to Pa. R.C.P 1920.43 and Order filed: AND NOW, November 10, 1987, after presentation of the Petition for Special Relief, a rule is ussued upon the Defendant to show cause, if any he has, why Plaintiff should not be granted the use of the marital residence and the station wagon pending equitable distribution.

Hearing is scheduled for Nov., 6, 1987, at 3:30 P.M. in Court Room No. 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

By the Court
P. Richard Thomas, J.

Nov. 13, 1987 Copies of Order to Mary Ann Kirkpatrick, Esq.

Nov. 10, 1987 Motion to Set Hearing on Alimony Pendente Lite, Child Support, Counsel Fees and Expenses and Order filed: AND NOW, November 10th, 1987, a hearing on the Motion for Alimony Pendente Lite, Child Support, Counsel Fees and Expenses is set for the 16 day of Nov., 1987, at 3:30 P.M. in Court Room No. 2 of the Crawford County Courthouse in Meadville, Pennsylvania. Pennsylvania.

By The Court,
P. Richard Thomas, J.

Nov 13, 1987 Copies of order to Mary Ann Kirkpatrick, Esqs.

Nov. 10, 1987 Affidavit Of Service filed. Richard Stenson, being duly sworn according to law, deposes and sets forth as follows: 1. That he is a competent adult and constable in crawford co. PA
2. That on information furnished to him, he caused a certified copy of the Divorce Complaint in the above matter to be serrved upon the Defendant, David Milhous at 3:45 o'clock p.m., on November 10, 1987, at 1012 Water Street, Meadville, Pennsylvania 16335.
3. That costs incurred for this service were as follows:

a.) Service	$25.00
b.) Mileage	$ 2.05
TOTAL	$27.05

4. Further Deponent Saith Not. Richard Stenson

Nov. 10, 1987 Affidavit of service filed. Richard Stenson, being duly sworn according to law, deposes and sets forth as follows:
1. That he is a cometent adult and Constable in Crawford County, Pennsylvania
2. That on information furnished to him, he caused a certified copy of the Petition and Order for Special Relief in the above matter to be served upon the Defendant, David Milhous at 3:45 o'clock p.m., on November 10, 1987, at 1012 Water Street, Meadville, Pennyslvania 16335.
3. That costs incurred for this service were as follows:

a.) Service	$25.00
b.) Mileage	$ 2.05
TOTAL	$27.05

4. Further deponent Saith Not. R. Stenson

Nov. 10, 1987 Affidavit of Service filed. Richard Stenson, being duly sworn according to law, deposes and ssets forth as follows:
1. That he is a competent adult and Constable in Crawford County, Pennsylvania
2. That on information furnished to him, he caused a certified copy of the Motion and Order on Alimony Pendente Lite, Child Support and counsel Fees in the above matter to be served upon the defendant, DAvid Milhous at 3:45 o'clock p.m., on November 10, 1987, at 1012 Water Street, Meadville, Pennsylvania 16335.
3. That costs incurred for this service were as follows:

a.) Service	$25.00
b.) Mileage	$ 2.05
TOTAL	$27.05

4. Further Deponent Saith Not. Richard Stenson

Nov. 19, 1987 Order filed: AND NOW, November 16, 1987, at the time fixed for hearing in connection with the petition of the plaintiff for special relief and for determination of alimony pendente lite and child support and other related matters, by agreement of the parties, the following Order is entered:

1. A Chevrolet Caprice station wagon titled in the name of the husband shall be retained in the possession of the wife for her use, with the maintenance expenses to be paid by her.

2. A 1981 Oldmobile Cutlass titled in the name of the wife shall be retained by the husband for his use and he shall pay the normal maintenance and operating expenses for that vehicle.

3. The husband shall pay directly to the wife the sum of $40.00 a week for support of two minor children, payments to be made on a bi-weekley basis of $80.00 each and shall pay alimony pendente lite to the wife in the sum of $40.00 per week, also to be paid bi-weekly directly to the wife; and in addition thereto, the husband shall pay to the wife in the sum of $10.00 per week bi-weekly to cover the expense of piano lessons for one of the children and the wife shall cover the similar expense for the other child.

4. The husband shall pay the expenses of the children incurred for participation in swim meets in such amounts as shall be required.

5. The wife is maintaining possession of the marital residence under an Order entered in a related case. The husband shall make all payments on the mortgage encumbering that residence on a timely basis and the wife shall pay all other household expenses, including but not limited to, routine maintenance, utilities, insurance and the like; provided, however, that major repairs and improvements to the premises will be subject to further Order of Court, and provided further, that no provision is made relating to real estate taxes on the premises on the assumption of the parties that the divorce will be final before the next tax bill need be paid.

6. The parties shall share 50-50 any uninsured medical expenses for the two children and will continue to maintai their present medical insurance coverage.

7. The husband shall be entitled to collect the rent from a residential property at 639-639½ Washington Street, Meadville, and the income from any other investments with the understanding that income from those sources shall be accounted for in the ultimate disposition and distribution of the parties' property. The fact that the husband is collecting the money shall not be deemed in any way an acknowledgement that he is entitled to retain the same but is done solely for convenience with the intent that a further accounting be made in the final divorce decree.

8. Although a request for counsel fees, costs and expenses has been made, the parties have agreed that that matter shall be reserved until a later date without any waiver on the part of either to raise that issue in the future.

Continued on page 587 597

1987

Culbertson, Weiss, Schetroma and Schug
Mary Ann Kirkpatrick

976

4/22/88 Recd. $ 27.05 From Defendant, 4/22/88 Paid $27.05 To Mary Ann Kirkpatrick Constable Costs Ck# 4570

PHYLLIS MILHOUS

VS.

DAVID MILHOUS

Filed Nov 10, 1987
Tax & Entry pd 4/22/88 40.50
Constable Cost $27.05
Fee to Co Rel 4/22/88 9.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

2 copies (atty)

Nov 10 1987 Order: AND NOW, November 10, 1987, hearing on this petition relating to the issues prayed for in the petition is scheduled for November 16, 1987, at 3:30 P.M., in Courtroom No. 2.

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

Nov 13, 1987 Copy of order to Mary Ann Kirkpatrick, Esq.

Nov. 10, 1987 Affidavit Of Service filed. Richard Stenson, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a competent adult and Constable in Crawford County, Pennsylvania.
2. That on information furnished to him, he caused a certified copy of the abuse Petition and Orderin the above matter to be served upon the Defendant, David Milhous at 3:45 o'clock p.m., on November 10, 1987 at 1012 Water Street, Meadville, Pennsylvania 16335.
3. That costs incurred for this service were as follows:

a.) Service	$25.00
b.) Mileage	$ 2.05
TOTAL	$27.05

4. Further Deponent Saith Not. Richard Stinson

Nov. 19, 1987 Order filed: AND NOW, November 16, 1987, at the time fixed for hearing in this matter, both parties being present in open court, accompanied by counsel, the parties have agreed that the following Order be entered:

1. The defendant shall not go to the marital residence except as otherwise provided in this order and shall return any keys to the marital residence that he may have to the plaintiff.
2. The defendant shall have the right to go to the marital residence for a reasonable period of time on three (3) separate Sundays to be arranged by the parties for the purpose of obtainign his clothing, personal effects, hunting equipment and certain personal business records and equipment maintained at the residence.
3. The defendant shall not contact the plaintiff for legitimate purposes relating to the visitations with the children or other legitimate issues raised by the divorce Complaint pending between the parties. The parties have indicated that they believe ther can be an amicable agreement relating to visitation rights and the defendant shall have such visitation rights with the children as may be agreed upon, provided that if the parties cannot agree, either party may either proceed with a custody action pending in the divorce case or apply to this Court for further clarification in this case.

This Order is being made without any admission or denial of any party of the facts alleged in the petition.

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

Nov. 23, 1987 Copies of order to Mary Ann Kirkpatrick, and David Truax, Esqs.

Apr. 14, 1988, ORDER filed. AND NOW, April 14, 1988, the defendant having been taken into cusotdy by the Meadville City police and placed in the Crawford CountyJail late on April 13, 1988, as a result of conduct which could be viewed as a violation of the Protection From Abuse Order heretofore entered, hearing on this matter is continued to be scheduled on motion of any party in interest if it becomes necessary. The defendant is released on one dollar nominal bond to be signed by the Sheriff, and as an additional condition of both bail and the abuse petition, the defendant shall not at any time or for any purpose be on the section of Chestnut Street in the City of Meadville between Liberty Street and Grove Street.

Such visitation rights as have been agreed upon by the parties shall be exercised by the plaintiff delivering the children tothe defendant's residence. This arrangement shall continue only until there is some formal partial custody or visitation order entered in connection with the divorce action between the parties, the custody portion of which is presently in the hands of the Custody Mediator.

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

Apr. 14, 1988, copies of order to Attys. M. Kirkpatrick and R. C. Thomas, .

Apr. 14, 1988, Nominal Bond signed by defendant and Sheriff's Dept. in Bond Drawer..

1987

Bettie Peterson-Muth

977

BERNICE M. SINGLETARY

vs.

TRACY S. SINGLETARY

Filed Nov 10, 1987

Tax & Entry Paid $40.50
Pro Co pd 3/1/88 9.00

COMPLAINT IN DIVORCE

2 copies (atty)

Mar. 1, 1988 Affidavit Of Service filed. Bettie J. Peterson-Muth, being duly sworn according to law, deposes and says that she is an competent adult; that she served the Divorce Complaint filed in the above matter on TRACY S. SINGLETARY, personally, by handing to him a true and correct copy thereof and informing him of its contents at Saegertown Manufacturing Company, on November 16, 1987, at 3:30 p.m.
Deponent further avers that she personally knows the defendant and that it was he whom she did serve.
Bettie J. Peterson-Muth

Mar. 1, 1988 Affidavit Of Consent of Plaintiff filed.

Mar. 1, 1988 Affidavit Of Consent of Defendant filed.

Mar. 1, 1988 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Mar. 18, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 18, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

B E R N I C E M . S I N G L E T A R Y a n d T R A C Y S . S I N G L E T A R Y

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

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

David W. Pickens

978

PATTY F. ZIRKLE

VS.

DONALD F. ZIRKLE, Jr

Filed Nov 12, 1987
Tax & Entry Paid $40.50 ✓
Pro Co Pd 2-26-88 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 3, 1987, Affidavit of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of PA., and on Nov. 12, 1987, I sent a copy of the Divorce Complaint filed at the above number, properly endorsed, to Donald F. Zirkle,Jr. at R D #1, Box 212B, Atlantic,PA 16111 his last known address, by certified mail no. P404-874-913; and that on Nov. 18, 1987, I received a return receipt for said certified mail signed by Don Zirkle,Jr. and dated Nov. 17, 1987, 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.

Feb 25, 1988 Affidavit of Consent of Defendant filed.

Feb. 25, 1988 Affidavit of Consent of Plaintiff filed.

Feb 25, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Mar. 16, 1988 **DIVORCE DECREE FILED.**

AND NOW, March 14, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PATTY F. ZIRKLE and DONALD F. ZIRKLE, 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, J

1987

C. Barton Jones

1979

William J. Gregg

JUANITA V. FRY

VS.

FRANCIS D. FRY

Filed Nov 12, 1987

Tax & Entry Paid $40.50 ✓
3 counts Pd 3/11/88 45.00 ✓
Pro Co Pd 4-5-88 9.00 ✓

COMPLAINT IN DIVORCE

Mar. 4, 1988, Amended Complaint Under Section 201(c) of the Divorce Code-Count I, filed. (includes Property Distribution, Support and Custody)

Mar. 16, 1988 Petition for Custody and Order filed. You, Juanita V. Fry, have been sued in Court to obtain custody of the child,Robin A. Fry.
You are ordered to appear in person at the time and place selected by William Pineo, 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 you 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
310/312 Chestnut Street
Meadville, PA 16335
Telephone: (814) 724-7719

Dated: 3-16-88
BY THE COURT,
P. Richard Thomas, J

Mar. 21, 1988 Copies of order to William Gregg and C. Barton Jones

Apr 4, 1988 Affidavit of Service by Mail Pursuant to Pa. R.C.P. 1920.4(a)(1)(ii) filed: C. Barton Jones, Esquire, being duly sworn according to law, deposes and says that he is the attorney for plaintiff, JUANITA V. FRY, and that he did mail a true and correct copy of the complaint in divorce filed in the above matter, by certified mail, return receipt requested, to the defendant FRANCIS D. FRY, on November 12, 1987, at his last known address, 238 Pitts Road, Jamestown, Crawford County, Pennsylvania. The signed receipt is attached hereto as Exhibit "A".

C. Barton Jones

Apr 4, 1988 Affidavit of Service by Mail Pursuant to Pa. R.C.P. 440 filed: I, C. Barton Jones, Attorney for the above Plaintiff, hereby certify, swear and affirm that the above Defendant was served with the Amended Complaint mailed March 4, 1988 by regular U.S. Mail pursuant to Pa. R.C.P. 440. It is of record in Crawford County that Defendant filed for custody after this service was made, but later withdrew the Petition. So Defendant can not deny service.

C. Barton Jones

Apr 4, 1988 Affidavit of Consent of Defendant filed.

Apr 4, 1988 Affidavit of Consent of Plaintiff filed.

Apr 4, 1988 Motion to Incorporate a Marriage Settlement Agreement in Divorce Decree filed.

Apr 4, 1988 Marriage Settlement and Separation Agreement filed.

Apr 4, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

April 8, 1988 ORDER filed. The Affidavits of Consent not having been filed in accordance with Pa. R.C.P. 1920.42, the record in this matter is returned to the Prothonotary's Office.

By Order Of The Court,
Robert L. Walker,J.

April 11, 1988, Copy of Order to Attys. C. Barton Jones and William Gregg.

Apr 25, 1988 Affidavit of Consent of Defendant filed.

Apr 25, 1988 Affidaivt of Consent of Plaintiff filed.

Apr 25, 1988 Upon Praecipe of Plaintiff's Attorney, for Review Under Section 201(c) of the Divorce Code, this case is moved to Court.

Apr. 27, 1988 **DECREE AND ORDER FILED.**

1. Divorce AND NOW, this 27th day of April, 1988, the grounds of irretrievably breakdown under Section 201(c) of the Divorce Code, in the above case having been duly approved, the court, by virtue of the authority vested in it by law, decrees that JUANITA V. FRY and FRANCIS D. FRY are hereby divorced from the bonds of matrimony, and all the duties rights, and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shal henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, as folows:

2. Equitable Property Distribution

a. The husband and wife have amicably and satisfactorily distributed and divided their personal property between themselves.

b. The marital residence at 238 Pitts Road, Jamestown, Crawford County, Pennsylvania, 16134 shall remain titled in the name of the Plaintiff, JUANITA V. FRY, free from all claim by the defendant husband for curtesy or any other right, title, or interest in said property; excepting tha tthe Pl aintiff and Defendant shall enter into a lease agreement for rents whereby the Defendant shall continue to occupy the said proeprty as tenant, and the Plaintiff shall vacate the premises.

c. The wife shall retain title to her automobile and shall execute title to the husband for his pick up truck.

3. Custody

a. The parties agree that custody of their minor daughter, Robin A. Fry shall be in the wife, Juanita V. Fry.

b. From time to time by agreement between the parties and upon request of the husband, the husband shall have rights of visitation of the parties' minor daughter, Robin A. fry, including overnights and said child shall be given a voice in the occasion of such visitations which shall be honored or respected by the parties. Visitations on holidays shall be by amicable agreement.

4. Support

a. The parties shall each be responsible for the support of their minor child while she is in their custody, excepting that the husband professes that he will aid the wife in such suport as he is able.

b. The husband shall remain and be responsible solely for said child's medical expenses or insurance, dental needs, and any expenses for her education.

5. The Defendant husband engaged in consultation with the law firm of William Gregg of Conneaut Lake, Pennsylvania, during the course ofthis divorce and in review of a certain Marriage Settlement Agreement upon which are based these provisions.

BY THE COURT,
Robert L. Walker, J

1987

Stephen H. Hutzelman

980

MARINE MIDLAND BANK

VS.

MARY E. ROBINSON

Filed Nov 12, 1987

Tax & Entry Paid $40.50 ✓

Pro for Co. pd 11-30-87
$5.00 ✓
Sheriff's Costs 21.12

COMPLAINT IN CIVIL ACTION

1 copy (sheriff

Nov. 30, 1987 Upon praecipe of plaintiff's Attorney, the above captioned case is marked discontinued of record.

Stephen H. Hutzelman, Esq.

Dec. 9, 1987 Sheriff's Return filed. SERVED Mary E. Robinson within named defendant on November 19, 1987 at 10:54 am by handing a true copy of the within Complaint to Frank Teed, adult person in charge of her residence, R.D.# 4, Box 995 Silver St.,Conneaut Lake, in the County of Crawford, State of Pa.

So answers,

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

1987

William Gregg

981

PETITION FOR OPENING OF BALLOT BOX AND RECOUNT OF VOTES CAST IN SUMMERHILL TOWNSHIP SUPERVISORS ELECTION

Filed Nov 12, 1987

Tax & Entry Paid $40.50 ✓
Pro Cp Pd 50.00 ✓

PETITION FOR OPENING OF BALLOT BOX AND RECOUNT OF VOTES CAST IN SUMMERHILL TOWNSHIP SUPERVISORS ELECTION

Nov 13, 1987 Order filed: AND NOW, November 13, 1987, a petition having been filed to open the Summerhill Township ballot box and recount all ballots cast, including absentee ballots, to ascertain the results of the election for Township Supervisor as it involves Earl Daniels and Richard Loughner, Jr., the Court hereby sets hearing on this matter for November 20, 1987, at 3:30 P.M., in Courtroom 1 or 2.

Carol Richmond, R.D.3, Linesville, Pa., 16424, Minority Inspector, is alleged to be in custody of the ballot box and will produce the same at the hearing. Either Majority Inspector Marilyn Mathews, R.D.3, Conneautville, 16406, or Judge of Elections Agnes Weibal, R.D.3, Conneautville, 16406 will appear with the key to unlock said box. Kathlene McDowell, Commissioner's Office, will appear with the voting tabulations and any absentee ballots in the possession of the Commissioner's Office.

Richard Loughner, Jr., R.D.2, Box 379, Smith Road, Conneautville, Pa. 16406, and Earl Daniels, Harmonsburg, Road, Conneautville, Pa. 16406, are advised they have a right to attend said hearing.

The requests that the Election Board comprised of Frederic Wagner, Oakley Lamb and Anthony Vardaro appear to assist the Court as tabulators in recounting the ballots.

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

Nov 13, 1987 Copies of order to Atty Gregg and all parties .

Nov. 24, 1987 Order filed. AND NOW, November 20, 1987, at the time the ballot box is opened, the Court designates the Board of Elections, Fred Wagner, Tony Vardaro, and Oakley Lamb to be the official counters of the ballot and directs that Judge of Elections from Summerhill Township, Agnes Weibel, and Kathi McDowell be the official tabulators.

The Court notes that the two candidates at issue are seated beside the ballot counters and the tabulators and may interrupt the proceedings at any time to inspect any ballot and at any time a Court ruling is needed by either the Election Board or either of the canidates, the Judge remains in the courtroom and will make said ruling.

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

Dec. 1, 1987 Copies of order to William Gregg and Election Board

Nov. 24, 1987 Order filed. AND NOW, November 20, 1987, at the time set for recounting, the ballots for Township Supervisor in Summerhill Township and after the Court made various rulings, the Court finds candidate EArl Daniels received 149 votes and candidate Richard Loughner, Jr., received 148 votes. Donald Wallace received two write-ins. Vernon Frye received one write-in.

The Court has ruled that ballots marked Exhibits 14 and 15 would not be counted for either candidate and that Exhibit 13 should be counted for candidate Daniels.

Accordingly, the Court directs the county Election Board to record the votes as directed by this Order. Candidate Loughner is advised that he may take an appeal from this decision to the Appellate Courts within thirty (30) days.

The $50.00 deposited shall be surrendered to Crawford County..

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

Dec. 1, 1987 Copies of order to William Gregg and Election Board

1987

Brian Lindsay

982

MAIRA L. SANTIAGO

VS.

FRANCISCO SANTIAGO

Filed Nov 12, 1987
Tax & Entry Paid $40.50 ✓
1 count 15.00 ✓
Pro Co Pd 3-10-88 9.00 ✓

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Jan. 21, 1988 Affidavit filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Maira L. Santiago and that as such I am authorized to execute this Affidavit; that I did, on the 25th day of November, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Francisco Santiago a true and correct copy of the Complaint in Divorce with coun for custody at his last known address of HQ CO USE NR DC, P.O. Box 3 Natick, MA 01760 as evidenced by the attached sender's receipt No. P276 200 190 and that on the 3rd day of December, 1987, I did receive the duly executed return receipt dated the 30th day of November, 1987.

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.

Dated: 1/14/88

Brian Lindsay

Jan. 22, 1988 Consent Custody Agreement and Order of Court filed. AND NOW, this 22nd day of January, 1988, upon consideration ofthe foregoing provisions and upon the Agreement of the aprties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order ofthis Court

BY THE COURT,
Robert L. Walker

Jan. 22, 1988 Copies of order to Brian Lindsay

Mar 3, 1988 Affidavit of Consent of Plaintiff filed.

March 9, 1988 Affidavit of Consent of Defendant filed.

Mar 10, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §2101(c) of the Divorce Code, this case is moved to Court.

Apr. 12, 1988 Affidavit filed. I, Carole E. Haylett, former secretary of Crawford Legal Aid, depose and say that the following is true and correct to the best of my recollection:

1. On or about December 1st or 2nd, 1987, I received a telephone call from Francisco Santiago, the Defendant in the above cited divorce action. Mr. Santiago stated to me that he had received the Complaint in Divorce and consent Custody Agreement. He stated he was agreeable to signing the Consent Agreement but he wanted to make an addition to paragraph number 2. I told him the addition would have to be agreed to by the Plaintiff, Maira L. Snatiago. He said he would have his attorney draft up a new agreement which he would then sign and mail to our office.
2. On December 4, 1987 Francisco Santiago signed a revised Consent Custody Agreement and sent it to the Crawford Legal Aid Office by certified mail.

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.

Dated 4/6/88

Carol E. Haylett

Apr. 12, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW. April 12, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

M A I R A L . S A N T I A G O and F R A N C I S C O S A N T I A G O

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

1987

(withdrawn)
~~Culbertson, Weiss, Schetroma and Schug~~
~~Mary Ann Kirkpatrick~~
Jack, Kookogey & Felton
~~Robert J. Felton~~ withdrawn

983

Halliday and Halliday
MIchaEL Halliday

TROY BURGE

VS.

TAMMY LONG BURGE

Filed Nov 12, 1987

Tax & Entry Paid	$40.50
1 county	15.00
Pro Co Pd 12/30/87	30.00
State Pd 2-25-92	10.00
Pro Co Pd 2-25-92	9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Nov 13, 1987 Memorandum of Agreement as to Divorce and Custody filed.

Nov. 18, 1987 Affidavit Of Service filed. And Now, November 18, 1987, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Troy Burge, Plaintiff inthe 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 042 056 713, postmarked November 12, 1987, to the last known address of the Defendant Tammy Long Burge % Riverside Inn, Cambridge Springs, Pennsylvania 16403.
3. That the Defendant, Tammy Long Burge, on November 16, 1987, 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 ofthe Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick

Dec. 3, 1987 Petition For Alimony Pendente Lite, Counsel Fees and Expenses and Division Of Property and Order filed. AND NOW, this 1st day of December, 1987, upon consideration of the within Petition, it is hereby ORDERED that a Rule be entered upon the Plaintiff, Troy Burge, to show cause, if any he has, why the relief requested by the defendant should not be granted.

RULE RETURNABLE the 30 day of december, 1987, at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania, at which time a hearing will be held.

BY THE COURT,
P. Richard Thomas, J

Dec. 7, 1987 Copies of order to Mary Ann Kirkpatrick and Michael Halliday

Dec 18, 1987 Petition to Deny Request for Hearing and to Cancel Hearing filed.

Dec. 18, 1987 Order filed: This matter came before the court on or about December 1, 1987, with a request for alimony pendente lite, counsel fees and expenses; a division of marital property; and, a bifurcation of proceedings. We set a hearing thereon for December 30, 1987.

Counsel for the Plaintiff now petitions the court for a continuance or cancellation of the hearing and notes an agreement between the parties filed November 13, 1987, with this divorce action that resolves amicably the issue of alimony pendente lite, court costs and counsel fees, child custody, permanent alimony and an apparent amicable division of real and personal property.

The peculiar aspects of the Defendant wife's request to the court was a request for "reverse bifurcation", wherein the Defendant requests the court to resolve all of the aforesaid issues and reserve ruling on the grant of the divorce itself. In this regard the court notes that it is alleged by the Plaintiff that the parties did not separate until October 27, 1987, and accordingly, no divorce could be granted until 90 days from that date. Additionally, this court does not interpret Section 401 of the Divorce Code as allowing a "reverse bifurcation" wherein ancillary matters are first resolved and then ultimately the court grants a divorce.

We note further a request for the continuance of the scheduled December 30th hearing because of the unavailability of Plaintiff's counsel.

Accordingly, the December 30, 1987, hearing is continued generally without prejudice to the right of either party to request further hearing to resolve issues other than those enumerated and resolved above.

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

Dec. 21, 1987 Copies of order to Mary Ann Kirkpatrick, and Michael Halliday, Esqs.

Feb. 5, 1988 Appearance of Jack, Kookogey & Felton by Robert J. Felton for Plaintiff filed.

Feb. 9, 1988, Withdrawal of Apppearance of Culbertson, Weiss, Schetroma and Schug, by Mary Ann Kirkpatrick, Esq., attorney for plaintiff, filed.

Nov. 30, 1988, Answer and Counterclaim filed.

Nov. 30, 1988 Motion to Bifurcate Proceedings, Request for Special Relief, Alimony Pendente Lite, and Counsel Fees, and Order filed. ORDER: AND NOW, this 30 day of Nov. 1988, upon consideration of the within Motion, it is hereby Ordered and Decreed as follows:

A. That the proceedigns be bifurcated and that the divorce issue, together with issues of permanent alimony, custody and visitation and marital distribution be heard by the Court or be referred to a Master.

B. That a hearing be held to determine the special relief request as to the obtaining of the personal possession of defendant, including, but not limited to, defendant's income tax returns.

C. That a hearing be held on the issue of alimony pendente lite and counsel fees.

That the hearing on the above issues be held on the 20 day of Dec. 1988, at 10:30 a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Dec. 1, 1988, copies to R. Felton, and Michael Halliday.

9/14/89 Rec'd $200.00 master fee from Plff.

9/14/89 REC'D. $300.00 MASTER FEE FROM PLAINTIFF

Pd master Sylvia Butler 120.00 3-25-92 masters fees Ch # 6732

Pd Plff Refund Master fee 190.00 3-25-92 Ch # 6733

Pd deft Refund Master fees 3-25-92 190.00 Ch # 6734

Record Continued Page 579

WATTS, PEPICELLI, YOUNGS & YOUNGS
Alen L. Pepicelli

984

STEPHEN W. SHANLEY and VIRGINIA JEAN SHANLEY, Co-Administrators of the Estate of Belinda Jane Shanley, Deceased

VS.

AETNA CASUALTY AND SURETY COMPANY

Filed Nov. 12, 1987

Tax & Entry Pd $40.50

WRIT OF SUMMONS IN CIVIL ACTION

(issued)
1 copy (atty)

Nov. 25, 1987, Acceptance of service under Pa. R.C.P. Rule 402(b) filed. And Now, this 25th day of Nov. 1987, I hereby accept service of the Writ of Summons in Civil Action on behalf of dft. Aetna Casualty and Surety Co., and certify that I am authorized to do so. Kevin Nelson, Sr.
Claim Rep. Auth. Agent

Nov. 30, 1987 Petition For Settlement Of First Underinsured Motorist Claim and Order filed. AND NOW this 30 day of Nov., 1987, upon consideration of the foregoing Petition for Settlement of First Underinsured Motorist Claim in the above case, this Court hereby approves the said settlement of the within claim for the underinsured motorist limit of $35,000 under the policy of insurance issued by Aetna Casualty and Surety Company to Belinda Jane Shanely, Policy NO. 233 SX 24281723 PCH as follows, to-wit:

a. $34,999 to your Petitioners under the Wrongful Death Action to be distributed as follows:

i. To watts, Pepicelli, Youngs and Youngs Pc. as attorney's fees, to be paid from the Wrongful Death Action proceeds: $ 8,750.00

ii. To Petitioners under the Wringful Death Action to be distributed to Stephen W. Shanley and Virginia Jean Shanley, in accordance with the provisions of the Pennsylvania Wrongful Death act, 42 Pa. C.S. §8301: $26,249.00

b. $1.00 to the Estate of Belinda Jane Shanely, Deceased, under the Survivial Action.

This Order is entered without prejudice upon Plaintiffs/Petitioners to pursue further claim(s) for underinsured motorist benefits against Aetna Casualty and Surety Company or other appropriate obligor under separate policies of insurance and in accordance with the provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law.

BY THE COURT,
P. Richard Thomas, J

Dec. 3, 1987 Copies of order to Alen Pepicelli

Feb 13, 1989 Petition for Settlement of Subsequent Underinsured Motorist Claims and Order filed: AND NOW, this 13 day of Feb., 1989, upon consideration of the foregoing Petition for Settlement of Subsequent Underinsured Motorist Claims in the above case, this Court hereby approves the said settlement of the within claim for the remaining underinsured motorist limits of $70,000, under the policy of insurance issued by Aetna Casualty and Surety Company to Stephen W. Shanley and Virginia Jean Shanley, Policy No. 233 SY 22930903 PCA as follows, to-wit:

a. $69,999.00 to your Petitioners under the Wrongful Death Action to be distributed as follows:

i. To Watts, Pepicelli, Youngs and Youngs, PC., as attorney's fees, to be paid from the Wrongful Death Action proceeds: $17,500.00

ii. To Petitioners under the Wrongul Death Action to be distributed to Stephen W. Shanley and Virginia Jean Shanley, in accordance with the provisions of the Pennsylvania Wrongrul Death Act, 42 Pa. C.S. §8301 $52,499.00

b. $1.00 to the Estate of Belinda Jane Shanley, deceased, under the survival action.

Upon receipt by the Petitioners of the aforesaid sums from the Defendant, Plaintiffs shall mark the within action settled and discontinued of record.

BY THE COURT,
P. Richard Thomas, J.

Feb 13, 1989 Copies of order to Alan Pepicelli, Esq.

FEb 13, 1989 Petition for Settlement of Second Underinsured Motorist Claim and Order filed: AND NOW, this 13 day of Feb, 1989, upon consideration of the foregoing Petition for Settlement of Second Underinsured Motorist Claim in the above case, this Court hereby retroactively approves the settlement of the within claim for the underinsured motorist limit of $35,000, under the policy of insurance issued by Aetna Casualty and Surety Company to Stephen W. Shanely and Virginia Jean Shanley, Policy No. 233 SY 22930903 PCA, as the same applied to one of three separate vehicles, as follows, to-wit:

a. $34,999.00 to your Petitioners under the Wrongful Death Action to be distributed as follows:

i. To Watts, Pepicelli, Youngs and Youngs, PC., as attorney's fees to be paid from the Wrongful Death Action proceeds: $ 8,250.00

ii. To Petitioners under the Wrongful Death Action to be distributed to Stephen W. Shanley and Virginia Jean Shanley, in accordance with the provisions of the Pennsylvania Wrongful Death Act, 42 Pa. C.S. §8301: $26,749.00

b. $1.00 to the Estate of Belinda Jane Shanley, deceased, under the survival action.

This Order is entered withou prejudice upon Plaintiffs/Petitioners to pursue further claims for underinsured motorist benefits against Aetna relative to coverage on each of the two remaining vehicles insured under said policy of insurance issued by Aetna in accordance with the provisions of the Pennsylvania Motor Vehicle Financial Responsibilty Law.

BY THE COURT,
P. Richard Thomas, J.

FEb 13, 1989 Copies of order to Atty. Pepicelli.

1987

Paul E. Allen 985	ALVIN W. SAXTON AND NORMA J. SAXTON VS. MARGARET E. SAXTON AND RICHARD L. SAXTON Filed Nov. 12, 1987 Tax & entry paid $40.50	COMPLAINT FOR CUSTODY Agreement and Order: AND NOW, November 12, 1987, upon presentation of the foregoing Complaint with Consent of the defendants thereto attached, and after due consideration thereof, it is ORDERED, ADJUDGED AND DECREED that full legal and physical custody of JASON RICHARD SAXTON be and the same is hereby awarded to the Plaintiffs, Alvin W. Saxton and Norma J. Saxton his wife, the natural grandparents of Jason Richard Staxton, subject to the rights of the Defendants as natural parents to have reasonable visitation as the parties may agree hereafter. Per Curiam, P. Richard Thomas,J Nov. 13, 1987 Copies of order to Paul Allen

436

1987

Anthony J. Vardaro

986

FNB CONSUMER DISCOUNT COMPANY

vs.

ANNA B. LEWIS

Filed Nov. 13, 1987
Tax & Entry paid $40.50
Pro Co Pd 3-18-88 9.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

Dec 18, 1987 Motion for Special Order Directing Method of Service and order filed: AND NOW, this 18 day of Dec., 1987, upon consideration of the foregoing Motion and in consideration of the Affidavit attached thereto, pursuant to Pennsylvania Rule of Civil Procedure 430, the Plaintiff, FNB Consumer Discount Company, is directed to serve the Defendant, Anna B. Lewis, the following manner:
Regular mail to last known Florida address.
Post 2 notices on property.
BY THE COURT,
P. Richard Thomas, J.
Dec. 21, 1987 Copies of order to Anthony Vardaro, Esq.

Dec. 22, 1987 Complaint Reinstated.

Jan. 19, 1988 Affidavit Of Service filed. Anthony J. Vardaro, Esquire, being duly sworn according to law, deposes and says that he is the attorney for FNB Consumer Discount Company, the Plaintiff in the above captioned matter, and pursuant to the Order of the Court of Common Pleas of Crawford County, authorizing service pursuant to Pennsylvania Rule of Civil Procedure 430, on December 22, 1987 he mailed a true and correct copy of the reinstated Complaint to the d efendant in this matter at her las tknown address of 1706 Eaverson Court, Jacksonville, Florida, 32209.
And further the deponent sayeth naught. Anthony J. Vardaro

Jan. 19, 1988 Affidavit Of Service filed. Larry Loncher, being duly sworn according to law, deposes and says that he is an adult individual and pursuant to the Order of the Court of Common Pleas of Crawford County, directing the method of service pursuant to Pennsylvania Rule of Civil Procedure 430, he posted a true and correct copy of the reinstated Complaint in this matter in two separate places upon the residence in question on December 23, 1987 at 10:15 A.M.
And further the deponent sayeth naught. Larry Loncher

Feb. 10, 1988 Motion For Special Order Directing Method of Service and Order filed. AND NOW, this 10 day of Feb., 1988, upon consideration of the foregoing Motion and in consideration of the Affidavit attached thereto, pursuant to Pennsylvania Rule of Civil Procedure 430, the Plaintiff, FNB Consumer Discount Company, is directed to serve the Defendant, Anna B. Lewis, in the following manner:
Publish notice once in newspaper of general circulationin Jacksonville, Fla.
BY THE COURT:
P. Richard Thomas, J
Feb. 11, 1988 Copy of order to Anthony Vardaro

AND NOW, March 18, 1988 @ 11:24 A.M., Upon Praecipe of Plaintiff's Attorney judgment is hereby entered in favor of the Plaintiff and against the defendant for want of an answer and the damages are assessed as follows: Principal, Nine Thousand Two Hundred Forty-three and 81/100 Dollars; Interest to 3-17-88 One Thousand Two Hundred Ninety-eight and 45/100 Dollars; Attorney's Commission (15%), One Thousand Five Hundred Eighty-three and 59/100 Dollars; Late Charges, Fifteen Dollars; **TOTAL Twelve Thousand One Hundred Forty and 84/100 Dollars.**
L-16 Debt.....$12,140.84
JUDGMENT
Judgment entered 3-18-88 James F. Simmons
Prothonotary

EX 1988-27

1987

ALLEN & HALL
Paul E. Allen

987

Bozic and Thomas
John H. Bozic

JOHN E. MINNIS

VS.

ERICK R. SMITH

Filed Nov 13, 1987

Tax & Entry Paid	$40.50
Sheriff's costs	23.00

SUMMONS IN CIVIL ACTION

Issued(sheriff)

Dec. 21, 1987 Writ Return filed. SERVED AND MADE KNOWN TO Eric Smith personally the within named defendant by handing a true copy of the within Summons to him on Dec. 10, 1987 at 2:15 P.M. at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA.
So answers,
Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 12, 1988, Upon praecipe of Bozic, and Thomas, by John H. Bozic, Jr., Rule entered upon Plaintiff to file Complaint Issued.

Feb. 17, 1988, Service the foregoing Rule accepted by Paul E. Allen, attorney for plaintiff.

JACK, KOOKOGEY & FELTON
Robert J. Felton

988

Brian Lindsay

3/22/90 Recd. # 40.44 From Plaintiff

Recd 3-1-90 #40.44 William Stolty

ROBERT G. ERNST

VS.

HAZEL O. ERNST

Filed Nov 13, 1987

Tax & Entry Paid $40.50

William Pineo,
Mediator

COMPLAINT FOR CUSTODY/SHARED CUSTODY

Order filed:
AND NOW, this 18 day of November., 1987, upon presentation of the foregoing Complaint, the parties hereto and their respective counsel are Ordered to appear before William Pineo, the Child Custody Mediator, who is hereby appointed in this case. The said parties and their respective counsel shall appear at such time or times as the Child Custody Mediator shall hereinafter determine.

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

Nov 23, 1987 Copies of order to Robert Felton, and William Pineo, Esq.

Jan. 19, 1988 Temporary Order filed. AND NOW, this 18th day of January, 1988, after Mediation in the above referenced mattre and upon the recommendations of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The parties shall share lega and physical custody of the subject minor child, Athena K. Ernst.
2. The motehr shall have primary pysical csutody of Athena.
3. The plaintiff father shall have the right of visitation and temporary physical custody of his daughter every weekend except the last weekend of every month. The weekend visitations shall begin with the weekend of January 23 and shall begin Friday when Athena returns home from school and end the following Sunday at 8:00 p.m. When Athena is not in school, the weekend visitation shall begin at 4:00 p.m. Friday.
4. In addition, the father shallhave the right of visitation and temporary custody for two weeks each summer. He shall notify the motherone month in advance ofthe two-week period he wishes to select.
5. Holiday visitations shall be as follows:
The father shallhave visitaiton every Christmas Eve from noon of Christmas Eve until the ending of Midnight Masss on Christmas morning. Other holidays are defined as New Year's Day, Good Friday, Easter, Memorial day, Independance Day, Labor Day, and Thanksgiving. Visitation on these holidays shall be from 9:00 a.m. to 10:00 p.m. The father shall have his daughter for visitation on Good Friday 1988 and the parties shall thereafter alternate the holidays.
6. Each party shall teach Athena 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 Athena's estimation.
7. The parties are free to make additional or alternative arrangements concerning Athena's visitation. Howevery, such arrangements should b emade by mutual agreement alone and if the parties do not agree then the provisions of this Order shall govern.
8. This is a joint custody arrangement and health care and school personnel are hereby authorized to disclose to either party any and all confidential information which they may have concerning athena except that information which she may, by law, request be kept confidential from anyone.
9. Costs and fees of this Mediation, which are fixed at $80.88 are divided in half. The Mediator has noted for the Court that the mother is indigent, having qualified for the services of Crawford Legal Aid, and her share is therefore to be paid by Crawford County. The father's share is assessed to him as cosos in this case.
10. Either party may move the Court for a hearing de novo for a period of 30 days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

Jan. 20, 1988 Copies of order to Robert Felton, Brian LIndsay, William Pineo and Plaintiff

1987

BARBARA J. WALTON
MASON & MASON
Joan Mason

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

989
Ferguson,Spataro &
O'Shea
Thomas D. O'Shea

Brian J. Lindsay

Pepicelli,Youngs &
Youngs
Christopher J. Youngs

3/30/89 RECD. $30.50 From PLAINTIFF
Rec'd 4-3-89
$30.50
Vivian Stolty

3/21/90 Recd $91.50 From DEFENDANT
Rec'd 4-4-90
$91.50
Vivian Stolty

10-20-94 Rec'd from deft med dup. 150
2-2-95 pd deft med refund #8101 40
3-31-95 Pd Co 101.00 med fee #8037
6-15-95 Rec'd from Plaf med fee 150
8-11-95 Rec'd from Plaf #93702 20
184.00
9-21-95 pd Co #94602

SHARON L. DONAHUE

PATRICK L. DONAHUE

Filed Nov 13, 1987

Tax & Entry Paid	$40.50
2 counts	30.00
Pro Co pd 4-5-90	9.00
State pd 4-5-90	10.00
John Fuller, Mediator	
Mediation Cost	122.00
Pro Co pd 3/21/90	9.00
Sheriff's Costs	25.00
William Pineo, Mediator	242.00

Pro Co 3/21/90 $9.00 ✓ 9-21-95 Pd $9.00 ✓
PL Co 9.00 Sheriff's Costs $30.00 ✓ $30.50

COMPLAINT IN DIVORCE, CUSTODY
EQUITABLE DISTRIBUTION

1 copy (atty)

Nov 13, 1987 Motion to Appoint Mediator and Order filed: AND NOW, Nov 17, 1987, JOHN FULLER is appointed Mediator.

P. Richard Thomas, J.

Nov 19, 1987 Copies of order to Joan Mason and John Fuller, Esqs.

Dec. 3, 1987 Appearance ofFerguson, Spataro & O'Shea, by Thomas D. O'Shea, Attorney for Defendant filed.

Dec. 4, 1987 Motion to Compel Counseling and Order filed. Order: AND NOW, this 4 day of December, 1987, upon consideration of the foregoing Motion, it is hereby Ordered that the Plaintiff and the Defendant shall attend at least three (3) marital conseling sessions within 90 days following the filing of the Divorce Complaint with a counselor of their choice. The Defendant shall be responsible for the costs of the counseling.

It is further ordered that the present divorce proceedings are continued until such time as the parties have attended at least three counseling sessions. Counsellor shall report in writing to the Court the dates said sessions were held.

BY THE COURT,

P. Richard Thomas, J.

Feb 11, 1988 Agreement and Consent Custody Order and Order filed: AND NOW, this 11th day of Feb., 1988, upon consideration of the foregoing attached Agreement and Consent Custody Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Custody Order.

Per Curiam,
Robert L. Walker, J.

Feb 11, 1988 to John Fuller, Joan Mason and Thomas, O'Shea, Esqs.

Jan. 17, 1989 Appearance of Brian J. LIndsay for defendant filed.

Jan. 20, 1989 Petition To Modify Custody and Order filed. AND NOW, this 20m day of Jan., 1989 upon consideration of the within Petition, presented by Patrick E. Donahue through his attorney Brian J. Lindsay, it is 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

Jan. 20, 1989 Copies of order to Brian Lindsay, Joan Mason and William Pineo

Mar. 23, 1989 Temporary Order filed.

AND NOW, this 23rd day of March, 1989, after Mediation in the above referenced matter and upon the recommendations of the child custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. the parties shall share legal and physical custody of the subject minor children.
2. the mother shall have primary physical custody and visitation with the children on alternate weekends, beginning with the weekend of April 1, 1989 from Friday at 6:00 p.m. to Sunday at 6:00 p.m.
3. The father shall have his children for temporary physical custody and visitation during two two-week periods each summer, the first two-week period beginning 6:00 p.m. of the third Friday in June and ending at 6:00 p.m. of the third Sunday thereafter, and the second period beginning at 6:00 p.m. of the first Friday in August and ending at 6:00 p.m. of the third Sunday thereafter, During the father's summer visitation periods, the mother, shall have visitation with her children from noon to 7:00 p.m. of the second Sunday after the father's visitation period shall have begun.
4. HOliday visitations are defined as Memorial day, Independence Day, Labor Day, Thanksgiving, Christmas Eve, Christmas, New Years Day and Easter. the holiday visitation periods shall begin at 9:00 a.m. and end at 8:00 p.m., The father shall have his chidlren for visitation for Memorial Day, 1989 and the parties shall thereafter alternate the holiday visitation periods. Where one of the holidays falls on a MOnday and where one ofthe parties will have both the weekend and the Monday holiday, then the weekend visitation period shall extend through the Monday holiday.
5. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the eyes of the subject minor children.
6. The Mediator has advised the Court that the emotional involvement of the father with the mother continues despite their separation of almost two years and that it appears to the Mediator that the actions of the father in attempting to produce a reconciliation with the mother may have seriously compromised the mother's rights to privacy and liberty, which are guaranteed to her by law. Because the anxiety, distrust and distraste which this produces in the mother affects the relationship between the children and their parents, the Court feels it advisable to enter the following protective provisions:
   a. The father shall not annoy, harass, spy on, or follow the mother about.
   b. The father shall attempt no communication with the mother except those necessiated by the carrying out of the terms of this Order and all communication between the parties shall be confined to the sharing of information and the making of arrangements as required by this Order.
   c. Except as necessiated by the terms of this Order, the parties shall treat each other with that politeness and respect which a cultivated person would accord an utter stranger.
7. Neither party shall use the children to bear messages to the other nor shall either party request of the children any information whatever regarding the living circumstances of the other party.
8. Each party is reminded that the upbringing of their children is among the most solemn obligations that he or she has, and that chidlren of separating parents are in need of a high degee of support, attention, and understanding. Each party shall therefore consider most strongly the children's for a parents love and companionship when making arrangements respecting his or her social life.

Continued on page 585

1987

Brian Lindsay

990

PATRICIA ROSE

VS.

FRANCIS G. ROSE, III

Filed Nov 13, 1987

Tax & Entry Paid $40.50
1 count paid 15.00
Pro Co Pd 2-2-89 9.00
Pro.Co. pd 7/18/94 5.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Mar. 2, 1988, Affidavit filed. I, BrianLIndsay, esq. after being duly sworn according to law, depose and say that I am the atty. of record for plaintiff and that as su ch I am authorized to execute this affidavit; that I did, on the 17th day of Nov. 1987, send by Cert. mail, addressee only, ret. rec. req. to Francis G. Rose, III a true and correct copy of the Complaintin Divorce with count for custody at his last known address of 1080 Market St, Apt. 3, Meadville, Pa. 16335, as evidenced by the attached sender's receipt P. 276 200 187 and that on the 23rd day of Nov. 1987, I did receive the duly executed ret. red. dated the 19th day of Nov. 1987. (verification)
Dated 2/29/88 Brian Lindsay, Esq.

March 4, 1988 Consent Custody Agreement And Order Of Court filed. And Now, this 4 day of March, 1988, upon consideration of the foregoing provisions and upon the Agreement of the parties hereto, the provisions and upon the Agreement of the parties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order of this Court.

By The Court
P. Richard Thomas, J.

March 4, 1988 Copy of Order to Atty. Brian Lindsay.

Jan. 30, 1989 Affidavit Of Consent of Plaintiff filed.

Jan. 30, 1989 Affidavit Of Consent of Defendant filed.

Feb 2, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Feb. 6, 1989 **DECREE IN DIVORCE FILED.**

AND NOW, this 6th day of Feb., 1989, it is hereby ORDERED, ADJUDGED and DECREED that the marriage heretofore existing between PATRICIA ROSE and FRANCIS G. ROSE,III is hereby dissolved and all legal duties, rights, and claims of either ofthe parties to the other in pursuant of said marriage are hereby terminated.

BY ORDER OF COURT,
Robert L. Walker, J

Apr. 17, 1990 Defendant's Petition To Modify Custody Order and Order filed. You, Patricia Rose, have been sued in court to obtain custody, partial custody or visitation of the children: Megan Rose and Andrew Rose.

You are ordered to appear in person at the crawford County Courthouse at date and time set by custody Mediator.

You are further ordered to bring with you the children Megan Rose and Andrew Rose.

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

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

Crawford County Bar Association
Service to the PUblic Committee
C/O The Prothonotary
Crawford County Courthouse
Meadville, PA 16335
(814) 72404636

BY THE COURT,
P. Richard Thomas, J

AND NOW, this 17 day of April, 1990, upon consideration of the foregoing petition for modification, the same is referred to John Fuller, Child Custody Mediator for further hearing.

BY THE COURT,
P. Richard Thomas, J

Jul. 18, 1994 Notice of Election to Retake Maiden name filed, to be known as PATRICIA THOMAS.

1987

NORTHWESTERN LEGAL SERVICES,
Margaret Eglinton

991

LILLIAM C C. ONDERKO

vs.

JAMES J. ONDERKO

Filed Nov. 16, 1987

Tax & Entry Pd 12-11-87- $40.50 ✓
Sheriff's costs 24.20
Pro Co Pd 12-11-87- 9.00 ✓

12/11/87 Recd $24.20 Sheriffs Costs from aft.

#Check 12/11/87 4306 for 24.20 to Howard N. Stewart Sheriff 12/15/87 for 24.20 Dian Severo

PETITION FOR PROTECTION FROM ABUSE

7 copies (atty)

ORDER:

Nov 16, 1987 this 16th day of Nov., 1987, upon presentation and consideration of the within Petition a hearing thereon is scheduled for the 24th day of Nov., 1987, at 10:00 A.M. o'clock in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

The defendant is directed to refrain from abusing and/or threatening to abuse, or harassing the plaintiff and/or the minor children of the parties.

The Plaintiff is hereby awarded temporary custody of the minor child of the parties pending the hearing scheduled above.

The Crawford County Sheriff Department is directed to serve a certified cipy of this Petition and Order upon the Defendant. In the alternative, this Petition and Order may be served by any competent adult or by certified mail.

The City of Meadville Police Department and/or the State Police of the Commonwealth of Pennsylvania are directed to enforce this Order and to prevent the return of the defendant to aforesaid premises by any appropriate means.

This Petition and Order shall be filed and served without payment of costs; the Court shall determine at the hearing if the defendant shall be required to pay the costs.

THE DEFENDANT IS HEREBY ADVISED OF THIS RIGHT TO BE REPRESENTED BY COUNSEL, AND HE IS NOTIFIED THAT HIS FAILURE TO ATTEND THE HEARING SCHEDULED ABOVE MAY HAVE SERIOUS LEGAL CONSEQUENCES.

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

Crawford County Bar Association
Service to the Public Committee
310-312 Chestnut Street
Meadville, Pa. 16335
(814) 724-7719

BY THE COURT,
Robert L. Walker, J.

Nov. 17, 1987 Sheriff's Return filed. SERVED and Made known to James J. Onderko personally the within named efendant by handing a true copy of the within Petition and Order to him on Nov. 16, 1987 at 3:25 p.m. at his place of residence, RD #2, Box 57, Conneautville, in the Co. of Crawford, State of PA. So answers,

Howrd N. Stewart, Sheriff

Dec. 2, 1987 Order filed. AND NOW, November 24, 1987, at the time this matter is before the Court, the parties speaking through counsel for the wife advise the matter has been amicably resolved and agree the Court enter the following Consent Order:

1. The defendant for a period of one year will not annoy, harass, threaten or assault the plaintiff in any fashion nor will be procure other s to do so on his behalf.
2. The Defendant will continue to reside in the marital home, but the parties mutually agree that on November 27, 1987, at 11:00 a.m., the wife may go to the home to procure her personal affects and belongings, accompanied by a daughter and that the husband will absent himself fromthe premises at that time.
3. The aprties have a fifteen-year-old daughter Melinda, and the parties agree that the father may have telephone contact and personal contact with the daughter and may go to the home of the mother to pick her up and return her, but under no circumstances, will he annoy, harass or threaten the wife in any fashion when he picks up and delivers the daughter.
4. REgarding the family finances, the husband agrees he will surrender the checkbook to the wife and she shall handle all of the family finances.
5. The defendant is on Social Security Disability, receiving approximately $760.00 per month, and in addition, he receives check fro the wife and daughter are received, he will properly deliver and, if ncessary, endorse said checks and forward the checks for wife and daughter to the wife.
6. The defendant will pay Prothonotary costs in the amount of $40.50 plus Sheriff's costs within ten (10) days of the billing by the Prothonotary's Office.
7. The Court authorizes any law enforcement Officer having reasonable grounds to belife that the defendant has violated the terms and conditions of this Order with regard to treatening, assaulting, harassing or annoying the wfie to apprehend the defendnat, confine him in the Crawford County Jail and request a hearing immediately.
8. The parties mutually acknowledge that if the wife is to handle the finances and write the checks for expenses incurred by the family, that there of necessity must be telephone contact and the Court notes that mere telephone contect between the parties to discuss financial matters would not be a violation of this order.

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

Dec. 3, 1987 Copies of order to Margaret Eglinton and defendant

June 27, 1988 Petition To Amend Protection From Abuse Order and Order filed. AND NOW, this 27 day of June, 1988, upon presentation and consideration of the within Petition, the Court amends the Protection from Abuse Order to read: The Plaintiff and daughter Melinda will move back into the fmaily home and defendant will not harass, annoy, threaten or assault the plaintiff in any fashion.

BY THE COURT,
P. R Thomas, J

June 27, 1988 Copy of order to Margaret Eglinton

CUSICK, MADDEN, JOYCE & McKAY
Donald R. McKay

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CULBERTSON, WEISS, SCHETROMA AND SCHUG
E. Max Weiss
for City of Meadville and Parking Authority

Joseph S. Weimer
~~For Fireman's Fund~~
Insurance Companies

RUTH ANN DeJOIA AND JOSEPH F. DeJOIA HER HUSBAND

VS.

THE CITY OF MEADVILLE and THE PARKING AUTHORITY OF THE CITY OF MEADVILLE, CRAWFORD COUNTY, PENNSYLVANIA

AND

FIREMAN'S FUND INSURANCE COMPANIES

Filed Nov 16, 1987
Tax & Entry Paid $40.50
Appeal pd. 10/12/89 30.00

A JURY TRIAL IS DEMANDED
ACTION IN DECLARATORY JUDGMENT

2 copies (atty)

Nov. 19, 1987 Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss, Esq. for Defendants, City of Meadville, and The Parking Authority of the City of Meadville, filed.

Nov. 25, 1987 Appearance of Joseph S. Weimer, Atty. for defendant Fireman's Fund Insurance Companies, filed.

Nov. 30, 1987, Answer and New Matter of the City of Meadville and the Parking Authority of the City of Meadville, Crawford County, Pennsylvania to Plaintiffs' Declaratory Judgment Complaint, filed.

Dec. 2, 1987 Acceptance of Service filed. The undersigned as counsel for the defendant, Fireman's Fund Insurance Companies, and on behalf of said defendant does hereby accept service of a certified copy of the Complaint filed. Joseph W. Weimer, Esq.

Dec. 2, 1987 Acceptance of Service filed. The undersigned as counsel for the defendants, The City of Meadville and The Parking Authority of the City of MeaDVILLE, Crawford County, Pa., and on behalf of said defendants, does hereby accept service of a certified copy of the Complaint filed.
E. Max Weiss, Esq.

Dec. 9, 1987 Reply to New Matter filed.

Dec. 14, 1987, Reply to the New Matter of the City of Meadville and the Parking Authority of the City of Meadville, filed.

Dec. 14, 1987, Answer and New Matter on behalf of Fireman's Fund Ins. Companies, dft, filed.

Dec. 15, 1987, Reply of the City of Meadville and The Parking Authority of the City of Meadville to Fireman's Fund Insurance Companies New Matter, filed.

Dec. 17, 1987, Verification to Reply to New Matter and Answer and New Matter on behalf of Fireman's Fund Ins. Companies, filed.

Dec. 24, 1987 Reply To New Matter filed.

May 23, 1988, Motion of the Municipal Defendants for Judgment on the Pleadings filed.

May 23, 1988, Upon praecipe of attorneys for the defendant City of Meadville, above motion placed on next available argument list.

ON ARGUMENT LIST FOR JUNE 1988

June 27, 1988 Reply to Motion of the Municipal Defendants for Judgment on the Pleadings filed.

July 6, 1988 Reply of the Municipal defendants To Fireman's Fund Insurance Companies' Brief in Opposition To Motion Judgment On the Pleadings filed.

Sept. 21, 1989, OPINION AND ORDER filed. ORDER: AND NOW, Sept. 21, 1989, declaratory judgment is entered as follows:

1. The plaintiffs in this action shall have no right to recover as damages in the tort action for those items of damages compensated by Workman's Compensation Insurance.

2. Fireman's Fund Insurance Companies shall have no right of subrogation against any fund recovered by the plaintiffs in the tort action against the Municipal Defendants.

BY THE COURT,
Robert L. Walker, J.

Sept. 21, 1989, copy put in Atty. Weiss & Sennett box; copy mailed to Atty. Weimer and Atty. McKay.

Oct. 12, 1989, Notice of Appeal of Defendant Fireman's Fund Insurance Companies to the Commonwealth Court of Pennsylvania from Opinion and Order entered on Sept. 21, 1989, filed. (Docket Entries, Proof of Service attached)

Oct. 19, 1989, Notice of Appeal Docketing at C.D. 1989 - 1981 of Commonwealth Court of Pennsylvania, filed.

Oct. 30, 1989 Order Correcting Error In Original Opinion filed. It has been called to our attention that an error exists in the original Opionion filed in this matter which has now been appealed and the error should be corrected. The error appears in the first sentence of the first full paragraph on page 9 of the slip opinion (the second full paragraph in the Crawford County Legal Journal at XXI Crawford County Legal Journal 159).

The first sentence of that paragraph should read as follows: "For example, if the plaintiff in a tort action against a nin-municipal defendant had a hospitalization policy which, as most do, provided contractually for subrogation to the insurer in the event of a recovery from a third person, then if the pliantiff recovered in the tort action for his or her hospital bills, the hospitalization insurer would have a right of subrogation."

The original Opinion is amended as set forth above and the balance if the Opinion is affirmed as originally filed.

BY THE COURT,
Robert L. Walker, J

Oct. 31, 1989 Copies mailed to Donald McKay and Joseph Weimer and copies put in Nancy Sennett and E. Max Weiss' box.

Dec. 1, 1989, Notice of Discontinuance Certified from the record of the Commonwealth Court of Pa. filed. This is to notify you that the above captioned matter has been withdrawn, discontinued and ended. Chief Clerk - Prothonotary of commonwealth Court.

(CONTINUED ON MARGIN)

Record Continued....
Dec. 27, 1989, Certificate of Contents of remanded REcord and Notice of Remand-Record Returned, with cert. copy of Entry filed.
NOTICE OF DISCONTINUANCE
This is to notify you that the above captioned matter has been withdrawn, discontinued and ended.
11/29/89 -Commonwealth Ct.
Dec. 28, 1989, copy of cert. mailed to Com. Court.

1987

Brian Lindsay

993

KIMBERLY A. PETRUSO

VS.

MICHAEL J. PETRUSO

Filed Nov 16, 1987
Tax & Entry Pd 11/17/87 $40.50 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

Order:

You, Michael J. Petruso, Defendant, have been sued in Court to obtain custody, partial custody or visitation of the children Mandy I. Petruso and Michael J. Petruso, Jr. If you wish to defend against the claims set for th in the following pages, you must take prompt action.

If you fail to appear as provided by the attached 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.

Referred to **JOHN FULLER** as Mediator.

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.

It is further ordered that temporary custody is granted to Kimberly A. Petruso until further order of Court subject to reasonable visitation with Michael J. Petruso which shall mutually be arranged by the parties.

Crawford County Bar Association
Service to the Public Committee
310-312 Chestnut Street
Meadville, Pennsylvania 16335
724-7719

BY THE COURT,
Robert L. Walker

Mar. 2, 1988, Affidavit filed. I, Brian Lindsay, Esq. after being duly sworn according to law, depose and say that I am the atty. of record for Kimberly A. Petruso and as such I am authorized to execute this Affidavit; that I did, on the 20 day of Nov. 1987, send by Cert. Mail, Addressee only, Ret. Rec. Req. to Michael J. Petruso a true and correct copy of the Complaint for Custody at his last known address of Stables Motor Lodge, Rm. 308, 3604 East 7th St. Parkersburg, W. Va 26101, as evidenced by the attached sender's receipt No. P 276 200 188 and that on the 30 day of Nov. 1987, I did receive the duly executed ret. rec. dated the 25th day of Nov. 1987. (verification) Dated: 2/29/88 Brian Lindsay, esq.

1987

Brian Lindsay

994

EVELYN D. GROSSETT

vs.

JAMES B. GROSSETT

Filed Nov. 16, 1987
Tax & Entry Pd 11/15/88 $40.50 ✓
Pro County EXTRA COUNT Pd 11/15/88
15.00 ✓
Pro Co. Paid 3-7-88 9.00 ✓

COMPLAINT IN DIVORCE-CUSTODY
1 copy (atty)

Nov. 16, 1987 Petition to Proceed In Forma Pauperis and Order filed: Motion Denied.
BY THE COURT,
Robert L. Walker, J
Nov 16, 1987 Copy of order to Brian Lindsay, Esq.

Dec. 22, 1987 Acceptance of Service Form filed. I, JAMES B. GROSSETT, Defendant in the above cited action, hereby accept service of the Complaint in Divorce filed at the above cited term and number.
12/8/87 James B. Grossett

Feb. 22, 1988, CONSENT CUSTODY AGREEMENT and ORDER OF COURT filed. ORDER: AND NOW, this 22nd day of Feb. 1988, upon consideration ofthe foregoing provisions and upon the Agreement ofthe parties hereto, the provisions of the within Consent Custody Agreement are hereby entered as an Order of this court.
2 copies (atty)
BY THE COURT,
Robert L. Walker, J.

March 7, 1988 Affidavit of Consent of Plaintiff filed.

March 7, 1988 Affidavit of Consent of Defendant filed.

March 7, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar. 24, 1988 **DIVORCE DECREE FILED.**

AND NOW, March 23, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

EVELYN D. GROSSETT and JAMES B. GROSSETT

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

1987

QUINN, GENT, BUSECK AND LEEMHUIS INC.
Lawrence C. Bolla

995

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

vs.

GARY GREATHOUSE AND JACQUELINE GREATHOUSE

Filed Nov. 16, 1987

Tax & Entry Paid $40.50
Sheriff's Costs 37.51
Pro co pd 4/18/88 9.00

CIVIL ACTION

2 copies (sheriff)

Feb. 26, 1988, Complaint Reinstated.

Mar. 11, 1988 Sheriff's Return filed. SERVED AND MADE KNOWN TO Gary Greathouse personally the within named defendant by handing a true copy of the within Complaint to him on March 7, 1988 at 11:33 AM at his place of residence, 312 Loomis Street, Meadville, Crawford County, PA.
Not Found, as to within named defendant Jacqueline Greathouse. Moved, left no forwarding address.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, April. 18, 1988 at 1:24 pm upon praecipe of plaintiff attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered infavor of the plaintiff and against the defendant Gary Greathouse, Only, for want of an answer and the damages are assessed at the sum of One Thousant Two Hundred Twenty-eight and 94/100 plus interest and cost of suit.

G-74
judgment entered 4/18/88

Debt $1,228.94
Int. from Feb. 17, 1988
Judgment
James F. Simmons
Prothonotary

William B. Moore

996

FRENCH CREEK ACQUISITIONS, INC.

vs.

SAEGERTOWN INN COMPANY, a Corporation of the Borough of Saegertown, Crawford County, Pennsylvania, its Successors and Assigns

Filed Nov 16, 1987

Tax & Entry Paid 40.50
Sheriffs Costs 263.90
Pro Co Pd 3/31/88 9.00

COMPLAINT IN ACTION TO QUIET TITLE

Nov 16, 1987 Motion for Service of Complaint by Publication and Order filed: AND NOW, to-wit, this 16th day of November, 1987, upon consideration of the foregoing motion, the Plaintiff is granted leave, and the Sheriff of Crawford County is ordered and directed to make service of the foregoing complaint upon consideration of the foregoing motion, the Plaintiff is granted leave, and the Sheriff of Crawford County is ordered and directed to make service of the foregoing complaint upon the defendant, its successors and assigns, by Publication once in the Crawford County Legal Journal and in the Meadville Tribune.

PER CURIAM,
Robert L. Walker, J

Nov 17, 1987 Copies of order to William Moore, Esq.

Feb. 9, 1988, Sheriffs Return filed. I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return that I have made publication inthe Crawford County Legal Journal Meadville, Pa. a periodical printed within my bailiwick once only on Jan. 20, 1988 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 Jan. 20, 1988 as per copy and proof of publication hereto attached.
So answers, Howard N. Stewart, sheriff

Feb. 26, 1988 Motion, Affidavit and Final Order filed. AND NOW, this 26 day of February, 1988, an Affidavit of Service of the Complaint with Notice to Plead having been filed, and no answer having been made by the Defendant, this Court now, upon Motionof William B.Moore, Esq., Attorney for the Pliantiff, hereby Orders and Decrees that the Defendant above named, its successors and assigns be, and they are hereby, forever barred from asserting any right, lien, title, interest or claim in and to the certain piece or parcel of land herein after described:

All that certain piece of pracel of land situate in the Borough of Saegertown, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

Bounded on the North by land now or formerly of McLain, two hundred (200) feet, more or less; on the East of Water Street, sixty (60) feet; on the South by land now or formerly of Howard E. Majors and Hazel S. Majors, husband and wife, two hundred (200) feet, more or less; and on the West by French Creek, sixty (60) feet, more or less.

Being the same parcel of land conveyed to French Creek Acquisition, Inc., by deed of Carolyn McLean Eggers, attorney in fact for Mary Martha Peadon Eggers, single, dated October 7, 1987, and recorded in Crawford County Record Book 23, page 972.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the Defendant, its successors and assigns, be, and they are hereby, forever barred from asserting any right, lien title or interest in the aforementioned premises, inconsistent with the interest or claim of the Plaintiff as set forth in the Plaintiff's Complaint; or from impeaching, denying, or in any way attachking the Plaintiff's title to said property; from issuing or maintaining any action attaching the same or any part thereof, unless the Defendants shall enter an appearance and file an Answer to the Complaint, or Petition to open judgment within thirty (30) says 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 Plaintiff, shall enter a final judgment against the said Defendants, its successors and assigns.

PER CURIAM,
P. Richard Thomas, J

S-184

Mar. 1, 1988 Copies of order to William Moore

Mar. 31, 1988, UPon praecipe of plaintiff attorney, Final Judgment is hereby entered in this case, in favor of the plaintiffs and against the defendant pursuant to the foregoing Order of Court.

FINAL JUDGMENT
James F. Simmons,
Prothonotary

Judgment entered - 3/31/88
S - 184

1987

Culbertson, Weiss, Schetroma & Schug
John B. Brautigam

Ferguson, Spataro & O'Shea
Douglas W. Ferguson

997.

Terry Toomey

Harry White, II

3/2/90 Rec'd. $60.00 from Defendant

Recd 4-4-90 $60.00 Vivian Stoltz

GEORGIA E. KEPPLER

vs.

DOMINIC J. MOTTILLO

and

Anthony D. Mottillo and Jeanne E. Mottillo

Filed Nov. 16, 1987
@ 2:56 P.M.

Tax & Entry Paid $40.50

John Fuller, Mediator 120.00
135.00
9.00

PETITION FOR CUSTODY

1 copy order (atty)
1 copy order (mediator)

ORDER:

AND NOW, this 16 day of November 1987, in consideration of the within Petition, JOHN FULLER, ESQ. is hereby appointed the Child Custody Mediator for this case. The said Chid Custody Mediator 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 Mediator.

Pending a mediation hearing custody of the minor children shall be with the natural mother, the Petitioner herein, Georgia E. Keppler.

Service of this Petition shall be made by the Work Release Coordinator of Crawford County, Robert O'Shea, upon the Respondent Dominic J. Mottillo. BY THE COURT,
P. Richard Thomas. J.

Nov 19, 1987 Acceptance of Service filed: I, Terry A. Toomey, Esq., hereby accept service of a true and correct copy of the Petition for Custody on behalf of the Defendant, Dominic J. Mottillo.
11/19/87 Terry A. Toomey, Esq.
Date Attorney for Dominic J. Mottillo

Nov. 23, 1987 Application For Leave To Intervene and Order filed. AND NOW, this 23 day of November, 1987, upon Application for Leave to Intervene, and, hearing no objections from the Plaintiff or Defendant, it is hereby ORDERED that Anthony D. Mottillo and Jeanne E. Mottillo are granted leave to intervene in the instant custody action and are hereby granted permission to file a Counterclaim for Custody of the children who are the subject of this custody action.
BY THE COURT,
P. Richard Thomas, J

Nov. 30, 1987 Copies of order to Douglas Ferguson and Terry Toomey and John Fuller

Nov. 30, 1987 Counterclaim For Custody filed.

Dec. 1, 1987 Acceptance Of service filed. I, Douglas Ferguson do hereby accept service of the Counterclaim for Custody which as been filed by the Defendant and the Intervenors above-captioned this 1ts day of December, 1987.
Douglas Ferguson

Dec 22, 1987 Order filed: AND NOW, December 22nd, 1987, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Dominic A. Mottillo, George A. Mottillo and Zachary A. Mottillo shall be shared between the mother, Georgia E. Keppler, and the father Dominic J. Mottillo, that is each shall be entitled to full access to school records, medical records and other important records and each shall be entitled to take part in decisions affecting the children, including decisions as to the children's education, medical treatment and religious instruction.

II. Physical custody of Dominic A. Mottillo, George A. Mottillo and Zachary A. Mottillo shall be with the mother. Georgia E. Keppler, subject to the following conditions:

(1) The father and grandparents shall be entitled to visit and take the children into their custody every weekend beginning December 11, 1987 from 6:00 p.m. on Friday evening until 6:00 p.m. on Sunday evening. The mother shall deliver the children to the home of the grandparents on such weekend visits and the grandparents shall be responsible to delivering the children to the home of the mother on Sunday evening.

(2) Holidays shall be defined as Thanksgiving and Christmas. In 1987 the children shall be in the home of the mother on Christmas Day until 1:00 p.m. and shall be in the home of the grandparents from 1:00 p.m. on Christmas Day and also for December 26, 1987 and December 27, 1987. The grandparents shall return the chilfen to the home of the motehr on or about 6:00 p.m. on December 27, 1987. In 1988 the children shall be in the home of the mother on Christmas Day. Each subsequent even numbered years the children shall be in the home of the father on Thanksgiving Day and in the home of the mother on Thanksgiving Day on odd numbered years. The children shall be in the home of the father on Christmas Day on odd numbered years and in the home of the mother on Christmas Day on even numbered years. On holidays where the children are in the mother, they shall be in the home of the father on the evening preceding such holidays from 4:00 p.m. until 10:00 p.m.

(3) Beginning with the Summer of 1988 and each Summer thereafter unless and until this Order has been changed or amended, the father and grandparents shall be entitled to have the three children in their homes for two non-consecutive two week periods. The father and/or grandparents shall provide the mother with at least thirty (30) days notice of the time in which they intend to exercise this extended Summer visitation.

(4) This Order is entered without prejudice to the right of any party hereto to request a further mediation conference or hearing when the father is no longer incarcerated in jail.

(5) Each party will provide the other party with a telephone number and each party shall be entitled to contact the children by telephone as long as such telephone contacts are reasonable.

(6) No party hereto shall consume illegal drugs or be under the influence of alcohol while the children are in their custody.

(7) Neither of the parents nor the grandparents shall expose the children to any person or situation which would be harmful to the welfare of the children and no party hereto shall say or do anything in an attempt to turn the children against the other parent or grandparents, 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, as well as the grandparents.

(8) This order shall be a temporary order but shall become a permanent order unless exceptions thereto are filed by any party within thirty (30) days of the date hereof.

(9) Cost of the mediation conference shall be divided with the mother paying one-half thereof and the father and grandparents together paying the other one-half.

Robert L. Walker, Judge

Dec. 24, 1987 Copies of order to Douglas Ferguson, Terry Toomey and John Fuller, Esqs.

Jan. 21, 1988, Motion to s chedule Hearing De Novo; and Order filed. ORDER OF COURT: AND NOW, Jan. 22, 1988, hearing set for Mar. 10, 1988 at 1:30 P.M., C. R. No. 2.
Robert L. Walker, J.

Jan. 21, 1988, copies of order to Attys. Terry Toomey and D. Ferguson.

Continued on Page 591

Brian Lindsay
LegalAid

998.

LINDA M. CLOSE

vs.

WILLIAM F. CLOSE

Filed Nov. 16, 1987
@ 4:27 P.M.

Tax & entry Paid. $40.50 ✓
Proco Rt 4/5/88 9.00
Pro Co pd 6/5/89 9.00 ✓
State pd 6/5/89 10.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 2, 1988 Affidavit filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Linda M. Close, and that as such I am authorized to execute this Affidavit; that I did, onthe 20th day of November, 1987, send by Certified Mail, Addressee ONly, Return Receipt Requested, to William F. Close a true and correct copy of the Complaint In Divorce at his last known address of R.D. $, Box 810, Conneaut Lake, Pennsylvania 16335 as evidenced by the attached sender's receipt No. P 276 200 189 and that on the 25th day of November, 1987, I did receive the duly executed return receipt dated the 24th day of November, 1987.

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.

Dated: 2/29/88 Brian Lindsay

March 9, 1988 Affidavit of Consent of Plaintiff filed.

Apr. 14, 1988 Notice Of Eligibilty/Retainer Agreement filed.

May 2, 1989 Notice of Intent to Praecipe for Entry of Final Decree in Divorce filed.

May 2, 1989 Affidavit of Consent of Defendant filed.

May 30, 1989 Upon praecipe of Defendant Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

June 12, 1989 **DIVORCE DECREE FILED.**

And now, June 12, 1989, it is ordered and decreed that LINDA M. CLOSE, plaintiff, and WILLIAM F. CLOSE, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1987

Spadafore, Vardaro,
Walker & Johnson
Anthony J. Vardaro

999.

MARY JANNOT

vs.

THOMAS JANNOT

Filed Nov. 17, 1987
@ 9:00 A.M.

Tax + Entry Pd 11/17/87 40.50

Sheriff's Costs 35.77

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE

3 copies (atty)

ORDER FOR HEARING:

AND NOW, this 17 day of November 1987, upon motion of Anthony J. Vardaro, Esquire, and upon consideration of the within Petition for Relief, a hearing thereon is scheduled to be held as follows:
PLACE: Ct. Rm. 1 or 2 DATE: Nov. 20, 1987 TIME: 3:00 P.M.

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

Services of the Petition and this Order for Hearing on Defendant shall be made by the Sheriff or by a competent adult in the same manner as a Complaint in an action in equity/

BY THE COURT,
P. Richard Thomas, J.

Nov. 19, 1987 Motion to Reschedule Hearing and Order filed. AND NOW, November 19, 1987 upon Motion of Defendant, heairng is rescheduled for 1:30 o'clock p.m. on December 11, 1987, in court room 1 or 2. Pending further Order of Court Defendant will not enter the marital residence or contact Plaintiff. Defendant is permitted to telephone the marital residence to speak with his minor daughter.

By the Court
P. Richard Thomas, J

Nov. 19, 1987 Copies of order to anthony Vardaro Mary Ann Kirkpatrick, Theodore Watts and Thomas O'Shea

Nov. 20, 1987 Motion to Re-schedule Hearing and Order filed. AND NOW, this 20 day of November, 1987, upon consideration of the within Motion, hearing in this matter is re-scheduled for the 18 day of December, 1987 at 9:00 o'clock a.m., courtroom 1 or 2

By the Court,
P. Richard Thomas, J

Nov. 25, 1987 Copies of order to Anthony Vardaro, Mary Ann Kirkpatrick, Theodore Watts and thomas O'Shea

Dec, 4, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Thomas Jannot personally the within named defendant by handing a true copy of the within Petition and Order for Protection from Abuse to him on Nov. 17, 1987 at 8:06 PM at his place of residence, 819 Williamson Road, Meadville, Crawford Co., Pa.

So answers,

Edgar D. Householder, Dep:Sheriff
Howard N. Stewart, Sheriff

Dec. 23, 1987 Order filed: AND NOW, December 18, 1987, at the time set for hearing, the parties have advised the Court that they are in agreement on the entry of a stipulation order in the above-captioned matter as follows:

1. The Defendant, Thomas Jannot, will refrain from abusing, harassing and/or annoying the Plaintiff.

2. The Plaintiff, Mary Jannot, will be granted exclusive possession of the marital home, excluding the Defendant therefrom for a period of one (1) year. This agrement is subject to modification in event that the parties are granted a divorce decree wherein the subject of equitable distribution will govern the disposition of the subject property.

3. The Defendant, Thomas Jannot, enters into the stipulation, but does not admit any of the allegations of the Plaintiff's petition for protection from abuse.

4. The Defendant, Thomas Jannot, has advised the Court that there are various personal items, which are in the marital residence, and accordingly, the Court hereby ORDERS that the Defendant will have access to the marital home for the purpose of removing said items after giving the Plaintiff seventy-two (72) hours notice of his intention to do so.

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

Dec 24, 1987 Copies of order to Theodore Watts, and R. Charles Thomas, Esqs.

William L. Walker

Jerome A. Lemire

1000.

Shafer, Swick,Bailey & Irwin
By: Paul D. Shafer, Jr.
By: Louis J. Stack

Joining plaintiffs:
HERMAN F. SHELLITO AND ALYSON I. SHELLITO, & NILES W. SHELLITO & LORENE ELFORD
PAUL E. GEHR, JR. AND ALICE GEHR, HIS WIFE, AND LEROY BELL AND SHIRLEY BELL, HIS WIFE

vs.

MITCHELL ENERGY CORPORATION

Filed Nov. 17, 1987
@ 2:58 P.M.

Tax & entry paid $40.50 ✓
Sheriff's costs 18.00

COMPLAINT

1 copy (sheriff)

Dec. 10, 1987 Sheriff's Return filed. SERVED by mailing by certified mail, Nov. 23, 1987 a true and attested c opy of the within Complaint to Mitchel Energy Corp. 2001 Timberlock Place P.O. Box 4000, The Woodlands, TX 77387-4000. Return receipt attached and made a part of this return.

So answers, Howard N. Stewart, Sheriff

Dec. 10, 1987 Mitchell Energy Corporation's Preliminary Objections filed.

Jan. 19, 1988 Request For Admissions Under Pa. R.C.P. 4014 filed.

Jan. 19, 1988 Notice Of Service Of Request For Production Of Documents To defendant filed.

Jan. 19, 1988 Notice Of Service Of Interrogatories To Defendant filed.

Jan. 19, 1988 Proof Of Service filed.

Jan. 19, 1988 Upon praecipe Of Plaintiffs Attorney this case is placed on the next argument list.

ON FEBRUARY 1988 ARGUMENT LIST

Feb. 11, 1988, Answer to Request for Admissions filed.

Mar. 23, 1988, Defendant's Answers to Plaintiffs' First Set of Interrogatories filed.

Apr 28, 1988 Re: Defendant's Preliminary Objections, Memorandum and Order filed: AND NOW, this 28 day of April, 1988, the court will allow those members of Shellito Gas Unit Number 1 and Papaioanou Gas Unit Number 1 - 83, as named in the plaintiffs' complaints, to be joined as voluntary plaintiffs provided they consent to such joinder within 20 days of the receipt of notice. Upon consent by any of the above said members, the Plaintiffs will effectuate such joinder within an additional 20 days. Failure by said members to consent to such joinder will result in dismissal of the defendant's preliminary objections involving nonjoinder of necessary and indispensable parties without further order of this Court, but without prejudice to the defendant's right to join said members as additional defendants.

The Court denies the defendant's preliminary objections involving the issue of attorneys' fees without prejudice to the defendant's right to raise the same upon further development of the relevant facts during the trial process.

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

May 2, 1988 Copies of order to Counsel of record.

May 26, 1988 Certificate Of Notification filed.

July 7, 1988, Complaint of Joining Plaintiffs, Herman F. Shellito and Alyson I. Shellito, his wife, and Niles W. Shellito and Lorene Elford, filed.

Aug. 26, 1988, Answer and New Matter filed.

Sept 22, 1988 Reply to New Matter filed.

Oct. 13, 1988 Notice Of Service Of Interrogatories To Defendant filed.

Dec. 9, 1988, Answers to Plaintiff's First Set of Interrogatories filed.

Dec. 28, 1988, Motion for Sanctions and Order filed. ORDER: AND NOW, this 28 day of December, 1988, upon consideration of the foregoing Motion, a hearing and argument will be held with respect to this Motion for Sanctions on the 25 day of Jan. 1989 in Courtroom # 1 of the Crawford County Courthouse, 10:30 a.m. P. Richard Thomas, J.

Dec. 29, 1988, copies of order to Attys. Wm. Walker, Jerome Lemire and Paul Shafer.

Dec. 29, 1988, Notice of Service of REquest for Production of Documents filed.

Jan. 18, 1989 Defendant's Answers To Plaintiffs' Second Set Of Interrogatories filed.

Jan. 26, 1989 Order filed. AND NOW, January 25, 1989, the matter is before the Court for sanctions, because of failure to answer interrogatories. At the time the argument is held, the interrogatories have been answered, but Plaintiff shill complain about lack of specificity in response to the question 8(2) and 10(2). It is argued by Plaintiffs that what they want to know in order to make comparisions is the transportation rate charged other parties or organizations. Plaintiffs' counsel realizes that this may become an owners' burden and he is willing to accept the transportation rates charged some six to ten others delineating the four or five lowest reates charged to persons other than Plaintiffs, and four or five of the highest rates charged. The Court cannot visualize this to be an excessively difficult figure to calculate, as the Plaintiff is postulating that in order to meet their allegation that the rates charged to Plaintiffs in this action are excessive, they meed to know what the Defendants is charging other persons by comparison.

Accordingly, Defendant is DIRECTED TO give more specific answers to interrogatories 8 and 10 along the lines requested by counsel for the Plaintiff as noted above.

Defendant is accorded thirty (30) days to comply with this Order.

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

Jan. 27, 1989 Copies of order to william Walker, Jerome Lemire and Louis Stack

Record Continued on Page 583.....

1987

William L. Walker
Jerome A. Lemire

1001.

Paul D. Shafer, Jr.
Louis J. Stack
Shafer, Swick, Bailey, Irwin & Stack;

KENNETH J. MOOK AND DAISY D. MOOK, HIS WIFE

vs.

MITCHELL ENERGY CORPORATION

Filed Nov. 17, 1987
@ 2:58 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 18.00

COMPLAINT

1 copy (sheriff)

Dec. 10, 1987 Sheriff's return filed. SERVED by mailing by certified mail, Nov. 23, 1987, a true and attested c opy of the within Complaint to Mitchel Energy Corporation, 2001 Timberlock Place, P.O. Box 4000, The Woodlands, TX 77387-4000. Return receipt attached and made a part of this return.

So answers, Howard N. Stewart, Sheriff

Dec. 10, 1987 Mitchell Energy Corporation's Preliminary Objections filed.

Jan. 19, 1988 Request For admissions Under PA. R.C.P. 4014 filed.

Jan. 19, 1988 Notice Of Service Of Request For Production Of Documents To defendant filed.

Jan. 19, 1988 Notice Of Service Of Interrogatories To defendant filed.

Jan. 19, 1988 Upon praecipe of Plaintiff Attorney this case is placed on the next argument list.

ON FEBRUARY 1988 ARGUMENT LIST

Feb. 11, 1988, Answer to Request for Admissions filed.

Mar. 23, 1988, Defendant's Answers to Plaintiffs' First Set of Interrogatories, filed.

April 29, 1988 Re: Defendant's Preliminary Objections, Memorandum and Order filed: AND NOW, this 28 day of April, 1988, the court will allow those member of Shellito Gas Unit Number 1 and Papaioauou Gas Unit Number 1 -83, as named in the plaintiffs' complaints, to be joined as voluntary plaintiffs provided they consent to such joinder within 20 days of their receipt of notice. Upon consent by any of the above said members, the Plaintiffs will effectuate su such joinder within an additional 20 days. Failure by said members to consent to such joinder will result in dismissal of the defendant's preliminary objections involving nonjoinder of necessary and indispensable parties without further order of this Court, but withous prejudice to the defendant's right to join said member as additional defendants.

The Court denies the defendant's preliminary objections involving the issue of Attorneys' fees without prejudice to the defendant's right to raise the same upon further development of the relevant facts during the trial process.

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

May 2, 1988 Copies of order to all counsel.

May 26, 1988 Certificate Of Notification filed.

Aug. 26, 1988, answer and New Matter filed.

Sept 22, 1988 Reply to New Matter filed.

Oct. 13, 1988 Notice Of Service Of Interrogatories To defendant filed.

Dec. 9, 1988, Answers to Plaintiffs' First Set of Interrogatories filed.

Dec. 28, 1988, Motion for Sanctions and Order filed. ORDER: AND NOW,this 28 dayof Dec. 1988, upon consideration of the foregoing Motion, a hearing and argument will be held with respect tothis Motion for Sanctions on the 25 day of Jan. 1989 in C.R. #1, of theCrawford CountyCourthouse. 10:30 a.m. P. Richard Thomas, J.

Dec. 29, 1988 copy of order to counsel of record.

Dec: 29, 1988, Notice of Service of Request for Production of Documents filed.

Jan. 18, 1989 Defendants' Answerrs To Plaintiffs' Second Set Of Interrogatories filed.

Jan. 26, 1989 Order filed. AND NOW, January 25, 1989, the matter is before the Court for sanctions, because of failure to answer interrogatories. At the time the argument is held, the interrogatories have been answered, but Plaintiffs still complain about lack of specificity in response to the question 8(2) and 10(2). It is argued by Pl aintiffs that what they want to know in order to make comparisons is the transportation rate charged other parties or organization Plaintiffs' counsel realizes that this may become an owners' burden andhe is willing to accept the transportation rates charge some six to ten others delineating the four or five lowest rates charged to person other than P laintiffs, and four or five of the highest rates charged. The Court cnnot visualtize this to be an excessively difficult figure to calculate, as the Plaintiff is postulating that in order to meet their allegation that the rates charged to Plaintiffs in this action are excessive,they meed to know what the Defendant is charing other persons by comparison.

Accordingly, defendant is DIRECTED to give more specific answers to interrogatories 8 and 10 along the lines requested by counsel for the Plaintiff as noted above.

Defendant is accorded thirty (30) days to comply with this Order.

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

Jan. 27, 1989 Copies of order to William Walker, Jerome Lemire and Louis Stack

Record Continued on Page 584.....

1987

William L. Walker
Jerome A. Lemire

1002.

Paul D. Shafer, Jr.
Louis J. Stack

Shafer, Swick, Bailey & Irwin & Stack

CLYDE SHERMAN ALLEN, LESLIE E. ALLEN, AND JAMES RODNEY ALLEN

vs.

MITCHELL ENERGY CORPORATION

Filed Nov. 17, 1987
@ 2:59 P.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 18.00

COMPLAINT

1 copy (sheriff)

Dec,10,1987 SERVED by mailing by certified mail, Nov. 23, 1987 a true aND ATTESTED COPY OF THE WITHIN Complaint to Mitchel Energy Corporation, 2001 Timberlock Place, P.O. Box 4000, The Woodlands, TX 77387-4000. Return receipt attached and made a part of this return.

So answers, =Howard N. Stewart, Sheriff

Dec 10, 1987 Mitchell Energy Corporation's Preliminary Objections filed.

Jan. 19, 1988 Request For aDmissions Under Pa. R.C.P. 4014 filed.

Jan. 19, 1988 Proof Of Service filed.

Jan. 19, 1988 Notice Of Service Of Interrogatories To Defendant filed.

Jan. 19, 1988 Notice Of Service Of Request For Production Of Documents To defendant filed.

Jan. 19, 1988 Upon praecipe of Plaintiff Attorney this case is placed on the next argument list.

ON FEBRUARY 1988 ARGUMENT LIST

Feb. 11, 1988, Answer to Request for Admissions filed.

Mar. 23, 1988, Defendant's Answers to Plaintiffs' First Set of Interrogatories, filed.

April 28, 1988 Re: Preliminary Objections, Memoranduma and Order filed: AND NOW, this 28 day of April, 1988, the Court will allow those member of Shellito Gas Unit Number 1 and Papaioanou Gas Unit Number 1-83, as named in the plaintiffs' complaints, to be joined as voluntary plaintiffs provided they consent to such joinder within 20 days of their receipt of notice. Upon consent by any of the the above said members, the Plaintiffs will effectuate such joinder within an additional 20 days. Failure by said member to consent to such joinder will result in dismissal of the defendant's preliminary objections involving nonjoinder of necessary and indispensable parties without further order of this Court, but without prejudice to the defendant's rights to join said members as additional defendants.

The Court denies the defendant's preliminary objections involving the issue of attorney's fees without prejudice to the defendant's right to raise the same upon further development of the relevant facts during the trial process.

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

May 2, 1988 Copies of order to all counsel.

Aug. 26, 1988, Answer and New Matter filed.

Sept 22, 1988 Reply to New Matter filed.

Oct. 13, 1988 Notice Of Service Of Interrogatories To Defendant filed.

Dec. 9, 1988 Answers to Plaintiffs First Set of Interrogatories filed.

Dec. 28, 1988 Motion for Sanctions and Order filed. ORDER: AND NOW, this 28 day of Dec. 1988, upon consideration of the foregoing Motion, a hearing and argument will be held with respect to this Motion for Sanctions on the 25 day of Jan. 1989, in C. R. #1, of the Crawford County Courthouse.- 10:30 a.m. P. Richard Thomas, J.

Dec. 29, 1988 copies of order to Attys. of record.

Dec. 29, 1988, Notice of Service of Request for production of Documents filed.

Jan. 18, 1989 Defendant's Answers To Plaintiff's Second Set of Interrogatories filed.

Jan. 26, 1989 Order ifled. AND NOW, January 25, 1989, the matter is before the Court for sanctions, because of failure to answer interrogatories. At the thime the argument is held, the interrogatories have been answered, but Plaintiffs still complain about lack of specificity in response to the question 8(2) and 10(2). It is argued by Plaintiffs that what they want to know in order to make comparisons is the transportation rate chaged other parties or organizations. Plaintiffs' counsel realizes that this may become an owner's burden and he is willing to accept the trnasportation rates charged some six to ten others de lineating the four or five lowest rates charged to persons other than Plaintiff, and four or five of the highest rates charged. The Court cannot visualize this to be an excessively difficult figure to calculate, as the Plaintiff is postulating that in order to meet their allegation that the rates charged to Plaintiffs in this action are excessive,they meed to know what the Defendant is chargeing otherpersons by comparison.

Accordingly, Defendant is DIRECTED to give more specific answers to interrogatories 8 and 10 along the lines requested by counsel for the Plaintiff as noted above.

Defendant is accorded thirty (30) days to comply with this Order.

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

Jan. 27, 1989 Copies of order to William Walker, Jerome Lemire and Louis Stack

Record Continued on Page 452(a).....

1987

Clyde Sherman Allen, Leslie E. Allen and James Rodney Allen

VS.

Mitchell Energy Corporation

Record Continued from Page 452

OF

AD 1987 - 1002

****

March 8, 1989 Motion For Sanctions and ORDER filed. AND now, this 8 day of March 1989, upon consideration of the foregoing Motion, a hearing and argument will be held with respect to this Motion for Sanctions on the 6 day of April, 1989, in Courtroom No. 1 of the Crawford County Courthouse, at 9 o'clock _.m.

By The Court:
P. R. Thomas, J.

March 9, 1989 Copy of Order to Attys. William Walker, Jerome Lemire and Louis Stack.

Apr. 6, 1989 Order filed. AND NOW, April 5, 1989, the hearing and argument set on Motions for Sanctions for April 6, 1989 is cancelled.
An in-chambers conference is hereby set for April 14, 1989, at 4:00 p.m.

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

Apr. 6, 1989 Copies for Attys. Walker, Shafer and Stack put in their box, also Lemire's copy was put in Atty. Walkers box.

Apr. 21, 1989 RE: Plaintiffs' Request For Productionof Documents Memorandum and Order filed. AND NOW, April 21, 1989, the Court hereby denies the Plaintiffs' request for production of this particular document.

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

Apr. 21, 1989 Copies put in Atty's box.

Aug. 28, 1989 Motion To Amend Complaints filed. (See paper filed at A.D. 1987-1000)

Aug. 28, 1989 Order Of Court filed. AND NOW, this 28 day of August, 1989, upon consideration of Plaintiffs' Motion to Amend the Complaint in the above-captioned actions to assert these claims as a class actionon behalf of the named Plaintiffs and all others similarly situated, an argument is hereby scheduled for the 27 day of Sept., 1989 at 9:00 m. in courtroom No. 1 at the crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
P. Rihcard Thomas, J

(See paper filed at A.D. 1987-1000)

Aug. 30, 1989 Copy of order to William Walker, Jerome Lemire and Louis Stack

Sept. 27, 1989, Mitchell Energy Corporation's Response to Plaintiff's Motionto Amend Complaint filed.

Oct. 2, 1989 Consent Order filed. **(SEE ORDER FILED AT A.D. 1987 - 1000)**

452
-b-

1987

1987

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

1003.

AMERICAN FEDERAL SAVINGS

vs.

TIMOTHY J. BARBER AND
THERESA A. BARBER

Filed Nov. 17, 1987
@ 3:22 P.M.

Tax & entry Paid $40.50

Sheriff's Costs 28.00

Pro Co Pd 1-6-88 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 9, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Timothy J. Barber on Nov. 23, 1987 at 3:47 PM by handing a true copy of the within Complaint to Viola Barber, adult member of the family, namely his wife, at their residence., R.D.#9.,LImber Rd. MeaDVILLE, Crawford Co. Pa.
SERVED Theresa A. Barber within named defendant on Nov. 23, 1987 at 3:59 P.M. by handing a true copy of the Complaint to Lena Powell, adult member of the family with whom she resides, namely her daughter, at their residence, 223 Pine St. MeaDVILLE, Crawford County, Pa.
So answers, Edgar D.Householder, Dep . Sheriff
Howard N. Stewart, Sheriff

AND NOW, Jan 6, 1988 @ 3:19 P.M. 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 judgment is assessed in the amount of Twenty-eight Thousand Eight Hundred Thirty-Six and 80/100 Dollars, with interest from November 30, 1987.
B-164, 164 Debt.....$28,836.80 + Int.
JUDGMENT
James F. Simmons
Prothonotary

Jan 6, 1988 Judgment entered.

EX 1988-4

Blystone & Blystone
Curtis E. Blystone

1004.

COLONY SAVINGS BANK, F.S.B. FORMERLY FIRST FEDERAL SAVINGS OF ERIE, A DIVISION OF COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION FORMERLY FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF ERIE

vs.

EVA P. JONES, a/k/a EVA JONES, EXECUTRIX OF THE ESTATE OF EMMA L. OVERTON, DECEASED, DENISE ABBOTT, ADMINISTRATRIX D.B.N. C.T.A. OF THE ESTATE OF EMMA L. OVERTON, DEC'D, AND DENISE ABBOTT, INDIVIDUALLY

Filed Nov. 17, 1987
@ 4:27 P.M.

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	35.00 ✓
Pro Co Pd. 2/1/88-	9.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

4 copies (sheriff)

Dec. 24, 1987 Sheriff's REturn filed. Not Found as to within named defendant Eva P. JOnes as of December 17, 1987. Moved from area, no forwarding address at Post Office.
SERVED AND MADE KNOWN TO Denise Abbott, Administratrix personally on November 23, 1987 at 1:38 PM at her residence, 1197 Elm Street, Meadville, Crawford County, PA.
SERVED AND MADE KNOWN TO Denise Abbott, Individually, personally on November 23, 1987 at 1:39 PM at her residence, 1197 Elm Street, Meadville, Crawford County, PA.
No one found to be in possession of mortgaged pre--mises, 173 Walnut Street, Meadville, Crawford County, Pa. House vacant.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 30, 1987, Complaint Reinstated.

Jan. 11, 1988 Affidavit Of Service filed. The undersigned, Gerald A. Stone deposes and says that he is an adult individual who resides at 2220 Canfield RD #5 Youngstown Ohio 44511 and that on January 7th, 1988, at 4:30 o'clock P M. prevailing local time, at Youngstown Ohio, he served a true an attested copy of the complaint in Action of mortgage Foreclosure in the above captioned action on Eva P. Jones, a/k/a Eva Jones, Executrix of the Estate of Emma L. Overton, deceased, by handing same toher personally at 2264 Selma Ave., Youngstown, Ohio. Gerald A. Stone

And Now, Feb. 1, 1988 at 3:16 P.M., Upon praecipe of plaintiff attorneys, Judgment is hereby entered in favor ofthe plaintiff and against the defendants for failure to file an answer, damages are assessed inthe amount of Six Thousand Six Hundred Ninety Four and 49/100 Dollars, together with int. on principal debt at $1.156 per diem from 5/1/87.
Judgment entered - 2/1/87
J - 210,
O - 54,
A - 45, 45

Debt - - $6,694.49
Int. from 5/1/87
JUDGMENT

James F. Simmons,
Prothonotary

EXECUTION 1988 - 7

1987

Withdrawn
Jeffrey J. Wood

1005.

Bozic & Thomas
John H. Bozic, Jr

LINDA C. LAMONT

vs.

MICHAEL J. LAMONT

Filed Nov. 18, 1987
@ 8:33 a.m.

Tax & entry Paid $40.50
Pro Co pd 7/1/88 9.00
Pro Co pd 7/7/88 5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Nov. 25, 1987 Appearance for Michael J. Lamont of Bozic & Thomas by John H. Bozic, Jr. filed.

Nov. 30, 1987, Acceptance of Service filed. I, Michael J. Lamont, Defendant in the above action, hereby accept service of a true and correct copy of the Complaint in Divorce filed at the above term and number, this 20 day of Nov. 1987.
Michael J. Lamont.

June 23, 1988 Affidavit Of Consent of Defendant filed.

July 1, 1988 Affidavit Of Consent of Plaintiff filed.

July 1, 1988 Upon praecipe of Plaintiff Attorney To transmit Record, this case moved to court.

July 6, 1988 **DIVORCE DECREE FILED.**

AND NOW, July 6, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LINDA C LAMONT and MICHAEL J. LAMONT

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 7, 1988 Notice of Election To retake Prior Name filed. Linda C. Lamont TO BE KNOWN AS Linda C. Bennett

July 14, 1988 Withdrawal of Appeaance of Jeffrey J. Wood Esquire filed.

Legal Services
Gerald Sullivan

1006.

JUDITH BLOSE

vs.

ETHAN BLOSE

PETITION FOR PROTECTION FROM ABUSE-ORDER

5 copies (atty)

Filed Nov. 18, 1987
@ 9:27 a.m.

Tax & Entry $40.50
Sheiff's Costs 18.00
(Indigent Praecipe filed)

ORDER:

AND NOW, this 18 day of Nov. 1987, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 24th day of Nov. 1987, at 10:30 a.m. in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

The defendant is directed to refrain from abusing and/or threatening to abuse, or harassing the plaintiff and/or the minor child of the plaintiff.

The defendant is excluded immediately and forthwith from the marital residence which is located at R. D. #3, Dean Road, Cambridge Springs, Pa. 16403, pending the hearing scheduled above. All keys to the marital residence are to be given forthwith tothe plaintiff.

The Crawford County sheriff Dept. is directed to serve a certified copy of this Petition and Order upon the Defendant. In the alternative, this Petition and Order may be served by any competent adult or by certified mail.

The Cambridge Springs Police Department and/or the State Police of the Commonwealth of Pa. are directed to enforce this order and to prevent the return ofthe defendant to the aforesaid premises by any appropriate means.

This Petition and Order shall be filed and served without payment of costs; the court shall determine at the thearing if the defendatn 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 hsi failure to attend the hearing scheduled above may have serious legal consequences.

The defendant should take this paper to his lawyer at once. If he does not have a lawyer or cannot afford one, he should go to or telephone the office set forth below to find out where he can get legalhelp.

Crawford County Bar Assoc. Ser. to the Public Committee - 310/312 Chestnut St. Meadville Pa. 16335 814 724-7719.

BY THE COURT,
Robert L. Walker, J.

Nov. 23, 1987, Sheriff's Return filed. SERVED AND MADE KNOWN TO Ethan Blose personally within named defedant by handing a true copy of the within Petition and Order for Protection From Abuse to him, on November 18, 1987 at 2:55 pm at his place of employment, Pioneer Tool, Alden Street, Meadville, in the County of Crawford, State of Pennsylvania.

So answers,

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

Dec. 1, 1987 Order filed. AND NOW, November 24, 1987, after informal hearing, it appears the parties have been separated on prior occasions and it is the contention of the wife that she was grossly mitreated on the dates mentioned in the petition and was physically injured. It is the contention of the husband that the wife has a drinking problem and that he was attempting to placate her and a resulting argument of a non-violent nature ensued. It appears the real estate is owned by the husband and he is solely responsible for the payments of some $350.00 per month.

The wife is a school teacher, has no income of her own except for support for a ten-year-old child by a prior marriage and is in her senior year expecting a practive taching assignment in the year of 1988.

The Court does not have the time to go into an extensive hearing, and accordingly, we will enter an Order probhibiting the husband from abusing the wife, but make no decision at this time regarding the poseession of the real estate or support.

This hearing is continued generally on the Temporary Order previously entered which prohibits the husband from assauling or harassing the wife and further hearing is set for December 18, 1987, at 1:30 p.m.

The third paragraph of the Temporary Order entered November 18, 1987 is rescinded and the defendant and the plaintiff willhave to work out an amicable arrangement regarding the possession of the real estate and possession of the keys.

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

Dec. 1, 1987 copies of order to Gerald Sullivan, defendant and Joan Mason

Dec. 18, 1987 Motion to Continue and Order filed. AND NOW, this 18 day of Dec., 1987, the Motion for continuance is granted.

A Hearing in this matter is continued to 21 day of Jan., 1987, at 1:30 .m. in Courtroom 1 or 2 of the crawford county Courthosue, in Meadville, Pennsylvania. Pending the hearing scheduled above, the defendant shall have exclusive possession of the marital residence located at RD 3 Dean Road, Cambridge Springs, Pennsylvania. Plaintiff is permitted to remove the remainder of her personal possessions from the residence.

BY THE COURT,
P. Richard THomas, J

Dec. 21, 1987 Copies of order to Gerald Sullivan and Joan Mason

Jan. 20, 1988, Motion for Dismissal Filed.

Jan. 20, 1988, ORDER filed. AND NOW, this 20 day of Jan. 1988 upon consideration of the foregoing Motion for Dismissal, said Motion is granted. P. Richard Thomas, J.

Jan. 20, 1988 copy of order to Atty. G. Sullivan.

Jan. 20, 1988, Praecipe of plaintiff attorney to dismiss costs, filed.

1987

Knox Graham McLaughlin
Gornall and Sennett Inc
JOhn O. Dodick

1007.

GENERAL MOTORS ACCEPTANCE CORPORATION

vs.

JAMES L. ARCHER

Filed Nov. 18, 1987
@ 10:40 a.m.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 27.07

COMPLAINT

1 copy (sheriff)

Dec. 23, 1987 Sheriff's REturn filed. SERVED James L. Archer within named defendant on December 11, 1987 at 2:35 PM by handing a true copy of the within Complaint to Pansy Archer, adult member of the family with whom he resides, namely his mother, at their residence, R.D.#4 Centerville, Crawford County, PA
So answers, E. ralph Copeland, Cheif Deputy Sheriff
Howard N. Stewart, Sheriff

Bozic and Thomas
R. Charles Thomas

1008.

Culbertson, Weiss,
Schetroma & Schug
Alan R. Shaddinger

AGNEW'S FEED & SEED, INC.

vs.

HIGHLAND MUTUAL INSURANCE COMPANY

Filed Nov. 18, 1987
@ 10:48 A.M.

Tax & entry Paid $40.50
Sheriffs costs 36.60
Pro Co pd 9-27-93 6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 21, 1988, Writ Returned. Personally appeared before me, garry E. Rader Dep for John A. Watkins Sheriff of Somerset County, Pa. who being duly sworn according to law deposes and says that on the 18th day of Dec. 1987, at 10:10 a.m. he served Highland Mutual Ins. Co. at their place of business at 426 West Main St, Berlin, Pa. 15530 in Berlin Borough, Somerset County, Pa. a true copy of No.AD 1987 1008 by handing to and leaving with John Edward Hay, Ext. Officer, and at the time and place in charge. and making known to him the contents thereof.

Garry E. Rader, Dep. Sheriff,

SERVED Highland Mutual Insurance Co. within named defendant by deputizing the Sheriff of Somerset County, Pa. as per his affidavit of service atta ched.
Served: Dec. 18, 1987.
So answers, Howard N. Stewart, sheriff.

June 15, 1988, Upon praecipe of attorneys for defendant, Culbertson, Weiss, Schetroma and Schug, by Alan R. Shaddinger, Rule entered upon plaintiff to file Complaint within 20 days, issued.

23 June, 1988 Service of the foregoing Rule is hereby accepted by R. Charles Thomas

Aug. 4, 1988, Complaint filed. 1 copy (atty)

Dec. 5, 1988 Answer and New Matter filed.

May 8, 1989 Notice of Service of Discovery filed.

Aug. 2, 1990 Notice of Service of Requests For Admission Of FActs To Defendant Highland Mutual Insurance Co. filed.

Oct. 2, 1992 Notice Of Taking Depositions upon Oral Examination of Linda Hank filed.

Oct. 2, 1992 Notice of Taking Depositions on Oral examination of David Porter filed.

Oct. 22, 1992 Affidavit of Service filed.

Apr. 13, 1993 Answer To New Matter filed.

Sept. 27, 1993 Upon praecipe of plaintiff attorney the above entitled action is settled and discontinued of record.

1987

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

1009.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

WILLIAM H. WALK

Filed Nov. 18, 1987
@ 11:18 A.M.

Tax & entry Paid $40.50 ✓
Pro Co pd 12/2/87 9.00 ✓

Sheriff's Costs 18.00

Pro Co Pd 7-11-88 6.00 ✓

COMPLAINT

1 copy (sheriff)

And Now, Dec. 2, 1987 at 1:00 p.m. upon praecipe and Consent to Entry of Judgment 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 Nine Hundred Fifty-seven and 36/100 dollars plus interest and cost of suit.
W-171 Debt $1,957.36
judgmented entered 12/2/87 Int. from November, 1987
Judgment
James F. Simmons,
Prothonotary

Dec. 10, 1987 Sheriff's Return filed. SERVED William H. Walk within named defendant on Nov. 23, 1987 at 1:48 PM by handing a true copy of the within Complaint to Michael Walk, adult person in charge of residence, R.D.# 6, Tamarack Drive, Meadville, Crawford Co., Pa.

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

July 11, 1988 Upon Praecipe of Plaintiff's Attorney, the debt, judgment, interest and costs in this matter are hereby marked satisfied of record.

1987

Jack, Kookogey & Felton
John S. Kookogey

1010.

TIMOTHY J. HICKS

vs.

LYNN A. HICKS

Filed Nov. 18, 1987
@ 12:39 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 3/24/88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Mar 17, 1988 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 duly qualified Constable in and for Crawford County, Pennsylvania, who, b eing duly sworn according 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 Lynn A. Hicks, Defendant, personally at her residence, R.D.#2, Spartansburg, Rome Township, Crawford County, Pennsylvania, on the 19th day of November, 1987, at 5:29 P.M., local prevailing time, by readiang the same to her and making known the contents of the same and leaving said true and attested copy with her.

Richard E. Lydick

Mar 17, 1988 Affidavit of Consent of Plaintiff filed.

Mar 17, 1988 Affidavit of Consent of Defendant filed.

Mar 17, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Apr. 8, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, April 5, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

T I M O T H Y J . H I C K S and L Y N N A . H I C K S

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

1987

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

1011.

DOLLAR SAVINGS ASSOCIATION

vs.

DANIEL E. RICHARDSON AND
ROBERTA L. RICHARDSON a/k/a
ROBERTA L. MORIAN

Filed Nov. 18, 1987
@ 4:02 P.M.

Tax & entry Paid	$40.50
Sheriffs costs	24.74
Pro Co Pd 2/1/88	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 17, 1987, Sheriffs Return filed. SERVED Roberta L. Richardson on Dec.10, 1987 at 9:18 a.m. by handing a true copy of the within Complaint to John Richardson, adult member ofthe family with whom she resides, namely her son, at their place of residence R. D. #2, Box 1119 Greiser Rd. Conneaut Lake, Crawford County, Pa.

Not Found, as to within named defendant Daniel E. Richardson. No forwarding address at Conneaut Lake Post Office. Possibly living in Sheakleyville area, Mercer County, Pa.

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

And Now, Jan. 29, 1988, at 3:30 P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor ofthe plaintiff and against the defendant Roberta L. Richardson, a/k/a Roberta L. Morian, for failure to file answer, with damages assessed in the sum of Thirty Seven Thousand Three Hundred Thirty Three and 25/100 Dollars, (includes int. to 1/29/88 of $2,565.34, late chgs. of $64.00, taxes advanced $675.81, and atty. fees of $1,661.46)

Judgment entered 1/29/88
R - 144
M - 144

Debt - $37,333.25
JUDGMENT
James F. Simmons,
Prothonotary

Feb. 1, 1988, Notice of entry of judgment mailed to defendant.

Feb. 12, 1988, Motion to Amend Complaint and Order filed. ORDER: AND NOW, February 12, 1988, upon consideration of the foregoing Motion, Plaintiff is given leave to amend its complaint by deleting Daniel E. Richardson as a party defendant and providing that Daniel E. Richardson is released from any liability for the debt secured by the mortgage.

Per Curiam,
P. Richard Thomas, J.

Feb. 16, 1988, copy of order to Atty. Paul Shafer.

Feb. 18, 1988, Amendment to Complaint in Mortgage Foreclosure filed.

EX 1988-20

William L. Walker

1012.

JULIE JINDRA

vs.

BRYAN MOZEICK

Filed Nov. 19, 1987
@ 11:19 a.m.

Tax & entry Paid $40.50

COMPLAINT FOR CUSTODY

1 copy (mediator)
1 copy (atty)

ORDER OF COURT:

You, Bryan Mozeick, Defendant,have been sued in Court to obtain custody ofthe child: Elizabeth Jindra.

You are ordered to appear in person at such time and such place as JOHN FULLER, ESQ. child custody mediator, orders.

Pending the Mediation Conference, temporary custody fo the child shall remain with Julie Jindra and Plaintiff is hereby ordered to bring the child with her to the Mediator Conference.

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 Assn. Ser. to the Pub. Committee
360 Chestnut St, Meadville, pa.16335 814 724-7719.

BY THE COURT,
Date: 11/19/87 P. Richard Thomas, J.

Mar. 30, 1988, Acceptance of Service filed. I, Bryan Mozeick, defendant in the above matter, do hereby accept service of the complaint.
Date: 3/24/88 Bryan Mozeick, dft.

May 3, 1988 ORDER filed. And Now, April 20, 1988, after mediation conference before John Fuller, Esq. IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Elizabeth Jindra shall be with her mother, Julie Jindra.

II. Physical custody of Elizabeth Jindra shall be with her mother, Julie Jindra, subject to the following conditions:

(a) The father shall be entitled to visit the child provided that he has the specific advanced consent of the mother. The father shall not be permitted to remove the child from the home of the mother without the mother's specific consent, or without further Order of this Court.

(b) This Order is entered without prejudice to the right of the father to request a further mediation conference or hearing, without proving substantial change of circumstances, provided that this request is made within three (3) months of the date of this order, by appropriate petition or motion filed with this Court.

(c) 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.

Cost ot the mediation conference shall be paid by Crawford County.

P. Richard Thomas, J.

May 5, 1988 Copy of Order to Atty. William Walker, and defendant.

Nov.. 17, 1988 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Jr., Esq., Attorney for Plaintiff in this action and certifies that on Nov. 14, 1988 she delivered to the Post Office in Meadville, Pa. for delivery to Ronald M. Ochalek, Claims Manager, at Farmers Mutual Fire Ins. P.O. Box 84,Marble, Pa. 16334 by certified Mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Writ of Summons in this matter for which deponent received at the time receipt for certified article no. P 724 951 658 which is attached hereto as Exhibit "A" .Thereafter on Nov. 16, 1988 it was returned to Emil M. Spadafore, Jr., return receipt card bearing the same number and signed by Ronald M. Ochalek said return receipt card being attached hereto as Exhibit "B",.

Vicki Bradshaw

Nov. 17, 1988 Acceptance of Service by Ronald M. Ochalek, Claims Manager for Farmers Mutual Fire Insurance Co. of Marble, Pa. filed.

1987

Richard Green 1013.	THE CHASE MANHATTAN BANK 1400 Union Turnpike New Hyde Park, N.Y. 10040 vs. FRANCES B. WALTON R. D. #1, Box 393-A Saegertown, Pa. 16433 Filed Nov. 19, 1987 at 11:42 A.M. Tax & entry Paid $40.50 Sheriff's Costs 14.46	COMPLAINT - CIVIL ACTION 1 copy (sheriff) Dec. 23, 1987 Sheriff's Return filed. Not Found as to the within named Frances B. Walton in Crawford County, PA. She is a mental patient at North Warren Mental Hospital, Warren, PA. So answers, Howard N. Stewart, Sheriff

Caroselli, Spagnolli & Beachler
Edwin H. Beachler

1014.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss, for Dft. Teledyne McKay

Riley & DeFalice, P.C.
Patrick R. Riley
for dft. Owens Corning Fiberglas Corp.

Grigsby, Gaca & Davies PC
Herbert Grigsby for dft. Hobart Bros. Co. & Lincoln Electric

Murphy' Taylor & Adams PC
Monica Maghrak and
Deral C. Wiley for dft.
U.S. Mineral Products Co.

Dickie, McCamey & Chilcote, P.C.
Stephen R. Mlinac
W. R. Grace & Co.

~~Pietragallo, Bosick & Gordon~~ (withdrawn)
~~Robert J. Behling~~
~~Lincoln Electric~~ C.

Gerald C. Paris
Diane W. Perer
Reed Smith Shaw & McClay
for dfts. Celotex Corp. ~~Eagle-Picher Inc.~~, ~~CAF Corp.~~ ~~Gage Co.~~ ~~Keene Corp.~~, ~~Nat. Gypsum Co.~~ ~~Owens Illinois Inc~~ Pgh. Corning Corp. ~~T&N plc~~ ~~U.S. Gypsum Co.~~

~~Swensen & Perer~~
~~Alan H. Perer~~ (withdrawn)
~~For George V. Hamilton, Inc.~~

Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway PC
P. Brennan Hart
Hobart Brothers Co

Rosenberg, Kirshner PA
William R. Haushalter
for dft. Eagle-Picher Ind.

Willman & Arnold
R. Kenneth Willman
for Geo. V. Hamilton, Inc.

~~SWENSEN PERER & JOHNSON~~
~~Jan C. Swensen~~
~~John C. Bogut, Jr.~~ (withdrawn)
The Manville Corporation Asbestos Disease Compensation Fund

Marshall Dennehey Warner Coleman & Goggin
Dan Ryan

For the Manville Corporation Asbestos Disease Compensation Fund

~~Swensen Perer & Johnson~~ on behalf of GAF Corp., T&N, PLC, Nat'l Gypsum Co., U.S. Gypsum Co. & Pgh. Gage & Supply Co.

Continued on Pg. 464A

CLARENCE B. STEPHENS AND GRACE STEPHENS, HIS WIFE

vs.

W. R. GRACE & COMPANY, A CORPORATION;
THE CELOTEX CORPORATION, SUCCESSOR-IN-INTEREST TO PHILIP CAREY CORPORATION, PHILIP CAREY MANUFACTURING COMPANY,
BRIGGS MANUFACTURING COMPANY AND PANACON CORPORATION, A CORPORATION:
GEORGE V. HAMILTON, INC., A CORPORATION:
EAGLE-PICHER INDUSTRIES, INC. A CORPORATION:
GAF CORPORATION, A CORPORATION;
TURNER & NEWALL, PLC. A CORPORATION;
KEENE BUILDING PRODUCTS CORPORATION, SUCCESSOR-IN-INTEREST TO BALDWIN-EHRET-HILL, INC., A CORPORATION:
NATIONAL GYPSUM COMPANY, A CORPORATION:
UNITED STATES GYPSUM COMPANY, A CORPORATION: OWENS-ILLINOIS, INC., A CORPORATION: UNITED STATES MINERAL PRODUCTS COMPANY, A CORPORATION:
PITTSBURGH CORNING CORPORATION, A CORPORATION:
PITTSBURGH GAGE & SUPPLY COMPANY, A CORPORATION:
OWENS-CORNING FIBERGLAS CORPORATION, A CORPORATION: LINCOLN ELECTRIC COMPANY, A CORPORATION:
HOBART BROTHERS COMPANY, A CORPORATION:
McKAY TELADINE COMPANY, FORMERLY McKAY MANUFACTURING COMPANY, A CORPORATION

The Manville Corporation Asbestos Disease Compensation Fund, add'l dft.

Filed Nov. 19, 1987
@ 11:50 A.M.

Tax & entry Paid $40.50

Sheriff's Costs $40.00
Pro Co Pd 7-29-93 50.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION

5 copies (sheriff)

Dec. 15, 1987, Appearance of Culbertson, Weiss, Schetroma, and Schug, by E. Max Weiss, attorneys for dft. Teledyne McKay, filed.

Dec. 16, 1987, Appearance of Riley & DeFalice, P.C. by Patrick R. Riley, attorneys for dft. Owens-Corning Fiberglas Corporation filed.

Dec 16, 1987 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Robert Noone, who being duly sworn according to law, deposes and says that on the 4th day of Dec., 1987, at 3:59 P.M., he served complaint, filed at AD 1987-1014, Crawford County, Pennsylvania upon defendant, Pgh. Corning at 1670 Golden Mile Hwy., Monroeville,Pa by making known the contents thereof to Audrey Gray, sec., and handing to and leaving with her the certified copy received from Crawford.

R. Noone, Deputy Sheriff
Eugene L. Coon, Sheriff

Before me, the undersigned authority, personally appeared Gail Carter who being duly sworn according to law, deposes and says that on the 2 day of Dec., 1987, at 10:29 A.M., he served Complaint, filed at AD 1987-1014, upon defendant Pgh. Gage & Supply at 3000 Liberty Ave., Pgh. Pa., by making known the contents thereof to Cathy Favero, sec., and handing to and leaving with her the certified copy received from Crawford.

Gail Carter, Deputy Sheriff
Eugene L. Coon, Sheriff

Before me, the undersigned authority, personally appeared Louis Lean, who being duly sworn according to law, deposes and says that on the 3 day of Dec. 1987 at 11:15 A.M., he served complaint, filed at AD 1987-1014, Crawford County, Pennsylania, upon defendant George Hamilton at River AVe., McKees Rocks, Pa. by making known the contents thereof to Nancy Warren, Sec. and handing to and leaving with her the certified copy received from Crawford.

Louis Lean, Deputy Sheriff
Eugene L. Coon,Sheriff

Before me, the undersigned authority, personally appeared Louis Lean, who being duly sworn according to law, deposes and says that on the 4 day of Dec., 1987, at 11:00 A.M. he served Complaint, filed at AD 1987-1014, Crawford County, Pennsylvania, upon defendant Owens Corning Fiberglas at 200 Fleet St., Suite 2035, Pgh, Pa., by making known the contents thereof to Delores Del Sole, Sec., and handing to and leaving with her the certified copy received from Crawford.

Louis Lean, Deputy Sheriff
Eugene L. Coon, Sheriff

Before me, the undersigned authority, personally appeared Albert M. Schaeberle, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 23rd day of November, 1987, at 2:35 P.M., he served Complaint in Civil Action, filed November 20, 1987 at AD 1987-1014, Crawford County, Pennsylvania, upon Defendant McKay Teladine Company at 850 Grantley Road, York, Pennsylvania by making known the contents thereof to Nancy W. Jones, Manager Industrial Relations/Safety and handing and leaving with her the certified copy of the Complaint in Civil Action received from Howard N. Stewart, Sheriff of Crawford County.

Oliver Nace, Sheriff

Served McKay Teladine Company November 23, 1987 by deputized service in York Co., Pa.

Served Owens-Corning Fiberglas December 4, 1987 by deputized service in Allegheny Co., Pa.

Served Pittsburgh Corning Corp. Dec 4, 1987 by deputized service in Allegheny Co.,Pa.

Served Pgh. Gage & Supply Dec. 2, 1987 by deputized service in Allegheny Co., Pa.

Served George Hamilton, Inc. Dec 3, 1987 by deputized service in Allegheny Co., Pa.

All affidavits of service attached and made a part of this return.

So answers, Howard N. Stewart, Sheriff

Dec. 18, 1987, Appearance of Grigsby, Gaca & Davies, P.C., by Herbert Grigsby, attorneys for one of the defendants, Hobart Brothers, Co. filed.

Dec. 21, 1987, Appearance of Murphy, Taylor & Adams, P.C., by Monica Maghrak, and Deral C. Wiley, attorneys for one of the defendants, United States Mineral Products Company, only, filed.

Jan 6, 1988 Appearance of Dickie, McCamey & Chilcote, P.C. by Stephen R. Mlinac, Esq. for W. R. Grace & Co. filed.

Jan 13, 1988 Affidavit of Service filed: AND NOW, come the plaintiffs, CLARENCE V. STEPHENS and GRACE STEPHENS by their attorneys, Caroselli, Spagnolli & Beachler, and Edwin H. Beachler, Esquire, and files this Affidavit of Service, pursuant to Section 5323 of the Pennsylvania Judicial Code, and state that a true and correct copy of the Complaint in Civil Action and Notice to Defend were served upon the defendant in the manner indicated below:

Certified Mail, Return Receipt Requested:

The Celotex Corporation
1500 North Dale Mabry Highway
Tampa, Florida 33607
Certified No P724 094 412

Owens-Illinois, Inc.
One Seagate
PO Box 1035
Certified No. P 724 094 413

Eagle Pitcher Industries Inc.
590 Walnut Street
PO Box 779
Cincinnati, Ohio 45201
Certified No. P 724 094 414

GAF Corporation
1361 Alps Road
Wayne, New Jersey 07470
Certified No. P724 094 415

Keene Building Products Corporation
200 Amaral
E. Providence, Rhode Island 02914
Certified No. P 724 094 416

W. R. Grace & Company
1114 Avenue of the Americas
New York, New York 19109
Certified No. P 724 094 417

National Gypsum Company
4500 Lincold Plaza
Dallas, Texas 75201-3318
Certified No. P 724 094 418

United States Gypsum Company
101 South Wacker Drive
Chicago, Illinois 60606
Certified No. P 724 094 419

United States Mineral Products Company
Stanhope, New Jersey 07874
Certified No. P 724 094-420

Lincoln Electric Company
22801 St. Clair Avenue
Cleveland, Ohio 44117
Certified No. 724 094 421

Hobart Brothers Company
600 West Main Street
Troy, Ohio 45373
Certified No. P 724 094 422

Turner & Newall, PLC
20 St. Mary's Parsonage
Manchester, M3-2NL, England
Registered No. R353912739

The return receipt, signed by an authorized agent for the above defendants, are attached hereto and made a part hereof.

CAROSELLI, SPAGNOLLI & BEACHLER
ByEdwin H. Beachler, Esquire
Attorney for Plaintiffs

Jan. 19, 1988 Preliminary Objection filed.

Jan. 19, 1988 Upon praecipe this matter is placed on the February Argument List.

Jan. 22, 1988 Appearance of Pietragallo, Bosick & Gordon by Robert J. Behling for Lincoln Electric Company filed.

Jan. 25, 1988, Appearance of Reed Smith Shaw & McClay, by Gerald C. Paris, attorneys for defendants The Celotex Corporation, Eagle-Picher Industries, Inc., GAF Corporation, The Gage Company, Keene Corporation, National Gypsum Company, Owens-Illinois, Inc., Pittsburgh Corning Corporation, T & N plc, United States Gypsum Company, filed.

ADDITION TO ARGUMENT LIST-FEBRUARY 29, 1988

Feb. 12, 1988, Answer on behalf of defendant United States Mineral Products Company, to Plaintiffs' Complaint, New Matter and New Matter Under Rule 2252(d), filed.

Feb 18, 1988 Amended Complaint filed.

Feb 18, 1988 Plaintiff's Reply to New Matter of United States Mineral Products Company filed.

Feb 23, 1988 Reply to New Matter filed.

Mar. 8, 1988, Reply to New Matter of Defendant Lincoln Electric filed.

Mar 17, 1988 Appearance of Swensen & Perer by Alan H. Perer, Esq. for Defendant George V. Hamilton, Inc. filed.

Mar. 21, 1988 Motion of Teledyne McKay for a Case Management Order and Order filed. AND NOW, this 21 day of March, 1988, upon presentation and consideration of the foregoing Motion, notice of same having been given to counsel of record, it is hereby ordered that all claims normally required to be raised under the Hearing "New Matter Pursuant to Pennsylvania Rule of Civil Procedure 2252(d)" will be deemed to have been made by the parties desiring to make them denied by the parties against whom the claims would have been made. This Order will not relieve the responsibility of the parties to plaed and reply to New Matter as otherwise required by the Pennsylvania Rules ofCivil Procedure. Claims for indemnity shall be specifically pleaded as New Matter and shallinclude a statement of whether the alleged imdemnity is contractua or common law in nature.

By The Court,
P. Richard Thomas, J

Mar. 22, 1988 Copies of order to all counsel of record.

Mar. 28, 1988 Answer and New Matter To Plaintiffs' Amended Complaint filed.

Apr. 8, 1988, Answer and New Matter filed on behalf of Celotex Corp, T & N, Keene Corp. Pgh. Corning Corp., The Gage Co. Inc. Nat. Gypsum Co, United States Gypsum Co and GAF Corp. filed.

April 13, 1988 Reply to New Matter of Wellington Defendants filed.

May 9, 1988, Answer and New Matter of Teledyne McKay to Plaintiff's Amended Complaint, filed.

May 10, 1988 Appearance of Zimmer, Kinz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway, P.C. by P. Brennan Hart for Hobart Brothers Company filed.

May 26, 1988 Notice Of Service Of First Set Of Interrogotories Of Defendant, Hobart Brothers company, Directed To Plaintiffs filed.

May 27, 1988 Reply To New Matter Of Teledyne McKay filed.

June 27, 1988 Answer and New Matter Of Defendants, George V. Hamilton, Inc filed.

June 27, 1988 Notice of Service Of INterrogatories filed.

July 29, 1988, Upon praecipe of defendant Eagle-Picher Industries, Inc., Appearance of Reed Smith Shaw & McClay, by Gerald C. Paris and Diane W. Perer, Esqs, is hereby withdrawn; and appearance of Rosenberg, Kirshner, P. A., by William R. Haushalter, Esq. is entered of record. (JURY TRIAL DEMANDED)

August 1, 1988 Answers to first set of interrogatories of Defendant Hobart Brothers Co. filed.

Aug 8, 1988 Answer and New Matter to Plaintiffs' Amended Complaint filed.

Aug. 11, 1988 Reply To New Matter Of Lincoln Electric Company filed.

Sept. 26, 1988 Answer Of United States Mineral Products Company To Plaintiffs' Amended Complaint filed.

Oct. 5, 1988 Notice Of Deposition of Lincoln Electric Co., Hobard Brothers Co and McKay Teledyne Co to take the depositionof Clarence V. Stephen filed.

Oct. 11, 1988 Reply To All New Matters Under Rule 2252(d) and.or Crossclaims filed.

Oct. 26, 1988, Notice of deposition of Clarence Stephens filed.

Nov. 23, 1988, Appearance of R. Kenneth Willman and Willman and Arnold, as attorneys for George V. Hamilton, Inc., and Withdrawal of appearance of Alan H. Perer of Swensen & Perer, as attorneys for George V. Hamilton, Inc. in above action, filed.

Continued on Pg. 464 B

Continuation of AD 1987 - 1014 from page 464a (Clarence B. Stephens al vs. W. R. Grace Co et al)

Dec. 9, 1988, Answer, New Matter and New Matter Under Rule 2252(d) filed.

May 22, 1989 Answer and New Matter filed.

July 14, 1989 Reply to New Matter of W. R. Grace & Company filed.

Aug. 8, 1989 Motion For Summary Judgment filed.

Aug. 8, 1989 Upon praecpe of of George Schumann the above captioned case is placed on the next argument list.

On September 1989 Argument List

Sept 25, 1989 Re: Motion for Summary Judgment and Order filed: AND NOW, September 25, 1989, after Motion for Summary Judgment filed by W. R. Grace and Company, and after the Court's receipt of written notice from counsel for the Plaintiffs that they will not oppose the same, this court hereby grants Summary Judgment in favor of Defendant W. R. Grace & Company.

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

Sept. 27, 1989 Copies give or mailed to all counsel of record.

Dec. 8, 1989 Motion for Summary Judgmentfiled.

Dec. 8, 1989 Praecipe for General Argument List filed. (ON ARGUMENT LIST FOR JAN. 1990)

On Argument List for January 1990

Feb 5, 1990 Order of Court filed: AND NOW, this 29th day of January, 1990, upon review of the Motion for Summary Judgment filed by the United States Mineral Products Company and, understanding that Plaintiffs' counsel does not oppose the Motion, summary judgment is therefore granted in favor of the United States Mineral Products Company in this Action.

BY THE COURT,
Gordon R. Miller, J.

Feb 5, 1990 Copies of order to all Counsel of record.

Feb. 26, 1990, Motion for Summary Judgment of Defendants, The Lincoln Electric Company, Hobart Brothers, Company and Teledyne-McKay, filed.

Feb. 27, 1990, Motion for Summary Judgment filed on behalf of dft. Eagle Picher iNdustries, Inc. .

Feb. 27, 1990, Upon praecipe of attorney for dft. Eagle Picher INdustries, Inc., this above motion place on next argument list.

ON ARGUMENT LIST FOR APRIL 1990

May 1, 1990 ORDER filed. AND NOW, May 1, 1990, all counsel for remaining parties in this case are advised that when they file motions for consideration by the Court they shall personally appear at the argument scheduled on said motion. All other counsel shall either appear at the argument unless they have, prior to the argument, indicated to the Court that they do not oppose the motion then being considered.

BY THE COURT,
Gordon R. Miller, J.

May 4, 1990 Copies of Order to All Counsel of record.

May 1, 1990 ORDER filed. AND NOW, May 1, 1990, upon review of the motions for summary judgment filed by the Lincoln Electric Company, Hobart Brothers Co., Teledine-McKay and Eagle-Picher Industries, Inc., four of the defendants and, understanding that plaintiffs' counsel does not oppose those motions, summary judgment is therefore granted in favor of those four defendants, to-wit, the Lincoln Electric Company, Hobart Brother Co., Teledine-McKay and Eagle-Picher Industries, Inc.

BY THE COURT,
Gordon R. Miller, J.

May 4, 1990 Copy of Order to All Counsel of record.

May 15, 1990 Motion for Summary Judgment filed.

May 16, 1990, Affidavit of Service filed. That service of copies of Motion for Summary Judgment was served upon all known counsel fo record and hand delivered to plaintiff counsel.

May 18, 1990 Order filed. AND NOW, May 1, 1990, the Prothonotary is directed to file of record the attached two letters form plaintiffs' counsel.

BY THE COURT,
Gordon R. Miller, J

May 21, 1990 Order filed. AND NOW, May 21, 1990, after a request by counsel for Hobert Brothers Company for a clarification of whether out May 1, 1990 order granting summary judgment included potential cross claims for contribution and indemnity, said order is hereby modified. Summary judgment is therefore granted in favor of Lincoln Electric Company, Hobart Brothers Company, Teledine McKay and Eagle-Picher INdustries, Inc., as to the claims for contribution or indemnity asserted inthis action to date by any of the other defendants.
The Prothonotary is directed to file of record the letter of May 15, 1990 from Joseph W. Cavrich so that the record will reflect the request made of the Court of Clarify our prior order.

BY THE COURT,
Gordon R. Miller, J

May 22, 1990 Copies of order mailed to all counsel of record

July 24, 1990, Upon praecipe of defendant Owens-Corning Fiberglas Corp., Complaint to Join Additional Defendant, The Manville Corporation Asbestos Disease Compensation Fund, as additional defendant, filed.

August 1, 1990 Appearance of Swensen Perer & Johnson by Jan C. Swensen, Esq. and John C. Bogut, Jr., Esq. for The Manville Corporation Asbestos Disease Compensation Fund filed.

Oct. 23, 1990, Letter Concerning Bankruptcy and order filed. ORDER: AND NOW, Oct. 19, 1990, this letter is directed to be filed with the Prothonotary with the file Stephens V. W. R. Grace & Co. at A.D. 1987 - 1014.

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

Oct. 25, 1990, copies to all counsel of record.

Dec. 3, 1990, Motion to Stay and Sever All Asbestos Litigation Against the Manville Personal Injury Settlement Trust filed.

Record Continued on page464 C

Dec. 3, 1990, ORDER filed. AND NOW, Nov. 29, 1990, upon presentation, by mail, of a motion to stay and sever all asbestos litigation against the Manville Personal INjury Settlement Trust a rule to show cause is hereby entered directed to all other parties to shwo cause, if any they have, why said motion should not be granted.

The rule to show cause is returnable for hearing and/or argument on Monday, Dec. 17, 1990 at 1:00 p.m. in Courtroom No. 2 of the Crawford County Courthouse.

This motion was not filed in accordance with Local Rule 18 that requires all motions to be presented in Motion's Court after written or oral notice to opposing counsel. Therefore, in order to give all counsel an opportunity to respond to this motion, the court utilizes the rule to show cause procedure. Any party desiring to oppose said motion shall be present and represented at the show cause hearing. Any party that consents to, or does not oppose, said motion need not appear so long as that party furnishes the court with a written statement of consent or nonopposition prior to the time set for the show cause hearing, which said writing shall be filed with the record.

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

Dec. 5, 1990, copies to all counsel of record.

Dec. 17, 1990 Response To Manville's Motion To Sever filed.

Apr. 10, 1991 UPon praecipe of Robert J. Behling, Esq. of Pietragallo, Bosick & Gordon, appearance for Lincoln Electric Co. withdrawn.

Mar. 12, 1993 Motion to Withdraw Appearance of Swensen Perer & Johnson by John C.Bogut, Jr., Esq.and Entry of Appearance of Marshall Dennehey Warner Coleman & Goggin by Dan Ryan, Esquire for Manville Corporation Asbestos Disease Compensation Fund filed.

March 15, 1993 Withdrawal and Substitution of Counsel of Freeman & Hawkins, Anstandig Levicoff & McDyer and Reed Smith Saw & McClay and entry of Swensen Perer & Johnson on behalf of GAF Corp., Turner & Newall, PLC, National Gypsum Co., United States Gypsum Co. and Pittsburgh Gage & Supply Company filed.

March 15, 1993 Plaintiffs' Reply to The Motion for Summary Judgment of the Defendant George V. Hamilton, Inc. filed.

May 17, 1993 Motion for Summary Judgment filed.

June 16, 1993. Motion For Summary Judgment, filed.

June 16, 1993 Praecipe for Argument, filed.

ON ARGUMENT LIST FOR JULY 1993

June 30, 1993 Plaintiff's Reply To the Motion For Summary Judgment Of The Defendant Pittsburgh Corning Corporation filed.

July 16, 1993, Plaintiffs' Reply to the Motion for Summary Judgment of the Defendant Pittsburgh Gage & Supply Company, filed.

July 16, 1993, Plaintiffs' Reply to the Motion for summary Judgment of the Defendant National Gypsum Company filed.

July 23, 1993 UponPraecipe of William R. Caroselli, Esquire, Plaintiff's Attorney, to settle and discontinue the above captioned case in regards to the claims against the defendant OWENS-CORNING FIBERGLAS CORPORATION, filed.

Aug. 2, 1993 Motion to Withdraw Motion For Summary Judgment,and Order filed. ORDER: AND NOW, to-wit, this 2nd day of August, 1993, upon consideration of the Motion for Summary Judgment, it is hereby ORDERED, ADJUDGED and DECREED that the Motion for Summary Judgment on all claims and cross-claims is hereby WITHDRAWN on behalf of the Defendant, NATIONAL GYPSUM COMPANY.

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

Aug. 3, 1993 copy to J. Bogut, Jr. & A.M. Sosso

Oct. 21, 1993 MEMORANDUM AND ORDER filed. AND NOW, Oct. 18, 1993 it is ordered as follows:

1. The motion for summary judgment filed by George V. Hamilton,Inc. is denied for the reasons set forth in the foregoing memorandum.

2. The motion for summary judgment filed by Pittsburgh Corning Corporation is granted for the reasons set forth in the foregoing memorandum. Judgment is granted in favor of Pittsburgh Corning Corporation and the action against it is hereby dismissed.

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

Oct. 21, 1993 Copies distributed to all counsel of record.

Jun. 1, 1994 Plaintiffs' Supplemental Answers to Interrogatories, filed.

464
- 0 -

1987

1987

1015.

Allen and Hall
Paul E. Allen

COMMONWEALTH OF PENNSYLVANIA

vs.

T. G. McLENAHAN

Filed Nov. 20, 1987
@ 9:25 A.M.

Tax & entry Paid $40.50 ✓

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

2 copies (atty)

PRELIMINARY ORDER:
AND NOW, Nov. 20, 1987, upon presentation after consideration the foregoing petition hearing de novo is granted to determine whether the action of the Dept. of Transportation in recalling the operator's license of T. G. McLenahan should be set aside.
Hearing is fixed for Jan. 5, 1988 at 9:30 a.m. The prothonotary and the palintiff's counsel shall notify the Department of Transportation forthwith.
PER CURIAM,
P. Richard Thomas, J.

Feb. 1, 1988 Affidavit Of Service filed. Paul E. Allen, being duly sworn according to law, deposes and says that he is attorney for T. G. McLenahan, the Petitioner in the above captioned matter; that he served a copy of the Petition upon the Department of Transportation by mailing a certified copy thereof to the Department by Certified Mail Return Receipt Requested No. P 276 201 333, on November 20, 1987, Copy of transmittal letter is attached, and further deponent saith not. Paul E. Allen

Feb. 1, 1988 Memorandum and Order filed. AND NOW, February 1, 1988, the appeal of Thomas G. McLenahan is sustained and the Department of Transportation directed to reinstate his driving privileges without prejudice to the right of the Department to again recall the appellant's driving privileges in accordance with 75 Pa. C.S. 1519(c) if it makes a further determination based upon reliable evidence that the appellant is, in fact, suffering from a condition or conditions that are likely to interfere with his ability to control and safely operate a motor vehicle in accordance with the department's own regulations.
BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 2, 1988 Copies of order to Paul Allen and Katherine Stevens

Feb. 1, 1988 Exhibits filed.

1016.

Bozic and Thomas
David P. Truax

COMMONWEALTH OF PENNSYLVANIA

vs.

SHERYL ROSE HERBE

Filed Nov. 20,1987
@ 9:24 A.M.

Tax & entry Paid $40.50

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

2 copies (atty)

Nov. 20, 1987 Order filed: AND NOW, November 20, 1987, upon consideration of the foregoing Petition and Upon Motion of David P. Truax, Esq., Attorney for the Petitioner, a hearing denovo is granted to determine whether the action of the Department of Transportation in suspending the Driver's License of the Petitioner should be set aside.

The above matter is set for hearing on the 5 day of Jan, 1988 at 10:00 o'clock a.m., at the Court Housee, MeaDVILLE, Pennsylvania, in Court Room Number 1 or 2.

Petitioner is directed to give thirty (30) days written notice to (1) Department of TransportaTION, Bureau of Driver Licensing, Citation Processing Division, Room 302, Transportation and Safety Building,, Harrisburg, Pennsylvania 17120, and (2) Department of Transportation, Office of Chief Counsel, 1209 State Office Building, Pittsburgh, Pennsylvania 15222, said notice to be by Certified Mail in each case return receipt requested.

By The Court,

P. Richard Thomas, P.J.

Dec. 8, 1987 copy of Order to David P. Truax.

Jan. 6, 1988, ORDER filed. AND NOW, January 5, 1988, the appeal of Sheryl Rose Herbe is SUSTAINED, and the Order ofthe Department of Transportation suspending her license for refusal is OVERRULED.

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

Jan. 7, 1988, copies to K. Lynn-Stevenson and David Truax, attys.

Feb. 9, 1988, Transcript of Proceedings Taken At Time of License Suspension Appeal Hearing, filed.

1987

Blystone and Blystone
Peter E. Blystone

1017.

PENNBANK

vs.

DANIEL P. ERVIN AND LINDA S. ERVIN

Filed Nov. 20, 1987
@ 11:00 a.m.

Tax & entry Paid	$40.50
Sheriff's Costs	26.46
Pro Co pd 1/5/88	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 8, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Linda A Erwin personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure to her on November 24, 1987 at 3:45 PM at Sheriff's Office, Courthouse, Meadville, Crawford Co., Pa.
SERVED Daniel P. Ervin within named defendant on Nov. 25, 1987 at 8:05 AM by handing a true copy of the within Complaint in Mortgage Foreclosure to Kathleen Curley, adult member of his family, namely his mother, at their residence, 146 Hope St. Meadville, Crawford Co., Pa.
No one found to be in possession of mortgaged premises in Blooming Valley, Pa.
So answers,
Catherine I. Allen, Dep. Sheriff
Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Jan. 5, 1988 Affidavit Of Non-Military Service Of Defendant filed.

And Now, Jan. 5, 1988 at 12:36 am upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and agsainst the defendants for failure to file an answer and the damamges are assessed at the sum of Thirteen Thousand Thirty-five and 63/100 plus interest
E-44-104
judgmend entered 1/5/88
Debt $13,035.63
Int. from 6/30/87
Judgment
James F. Simmons
Prothonotary

EX 1988 - 1

1987

Ferguson, Spataro
& Spataro
John F. Spataro

1018.

William J. Gregg

MATTOCKS FIVE, INC. d/b/a
5M MILLING

~~CHARLES D. HOVIS~~

vs.

ROBERT MILLER

Filed Nov. 23, 1987
@ 4:20 P.M.

Tax & entry Paid $40.25 ✓
Pro Co Pd 8/1/88 5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
WAYNE E. HANSON, DISTRICT JUSTICE

Nov. 23, 1987, Rule Entered Upon Plaintiff to File Complaint issued.

Nov. 25, 1987, Proof of Service filed.

Dec. 14, 1987, Complaint in Assumpsit filed. 1 copy (atty)

Jan. 15, 1988 Answer filed.

Jan. 29, 1988, Motion for Judgment on the Pleadings filed.

Jan. 29,1988, Upon praecipe of plaintiff attorney, the motion for judgment on the pleadings, placed on next argument list.

ON ARGUMENT LIST FOR FEBRUARY 1988

June 27, 1988 Upon Praecipe of Plaintiff's Attorney this case listed for next Argument list.

ON ARGUMENT LIST FOR JULY 1988

Aug. 1, 1988, UPon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

Mason and Mason
Joan D. Mason

1019.

JEFFREY K. BAYER

vs.

NADINE BAYER

Filed Nov. 24, 1987
@ 9:15 a.m.

Tax & entry Paid $40.50 ✓
Pro Co Pd 6/7/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 8, 1987 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Dec. 2, 1987, mail to the above DefendaNT, Nadine Bayer, by certified mail #P 547-808-359, return receipt requested, deliver to addressee only, a complaint in the above divor ce action. Said notice was received by Nadine A. Bayer on Dec. 4, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason, Atty. for plaintiff

May 13, 1988 Affidavit Of Consent of Defendant filed.

May 26, 1988 Affidavit Of Consent of Plaintiff filed.

June 2, 1988, Upon praecipe of plaintiff attorney,this for review under 201(c) of the divorce code, this case moved to court.

June 16, 1988 **DIVORCE DECREE FILED.**

AND NOW, June 16, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JEFFREY K. BAYER and NADINE BAYER

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

1987

MacDonald, Illig,
Jones & Britton
Dale E. Huntley

1020.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

JOHN C. GULLAND AND
JOELENE K. GULLAND

vs.

MARK M. GOLDMAN AND
J & F TRUCKING CO.,
LIMITED OF CANADA, a/k/a
J & F TRUCKING LTD.,
a/k/a J & F TRUCKING CO.,
LTD.

Filed Nov. 24, 1987
@ 3:17 P.M.

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	18.00
Pro Co Pd 2/21/92	6.00 ✓

SUMMONS - CIVIL ACTION

Issued (sheriff)

Jan. 19, 1988 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendants filed.

Mar. 22, 1988 writ Return filed. SERVED BY mailing by certified mail, December 9, 1987, a true and attested copy ofthe within Summons to J & F Trucking Co. LTD, 610 Finley avenue, Ajax, Ontario, Canada L152E3, the return receipt being hereto attached and made a part of this return.
ALSO, on December 4, 1987 a true copy of the within Summons was mailed certified mail to Mark M. Goldman, 44 Ardgowan Court, Agincourt, Ontario, Canada MIV183. No return receipt, or returned letter was ever received.
So answers, Howard N. Stewart, Sheriff

June 7, 1988, Complaint in Civil Action filed.

June 21, 1988 Amended Sheriff's Return filed: On June 21, 1988, the return receipt for Certified Mail sent to Mark M. Goldman, 44 Ardgowan Court, Agincourt, Ontario, Canada MIV183 was received. The letter was delivered on December 12, 1987, as per receipt attached and made a part of this return.
So answers, Howard N. Stewart, Sheriff

Oct. 5, 1988 Answer, New Matter and New Matter PUrsuant to Pa. R.C.P. 2252 (d) of Defendants Mark M. Goldman andJ. & F. Trucking Company, Ltd. filed.

Jan 19, 1989 Notice of Serving Interrogatories and Request for Production to J & F. Trucking filed.
Jan 19, 1989 Notice of Serving Interrogatories and Request for Production to Mark Goldman filed.

Jan. 20, 1989, Reply to New Matter on Behalf of Plaintiffs John C. Gulland and Joelene K. Gulland, filed.

June 13, 1989 Certificate of Service of Answers To Interrogatories and Request for Production filed.

Mar. 15, 1990 Consent to Amendment Pursuant to Pa. R.C.P. 1033 filed.

Mar. 15, 1990 First Amended Answer, New Matter and New Matter Pursuant to Pa. R.C.P. 2252(d) of Defendant Mark M. Goldman and J. & F Trucking Company, Ltd. filed.

Feb. 21, 1992, Upon praecipe of plaintiff attorneys, the above captioned action is hereby marked settled and discontinued of record.

1987

Ferguson, Spataro
& O'Shea
Thomas D. O'Shea

1021.

CHRISTOPHER DANIEL
ALEXANDER DEARBORN, A MINOR
Petitioner

By his Father and Guardian,
JAMES E. GETSINGER

Filed Nov. 25, 1987
@ 9:35 a.m.

Tax & entry Paid $40.50 ✓

PETITION FOR CHANGE OF NAME

1 copy (atty)

ORDER:

AND NOW, to-wit: 11/25/87, upon motion of Thomas O'Shea, Edquire, attorney for the petitioner above named, it is ordered and decreed that the within be heard on the 18 day of Dec. 1987 at 9:00 a.m. in Courtroom No. 1 or 2 and that notice ofthe 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 Suzanne J. Dearborn at her last known address, a copy of the within Petition and Order for Publication by certified mail, return receipt requested.

BY THE COURT,
P. Richard Thomas, J.

Nov. 30, 1987, copy of order to T. O'Shea, Esq.

Dec. 18, 1987, Affidavit of Service, Certificate from Recorders Office of Crawford County, Certificate of Prothonotary on No-Liens, and Proofs of Publication, filed.

Affidavit of Service: 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 James E. Getsinger on behalf of son, Christopher Daniel Alexander Dearborn, a minor and cert. by Prothonotary served by cert. mail, addressee only ret. rec. req. dated 11/30/87. Suzanne I. Dearnborn acknowledged service on Dec. 7, 1987 by accepting del. on that date as evidenced by the attached receipt.

Dec. 18, 1987, DECREE filed. AND NOW, to-wit: Dec. 18, 1987 upon hearing of the within petition and upon motion of Thomas D. O'Shea, ESq. atty. for 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 ofthe petitioner.

IT IS ORDERED AND DECREED that the name ofthe Petitioner be and is hereby changed to: Christopher Daniel Alexander Getsinger. Robert L. Walker, J.

Dec. 21, 1987 copy of order to T. O'Shea.

1987

Spadafore, Vardaro, Walker & JOhnson
Emil M. Spadafore
1022.

R. Charles Thomas

DAVID WAY, OP. MGR. d/b/a
ERIE INDUSTRIAL ELECTRIC
SUPPLY CO.

vs.

D & B CUSTOM WIRING
DENNIS BUBNA

Filed Nov. 25, 1987
at 11:59 A.M. issued

Tax & entry Paid $40.25 ✓
Arb paid 5/11/88 15.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30-3-02

Nov. 25, 1987, Rule Upon Plaintiff to file Complaint Issued.

Dec. 2, 1987 Proof Of Service filed.

Jan. 25, 1988, Complaint filed. 1 copy (atty)

Mar. 28, 1988, Answer filed.

Apr. 22, 1988 Reply To New Matter filed.

May 11, 1988 Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following Arbitrators are appointed:
Mark D. Prather, Chairman
Louis Stack
Stephen Hall

May 31, 1988 Arbitrators take qualifying oath.

1987

Ferguson, Spataro &
O'Shea
Thomas D. O'Shea

1023.

MARTHA T. BUDZEAK

vs.

RAYMOND J. BUDZEAK

Filed Nov. 25, 1987
@ 12:00 P.M.

Tax & entry Paid	$40.50
1 count paid	15.00
Pro. Co. Pd 2/29/88	9.00
Pro Co pd 3/21/88	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF PROPERTY, DEBTS

1 copy (atty)

Dec. 21, 1987 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 Nov. 30, 1987. The Defendant acknowledged service on Dec. 14, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.

Ferguson, Spataro & O'Shea
By: Thomas D. O'Shea, Esq.

Feb. 29, 1988 Affidavit of Consent of Plaintiff filed.

Feb. 29, 1988 Affidavit of Consent of Defendant filed.

Feb. 29, 1988, Upon Praecipe of Plaintiff Atty. For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Feb. 29, 1988 Motion to withdraw count for equitable distribution and Order filed. AND NOW, Mar. 18, 1988, the above motion is allowed.

Robert L. Walker, J

Mar. 18, 1988 Copies of order to Thomas O'Shea

Mar. 18, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 18, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

M A R T H A T . B U D Z E A K and R A Y M O N D J . B U D Z E A K

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

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

Mar. 21, 1988 Notice Of Election To Retake Maiden Name filed.
Marth T. Budzeak TO BE KNOWN AS Martha T. Good

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

1024.

Harry F.White, II
for dft. M. Watkins

MOTORISTS MUTUAL INSURANCE COMPANY

vs.

PENNSYLVANIA STATE POLICE AND MARIAN M. WATKINS

Filed Nov. 25, 1987
@ 12:57 P.M.

Tax & entry Paid $40.50
Sheriff's Costs 66.96
Pro Co pd 1/20/88 9.00

COMPLAINT IN REPLEVIN

4 copies (sheriff)

Nov. 25, 1987, Petition for Writ of Seizure filed. 4 copies (sheriff)

Nov. 25, 1987 NOTICE OF HEARING FOR SEIZURE OF PROPERTY filed. You are hereby notified that th3e 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 18th day of Dec. 1987 at 2:30 p.m. in Courtroom No. 1 or 2 ofthe Crawford County Courthouse, Meadville, 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 thearing may result in the seizure of the property claimed by the plaintiff before a final decision in this case.

BY THE COURT,
P. Richard Thmas, J.

4copies (atty)

Nov. 30, 1987, copy of order to J. Irwin, Esq.

Dec. 18, 1987, Appearance of Harry. F. White, II, attorney for defendant Marion M. Watkins, field.

Dec. 18, 1987, Order filed. AND NOW, this 18th dayof December 1987, upon consideration of the Petitioner's Petition for Writ of Seizure and after hearing on said Petition, it is hereby ORDERED THAT: the Petition for Writ of Seizure is granted to Motorists Mutual Insurance Company for the possession of a 1981 VW Rabbit, currently in the possession of the Com. of Pa. Pa. State polcie, Meadville Barracks, and that said possession is contingent upon the obtaining by Mortorists of all necessary registration documents for said vehicle in the State of Ohio. Without bond.

BY ORDER OFTHE COURT,
Robert L. Walker, J.

Dec. 21, 1987, copies of order to Attys. James Irwin and Harry White;.

AND NOW, December 3rd, 1987, at 1:15 P.M., served the within Complaint, Petition and Notice upon Attorney General by personally handing to Gail Gastrock, Secretary and adult in charge of the office at the time service, a true and attested copy of the original Complaint, Petition and Notice and making known to her the contents thereof at their place of business, 16th Floor, Strawberry Square, Harrisburg, Pa 17120.

And now, December 4th, 1987 at 9:10 A.M., served the within Complaint, Petition and Notice upon Pennsylvania State Police by personally handing to Jean Lutz, Secretary to Commissioner and adult in charge of the office at time of service a true attested copy and making known to her the contents thereof at their place of business, 1800 Elmerton Avenue, Harrisburg, Pa.

William H. Livingstone, Sheriff
John E. Weaver, Deputy Sheriff

I accept service of the Complaint No. AD 1987-1024 on behalf of Marian M. Watkins and certify that I am authorized to do so.

12-14-87 Richard Watkins, Authorized agent

SERVED Pennsylvania State Police within named defendant on December 10, 1987 at 8:51 A.M. by handing a true copy of the within Complaint to Sgt. Henry Miller, person in charge at Plice Barracks, Murray Road, ,Meadville, Crawford County, Pa.

SERVED Marian M. Watkins, within named defendant on December 14, 1987 at 9:05 A.M. by serving her husband and authorized agent, Richard Watkins, at Sheriff's Office, Crawford County, Courthouse, Meadville, Pa., his acceptance of service hereto attached.

SERVED Pennsylvania Attorney General by deputizing the Sheriff of Dauphin County, Pa. Affidavit of service attached, served December 3, 1987.

SERVED Pa. State Police Commissioner by deputizing the Sheriff of Dauphin County, Pa. Affidavit of service attached, served December 4, 1987.

So answers,

Catherine I. Allen, Deputy Sheriff
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 19, 1988 Notice of filing Default Judgment filed.

And Now, Jan. 19, 1988 at 3:22 p.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 take action required of him pursuant to the Pennsylvania Rules of Civil Procedure.

P-238; W-115
judgment entered 1/19/88

Judgment
James F. Simmons
Prothonotary

1987

Bruce A. Barrett

1025.

MICHAEL DAVID MOORE

vs.

CHRISTINA LEE MOORE

Filed Nov. 25, 1987
@ 3:10 P.M.

Tax & entry Paid $40.50 ✓
William Pineo, Mediator

COMPLAINT FOR PARTIAL CUSTODY AND/OR VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Christina Lee Moore, Dft., have been sued in Court to obtain custody of the child: Justin Paul Moore.

You are ordered to aPPEAr in person for a conference at such time and place as may be set by WILLIAM PINEO, CHILD CUSTODY MEDIATOR.

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

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

Crawford County Bar. Assoc. SEr. tot he Public Committee
360 Chestnut St, Meadville, Pa. 16335 Ph. 814 724-7719.

BY THE COURT:
P. Richard Thomas, J.

Date: 11/30/87

Dec 9, 1987 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 Complaint for Partial Custody and/or Visitation was sent by registered mail to the Defendant on December 1, 1987.

3. The registered mail was sent to Christina L. Moore at R.D.#3, Cochranton, Pa., 16314. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on December 7, 1987. Said receipt card number P 547 807 177 is attached hereto and signed by Christina L. Moore.

Bruce A. Barrett, Attorney for Plaintiff

1987

1026.	ANNA M. GORBY	APPEAL OF DEFENDANT FROM JUDGMENT OF
Christopher J. Youngs	vs.	MAGISTERIAL DISTRICT 30-3-04
	ALAN BRUNOT	Nov. 25, 1987, Rule entered upon plaintiff to file complaint, issued.
		Dec 3, 1987, Proof of Service filed.
	Filed Nov. 25, 1987 @ 3:54 P.M.; issued	
	Tax & entry Paid $40.25 ✓	

1987

MacDonald, Illig JOnes and Britton
Dale E..Huntley

1027.

Eugene G. Berry
for Com. of Pa.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
JOhn B. Brautigam
for add'l dfts. Goldman and J & F Trucking Co.

Murphy, Taylor, Trout and CHestek, P.C.
Kenneth D. Chestek
for add'l dft. P.E.T Drivers

JOHN C. GULLAND AND JOELENE K. GULLAND

vs.

COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION

vs.

John C. Gulland, Mark M. Goldman, and J & F Trucking Co., LTD.

vs.

P.E.T. Driver's Limited, Add'l deft.
Filed Nov. 25, 1987
@ 4:23 P.M.; issued.

Tax & entry Paid $40.50 ✓

Sheriff's Costs 49.10
Bro Co Pd 2/21/92 #6099 ✓

SUMMONS - CIVIL ACTION

Issued (sheriff)

Dec 21, 1987 Writ Returned: AND NOW, December 8, 1987, at 1"45 P.M. served the within summons upon Sec'y dept of Transportation, by personally handing to Dotty Kostelec, Sec'y and person in charge at time of service, a true attested copy of the original summons and making known to her the contents thereof at Trans. & Safety Bldg., Harrisburg, Dauphin County, Penns.

And Now, December 8, 1987 at 1:20 P.M. served the within Summons upon Attorney General by personally handing to Gail Gastrock, Sec'y and person in charge at time of service a true attested copy of original SUMMONS and making known to her the contents at 16th floor, Strawberry Square, Harrisburg, Dauphin County, Penna.

William H. Livingston, Sheriff
Gerald W. Livingston, Deputy

SERVED Secretary of Transportation by deputizing the Sheriff of Dauphin County, Pa as per his affidavit of service attache. Served: Dec 8, 1987.

SERVED Attorney General by deputizing the Sheriff of Dauphin County, Pa as per his affidavit of service attached. Served: Dec. 8, 1987.
So answers, Howard N. Stewart, Sheriff

Jan. 29, 1988, Appearance of Eugene G. Berry, attorney for Commonwealth of Pa., Dept. of Trans., defendant, filed.

Jan. 29, 1988, Upon praecipe of defendant attorney, for issuance of Rule, Rule entered upon the plaintiff to file Complaint, issued.

Jan. 29, 1988 Copy of rule mailed to Plaintiff Attorney

Feb. 18, 1988 Complaint in Civil Action filed.

Mar. 25, 1988 Default Notice filed.

Mar. 31, 1988, Answer and New Matter filed.

Mar. 31, 1988, Request for Production of Documents and Interrogatories Directed to Plaintiffs, filed.

Mar 31, 1988 Petition for Extension of Time to Join Additional Defendant and Order filed: AND NOW, to-wit, this 4th day of April, 1988, it is hereby ORDERED, ADJUDGED AND DECREED that the Commonwealth of Pennsylvania, Department of Transportation is herewith granted leave to file a Complaint to Join Against Mark L. Goldman, J & F Trucking Company Limited and John C. Gulland. Said Complaint to Join shall be filed within 20 days.

BY THE COURT,
Robert L. Walker, J.

April 5, 1988 Copies of order to Attys. Huntley and Berry.

April 19, 1988 Complaint to Join filed.

April 19, 1988 Reply to New Matter Under Pa. R.C.P. 2252(d) Directed to Additional Defendant, John C. Gulland filed.

April 19, 1988 Plaintiffs' Response to New Matter of Defendant Commonwealth of Pennsylvania, Department of Transportation filed.

April 20, 1988 Notice of Deposition of Employee of Comm. of Pa., Dept of Transp. filed.

May 13, 1988 Depositions of John Moyer and Carl Book filed.

May 18, 1988 Answers To Request for Production Of Documents and Interrogatories Directed to Plaintiff filed.

May 18, 1988, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, and John B. Brautigam, attorneys for additional defendants Mark M. Goldman and J & F Trucking Limited, filed.

Oct. 5, 1988 Answer and New Matter Of Additional Defendant Mark M. Goldman andJ. & F Trucking company, LTD. to the Complaint to Join the Commonwealth of Pensylvania, department of Transportation filed.

Jan. 20, 1989, Reply on Behalf of Plaintiffs John C. Gulland and Joelene K., Gulland to New Matter of Additional Defendants Mark M. Goldman and J & F Trucking Company, Limited, filed.

Mar. 21, 1990 Motion of Additional Defendants, J & F Trucking Company, Limtied and Mark M. Goldman, for Leave to Amend answer and New Matter and Order filed. AND NOW, this 21 st day of March, 1990, upon the presentation of the foregoing Motion of Additional defendants, J & F Trucking Company, LImited, and Mark M Goldman, for leave toAmend their Answer and New Matter, it is hereby ordered that said leave is hereby granted.

By the Court,
Gordon R. Miller, J

Mar. 22, 1990 Copies of order mailed to Dale Huntley and Eugene Berry and copy of order put in John Brautigam's box.

Continued on Page 613

Halliday & Halliday
Michael Halliday

1028.

ELEANOR M. BLYSTONE

vs.

PETER E. BLYSTONE

Filed Nov. 25, 1987
@ 4:27 P.M.

Tax & entry paid $40.50 ✓
2 counts paid 30.00 ✓

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

1 copy (atty)

Dec. 3, 1987 I, Pete E. Blystone, hereby accept service of the Complaint in Divorce for defendant.

July 7, 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 12-3-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Anthony J. Vardaro
Karen S. Johnson

1029.

Culbertson, Weiss,
Schetroma & Weiss
E. Max Weiss

JAMIE L. ORR

vs.

LAWRENCE R. HOLLENBECK

Filed Nov. 30, 1987
@ 3:26 P.M., issued

Tax & entry Paid	$40.50
Sheriff's costs	26.12
Pro Co Pd 8/30/88	6.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Dec. 17, 1987 Sheriff's return filed. Served and made known to Lawrence R. Hollenbeck personally the within named defendant on Dec. 10, 1987 at 9:05 AM at his place of residence, R.D.# 3, Box 86, Hanmore Road, Conneaut Lake, Crawford County Pa.

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

Feb. 16, 1988, Appearance of Culbertson, Weiss, S chetroma, and Schug, by E. Max Weiss, attorneys for defendant filed.

Feb. 16, 1988,, Rule Entered Upon the Plaintiff to File Complaint within 20 Days or suffer judgment of non pros, issued.

Feb. 22, 1988, Service of foregoing Rule accepted by Karen S. Johnson, attorney for plaintiff.

June 30, 1988 Appearance of Anthony Vardaro for Plaintiff filed.

Aug. 30, 1988, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

1030.

PATTI FLECK

vs.

GENE HOFFMAN

Filed Nov. 30, 1987
@ 3:47 P.M.

Tax & entry Paid $40.50 ✓
Bro. Co. Pd. 4/12/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 10, 1987 Affidavit of Service filed. And Now, December 9th, 1987, 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 Fleck, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plainitff she caused a certified copy ofthe complaint in Divorce to be forwarded by Certified Mail No. P 042 056 716, posted marked december 3, 1987, to the last known address of the defendant, Gene Hoffman, P.O. Box 1956 three Springs, Pennsylvania 17264.
3. That the defendant, Gene HOffman, on December 5, 1987, 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

Mar. 1, 1988, Affidavit of Consent of plaintiff filed.

April 6, 1988 Affidavit of Consent of Defendant filed.

April 8, 1988 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

April 22, 1988 DIVORCE DECREE FILED:

AND NOW,April 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PATTI FLECK AND GENE HOFFMAN

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.

1987

1031.	JOSEPH E. CICATELLA vs. MARK MILLER d/b/a PRESQUE ISLE HOT TUBS Filed Dec. 1, 1987 @ 11:36 a.m. Tax & entry Paid $40.25 Pro Co Pd 3-18-88 9.00	APPEAL OF DEFENDANTS FROM JUDGMENT OF RONALD A. COLE, SR. DISTRICT JUSTICE Dec 1, 1987, Rule entered upon plaintiff to file Complaint issued. Dec. 2, 1987 Proof Of Service filed. AND NOW, Mar 18, 1988 @ 11:17 A.M. upon praecipe of Defendant's attorney, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint. C-95 **JUDGMENT OF NON PROS** James F. Simmons Judgment entered Prothonotary 3/18/88

Fuller, Kinnunen, Petruso
and Gamble
Gary A Fabian

1032.

JUANITA CONLEY

vs.

DONALD M. FERRY, AND BEVERLY A. FERRY, HIS WIFE

Filed Dec. 1, 1987
at 1:16 P.M.

Tax & entry Paid	$40.50
Pro Co Pd 2/2/88	9.00
Sheriffs costs	53.90
Pro Co pd 3/8/88	5.00

COMPLAINT IN ACTION IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Jan 5, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN to Donald M. Ferry personally, the within named defendant on December 14, 1987 at 8:14 A.M. by handing a true copy of the within Complaint to him at his residence, R.D.#1, Springboro, Crawford County, Pa.

SERVED Beverly A. Ferry within named defendant on December 14, 1987 at 8:15 P.M. by handing a true copy of the within Complaint to Donald M. Ferry, adult member of the family with whom she resides, namely her husband at their residence, R.D. #1, Springboro, Crawford County, Pa.

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

And now, February 2, 1988, at 3:41 P.M., upon praecipe of plaintiff attorney, with notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants; damages assessed in the sum of Twenty Four Thousand Nine Hundred Eleven and 53/100 Dollars. (includes int. to 11/30/87, of $688.87, and atty's comm. of $1,186.26)
Judgment entered - 2/2/88
F - 44, 24

DEBT -- $24,911.53
Int. from 11/30/87
JUDGMENT
James F. Simmons,
Prothonotary

EX/1988-8

Mar. 4, 1988 Upon praecipe of Plaintiff Attorney the above judgment is marked satisfied.

1987

Mason and Mason
Joan D. Mason

1033.

PATRICIA A. VALENCIC

vs.

JAMIE M. VALENCIC

Filed Dec. 1, 1987
@ 3:56 P.M.

Tax & entry Paid $40.50 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 11, 1987 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on December 4, 1987 mail tothe above defendant, Jamie M. Valencic by certified mail #P 547 808 319, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Jamie M. Valencic on December 7, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

July 7, 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 12-11-87. 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,
Anthony J. Vardaro, J

Date: July 3, 1997
July 7, 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)

1987

Mason and Mason
Joan D. Mason

1034.

ETHAN L. BLOSE

vs.

JUDITH A. BLOSE

Filed Dec. 1, 1987
@ 3:56 P.M.

Tax & entry Paid $40.50 ✓
Pro. Co. Pd. 8/23/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 9, 1988, Affidavit of Service filed. I, Judith A. Blose, defendant in the above action, and geing duly sworn according to law, depose and say that I did receive a certified copy of the divorce complaint inthe above divorce action on Dec. 15, 1987. Judith A. Blose, Dft.

May 3, 1988 affidavit Of Consent of Plaintiff filed.

Aug. 23, 1988 Affidavit of Consent of Defendant filed.

Aug. 23, 1988 Upon Praecipe of Plaintiff Attorney For Review Under SEction 201(c) of Divorce Code, this case is moved to Court.

Sept. 14, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, September 14, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

E T H A N L . B L O S E and J U D I T H A . B L O S 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, J

1987

Mason and Mason
Joan D. Mason

1035.

SUSAN F. HACKWORTH

vs.

SAMUEL T. HACKWORTH

Filed Dec. 1, 1987
@ 3:56 P.M.

Tax & entry Paid	$40.50
2 counts paid	30.00
Pro Co Pd 6/10/88	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION,CUSTODY

1 copy (atty)

Dec. 29, 1987 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Dec. 18, 1987 mail to the above Defendant, Samuel T. Hackworth, by certified mail #P-547=808-323, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Samuel T. Hackworth on Dec. 21, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Atty. for Plaintiff

Apr 22, 1988 Affidavit of Consent of Plaintiff filed.

June 6, 1988, Affidavit of Consent of defendant filed.

June 6, 1988, Upon praecipe of plaintiff attorney, for review under 201(c) of the Divorce Code, this case moved to court.

June 27, 1988 **DIVORCE DECREE FILED.**

AND NOW, this 27 day of June, 1988, the court orders and decrees as follows:

1. **DIVORCE:** Upon consideration of the pleaidngs and affidavits filed in the above captioned case, this court her eby 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 fromthe date of the filing of the Complaint, an dan 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 Divorice Code.

2. Plaintiff agrees to convey all of her right, title, and interest in the jointly owned real estate located at Vernon Township, Crawford County, Pennsylvania, by way of quitclaim deed in exchange for payment to her of $7,100.00, with the transfer of the deed to take place simultaneously with payment by the Defendant of said sum.

Defendant shall be responsible for all expenses in connection with said real estate, including taxes, levies, insurance, and any payments due, or to become due inthe future, regarding said real estate, and shall hold Plaintiff harmless and indemnify her regarding same.

3. defendant shall be fully responsible for the jointly owed mortgage held by Marquette Savings Association, and shall pay each monthly payment promptly, and hold Plaintiff harmless and imdemnify her regarding said mortgage.

4. Plaintiff shall retain the 1979 Dodge van and assum full responsibility for the debt owed to the credit union regarding said vehicle, and shall hold Defendant harmless and indemnify him regarding said debt.

Defendant shall retain the Maverick automobile, upon which no debt is owed.

The partie shereto shall transfer said jointly owned behicles, so that wife shall be sole title owner of the van, and husband shall be sole title owner of the Maverick, with said transfer to take place immediately.

5. **HOUSEHOLD ITEMS AND TANGIBLE PERSONAL PROPERTY:** Defendant shall the following items; gun cabinet; two living room couches; hexagonal end table; coffer table with doors; dinging room table and four chairs; drop leaf table; one glass lamp; stove; washing machine; dryer; freezer bar cabinet; boat and trailer; tools; sewing machine; lawn tractor (and lawn mower; and dish washer.

Wife shall retain the following items of personal property; china cabinet; brown chair; rocking chair; coffee table (no doors); drawing table, organ; toy truck; kitchen table; four antique chairs; bookcase; one glass lamp; microwave and stand; refrigerator; computer and stand; single bed; chest with five drawers; chest with four drawers; pingpong table; and craft materials

6. defendant shall retain the cash values of the three insurance policies insuring his life, which total approximately $4,571.00.

7. **IRA AND PENSION:** Husband shall retain the Ampco pension, which is now vested, with payments deferred.

Wife shall retain the IRA currently titled toher, worth approximately $938.00.

8. Niether party hereto shall make any further claims against the other party hereto, relating to property rights, other than as set forth above. Neither party shall be required to file an inventory and appraisement as required by the Pennsylvania Rules of Civil Procedure, as each is aware of the assets and debts of th eother, tohis or her satisfaction.

9. **CHILD CUSTODY** Parent sshall share legal custody of the two minor children, John David Hack worth, age ten (10), and steven Andrew Hackworth age five and a half (5 1/2). the chidlren shall be in the primary physical custody of their mother, subject to the father's rights to have the children as follows:

a. Beginning with the weekend of April 22nd through 24, 1988, the father shall have the children following school on Friday, until 9:00 p.m. the following Sunday, for three weekends in a row with mother to have every fourth weekend thereafter. During the summers, visitation would being on Friday, between 3:30 and 5:30, depending on father's work shcedule and transportation

b. During such time as father is laid off from work, he may have the children with him for a two week period, alternating such that first mother shall have two weeks, and then father have two weeks, and so forth, until such time as he returns to work. When father has the children for said extended periods during his lay offs, he shall be responsible for transporting them to and from school and to their other scheduled activities.

C. Father shall have the children in even-numbered years from 10:00 p.m. December 24th until 9:00 p.m. December 25th and in odd-numbered years he shall have them December 24th at 9:00 a.m. until 10:00 p.m.

d. For Thanksgiving of each year, the mother shall be entitled to have the children with her for the weekend prior to Thanksgiving, regardless of whose weekend it would normally be, and father shall have the children from the Wednesday preceding Thanksgiving, picking them up directly from school, and shall keep them until 9:00 p.m. Thanksgiving Day.

e. Transportation for the children shall be provided by the parents as shall be agreed upon, but in no event shall father come to mother's home for transportation for visitation or otherwise.

f. Additional visits may be arranged as the parties agree, and the parties are encouraged to be flexible regarding their schdules if changes can be made by mutual agreement.

BY THE COURT,
P. Richard Thomas, J

1987

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

1036.

PAUL D. SHAFER, JR.,
CHARLES J. SWICK,
ROBERT S. BAILEY,
JAMES R. IRWIN, AND
LOUIS J. STACK

vs.

GEORGE N. WILCOX, JR.

Filed Dec. 2, 1987
@ 10:12 A.M.

Tax & entry Paid $40.50 ✓
Pro Co pd 1/20/88 9.00 ✓

COMPLAINT

1 copy (sheriff)

Dec 16, 1987 Sheriff's Return filed: SERVED AND MADE KNOWN TO George N. Wilcox, personally, the within named defendant by handing a true copy of the within Complaint to him on December 4, 1987 at 3:49 P.M. at his place of employment, Butch's Pub, Rt. 77, Blooming Valley, County of Crawford, State of Pennsylvania.

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

Jan. 19, 1988 Notice of Filing Default Judgment filed.

And Now, Jan .19, 1988 at 3:24 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 take action and the damages are assessed at the sum of Twelve Thousand Nine Hundred Thirty-six and 98/100 plus interest and cost of suit.

W-71
judgment entered 1/19/88

Debt $12,936.98
Judgment
James F. Simmons,
Prothonotary

1987

Brian Lindsay
Legal Aid

1037.

SARAH DeLONG

vs

WILLIAM SCOTT DeLONG

Filed Dec. 2, 1987
@ 12:41 P.M.

Ta x & entry Paid		$40.50
1 count paid		15.00
Pro Co Pd	12/2/87	9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Jan. 21, 1988 Affidavit of Service filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Sarah DeLong and that as such I am authorized to execute this Affidavit; that I did, on the 4th day of December, 1987, send by Certified Mail, Addressee ONly, Return Receipt Requested to william Scott DeLong a true and correct copy of the Complaint in Divorce with Count for Custody at his last known address of R.D.2 DuBois Pennsylvania 15801 as evidenced by the attached sender's receipt No. P 276 200 192 and that on the 15th day of December, 1987, I did receive the duly executed return receipt dated the 14th day of December, 1987.

I verify that the statements 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.

Dated 1/14/88 Brian LIndsay

Mar. 14, 1988, Consent Custody Agreement and Order of Court filed. ORDER OF COURT: AND NOW, this 14 day of March 1988 upon consideration ofthe foregoing provisions and upon the Agreement of the parties hereto, the provisions of the within Consent Custody AGreement are hereby entered as an Order of this court.

BY THE COURT,
Robert L. Walker, J.

Mar. 17, 1988, copy of orderto Brian Lindsay. (2)

March 25, 1988 Affidavit of Consent of Plaintiff filed.

Mar. 29, 1988, Affidavit of Consent of defendant filed.

Apr 4, 1988 Notice of Eligibility/Retainer Agreement filed.

April 5, 1988 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

April 22, 1988 DIVORCE DECREE FILED

AND NOW, April 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SARAH DELONG AND WILLIAM SCOTT DELONG

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.

Altomare & Barnhart
Joseph C. Barnhart

1038.

JOSEPH A. PARTRIDGE

vs.

NANCY SUE PARTRIDGE

Filed Dec. 2[illegible] 1987
At 12:55 P.M.

Tax & entry Paid $40.50 ✓
Pro Co. Pd. 4/29/88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

Dec. 9, 1987 Affidavit of Service filed. Beforeme, the undersigned officer, personally appeared JOSEPH C . BARNHART, ESQ., who did depose and say that he is the attorney for the Plaintiff in the above-captioned matter and that he did serve a certified copy of a Complaint in Divorce upon the above-named Defendant, at her address, by United States certified mail. Delivery of same being evidenced by postal returr receipt #P 620 643 166 purportedly signed by Defendant dated Dec. 4, 1987, attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 8th day of Dec. 1987 .

Joseph C. Barnhart, Esq.

March 23, 1988 Plaintiff's Affidavit of Consent to Divorce filed.

Apr 19, 1988 Defendant's Affidavit of Consent to Divorce filed.

mov

Apr. 29, 1988, UPon praecipe of plaintiff attorney, to transmitthe record, this case moved to court.

May 31, 1988 **D E C R E E F I L E D .**

AND NOW, THIS 26 DAY OF MAY, 1988, IT IS ORDERED AND DECREED THAT, 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 fromthe 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.

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

BY THE COURT
P. Richard Thomas

1987

Spadafore, Vardaro,
Walker & Johnson
Emil M. Spadafore Jr.

1039.

MARINE BANK

vs.

MICHAEL K. FLICK AND SUSAN E. FLICK, HIS WIFE

Filed Dec. 2, 1987
@ 3:03 P.M.

Tax & entry Paid $40.50
Sheriffs Costs 18.12
Sheriff's Costs
Pro Co Pd 4-6-88 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Dec. 17,1987, Sheriffs Return filed. Not Found as to the within named defendant michael K. Flick. Post Office in Guys Mills claims he does not live at R. D. #1, Guys Mills, Pa. He picks up mail at POst Office, residence address unknown.

Not Found, as to the within named defendant Susan E. Flick Post Office in Guys Mills claims whe does not live at R. D. #1, Guys Mills, Pa. Address unknown.

So answers, Howard N. Stewart, Sheriff

Jan 14, 1988 Complaint Reinstated.

Jan 14, 1988 Affidavit filed.

Jan 15, 1988 Motion for Service of Process by Certified Mail or Publication filed.

Jan 15, 1988 Order filed: AND NOW, this 14th day of January, 1988, upon consideration of the foregoing Motion, and after review of the attached Affidavit, it is hereby Ordered, Adjudged and Decreed that the Plaintiff is permitted to serve original process on Michael K. Flick and Susan E. Flick by certified mail and if service is not obtained by mail and by posting the property at R.D.#2, Guys Mills, Pennsylvania, by advertising a Notice of this action once in the Crawford County Legal Journal and once in the Meadville Tribune.

BY THE COURT,
Robert L. Walker, J.

Jan 15, 1988 Copies of order to Emil Spadafore, Esq.

Feb 18, 1988 Sheriff's Return filed: SERVED by mailing by certified mail, January 30, 1988 a true and attested copy of the within Complaint to Michael K. Flick, 88 Oakside M.H.P., Goose Creek, South Carolina 29445, the return receipt attached and made a part of this return.

On January 27, 1988 a certified letter was mailed to Susan E. Flick at R.D.#2, Guys Mills, Pa. 16327, which was returned unclaimed, as per letter attached.

On January 29, 1988 at 12:25 P.M. posted the within property, located at R.D.#2, Richmond Twp., Guys Mills, Crawford County, Pa.

So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Apr 6, 1988 Affidavit of Service by Publication filed: Emil M. Spadafore, Esquire, being duly sworn according to law deposes and says that he is the attorney for Marine Bank, the Plaintiff in the above-captioned matter; that on February 29, 1987, the defendant, Susan E. Flick was served by publication as is evidenced by the attached Proof of Publication in connection with this action; and that twenty (20) or more has past since said service.

And further your deponent saith naught.

Emil M. Spadafore, Jr., Esq.

AND NOW, April 6, 1988 @ 11:36 A.M., upon Praecipe of Plaintiff's Attorney judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and damages are assessed as follows: Principal, $2,044.83; Interest to 4-6-88, One Hundred Seventy-nine and 49/100; Attorney's Commission, One Hundred Twenty and 86/100; Late Charges, Twenty-six and 70/100; Negative Escrow Balance, One Hundred Sixty-six and 14/100; TOTAL Two Thousand Five Hundred Thirty-eight and 02/100 Dollars.

F-111, 151

Debt.....$2,538.02
JUDGMENT
James F. Simmons
Prothonotary

4-6-88 judgment entered.

EX 1988-33

May 27, 1988, Motion to Waive Notice Under Rule 3129 and Order filed. MAY 27, 1988, Motion denied as unnecessary, Rule 3129 covers factual situation.

Robert L. Walker, J.

May 31, 1988, copy to Atty. Spadafore.

Bukac and Toomey
Terry Toomey

1040.

4/13/88 Recd. #300.00 from Plaintiff

7/13/89 Paid #300.00 to Master Gordon Miller Check #5172

7/26/89 Recd #64.00 From Plaintiff

7/26/89 Paid #64.00 To Gordon P. Miller Bal. Master Fee 4L5785

JOHN J. SUTTON, III

vs.

WORAWAN LEK TERRELL

Filed Dec. 2, 1987
@ 3:39 P.M.

Ta x & entry Paid	$40.50
Pro Co pd 9/12/89	9.00
State pd 9/12/89	10.00

COMPLAINT FOR ANNULMENT OF MARRIAGE

1 copy (atty)

Mar. 4, 1988 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, 3-4-88 Gordon Miller, Esquire is appointed Master in respect to the following claims: Annulment & Costs
Deposit required: By Plaintiff 300.00 by Defendant
Per Curiam,
P. Richard Thomas, J

Mar. 8, 1988 Copies of order to Terry toomey and Gordon Miller

Mar 9, 1988 Affidavit of Service filed: I, Terry Toomey, Esquire, being duly sworn according to law, depose and say that:

1. I am the attorney for the Plaintiff, John J. Sutton, III, in the above-captioned action for annulment.

2. On December 2, 1987, I sent a copy of the Complaint for Annulment in the above matter by certified mail, return receipt requested, to the Defendant at her residence, 13189 B-2 Jefferson Street, Newport News, Virginia 23602. Attached hereto is a copy of the returned receipt bearing the signature of the Defendant, Worawan Lek Terrell, which receipt certifies the service of the Complaint on the Defendant on December 7, 1987.

I verify that the information contained in this Affidavit is true and correct to the best of my knowledge, information and belief.
Terry Toomey, Esquire

June 7, 1989, Defendant's Consent to Amendment of complaint filed.

June 7, 1989, Amended Complaint filed. 1 copy (atty) (Amendment to Complaint in Divorce)

June 10, 1989 Acceptance of Service and Entry of Appearance Pro Se filed: I, Woranwan Lek Terrell, the Defendant in the above-captioned divorce action do hereby accept service of the Plaintiff's Amended Complaint in Divorce and request that Court enter my appearance pro se.
6/25/89 W. L. Terrell, Defendant

July 10, 1989 Affidavit of Consent of Defendant filed.

July 13, 1989, Petition for Master's Fees filed.

July 13, 1989, ORDER: PAYMENT OF MASTER'S FEES AND COSTS filed. And now, July 12, 1989 the master having petitioned for master's fees and costs, the court hereby directs that Masters fees in the amount of $320.00 be paid to Attorney Gordon Miller plus an additional $44.00 for court reporter and postage fees.

The Prothonotary is directed to forward the deposit of $300.00 in his possession forthwith to Attorney Miller. The plaintiff in this case is directed to pay the additional $64.00 to the Prothonotary within 10 days of the filing of this order and the Prothonotary will forward the same to Attorney Miller. BY ORDER OF THE COURT,
P. Richard Thomas, P. J.

July 13, 1989, copies to Attys. Terry Toomey and G. Miller (boxes, and W. Terrill (mail)

Sept. 12, 1989 Affidavit Of Consent of Defendant filed.

Sept. 12, 1989 Affidavit Of Consent of Plaintiff filed.

Sept. 12, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Sept. 18, 1989 **DECREE IN DIVORCE FILED.**

AND NOW, this 18th day of Sept., 1989, it is hereby ORDERED, ADJUDGED and DECREED that the marriage heretofore existing between JOHN J. SUTTON, III and WARAWAN LEK TERRELL is hereby dissolved and all legal duties, rights, and claims of either of the parties to the other in pursuant of said marriage are hereby terminated. BY THE COURT,
Robert L. Walker, J

Spadafore, Vardaro, Walker & Johnson
Emil M. Spadafore Jr

1041.

PATRICIA PUTNAM

vs.

FRANK PUTNAM

Filed Dec. 3, 1987
@ 9:52 A.M.

Indigent filing

PETITION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Dec. 3, 1987, Praecipe to Proceed In Forma Pauperis, Petition for Leave to Proceed In Forma Pauperis filed.

Dec. 30, 1987 Complaint In Divorce Under Section 201-(c) of the divorce code filed.

Feb. 19, 1988 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Jr., Esquire, Attorney for Plaintiff inthis action and certifies that on December 30, 1987 she delivered to the Post Office in Meadville, PA for deliver to Frank Putnam, Sr. at 223 Kennard Osgood Road, Greenville, PA 16125 by certified mail, return receipt requested, deliver restricted to addressee only, a true and correc topy of the Complaint inthis matter for which deponent received at the time receipt for certified article no. P 042 058 260 which is attached hereto as Exhibit "A". Thereafter on January 4, 1988 it was returned to Emil M. Spadafore, Jr., return receipt card bearing the same number and signed by Frank Putnam, Sr., said return receipt card being attached hereto as Exhibit "b". Vicki Bradshaw

Apr. 12, 1988, Affidavit of Consent of plaintiff filed.

July 7, 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 4-12-88 . 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Joel E. Hausman
Apple and Apple

1042.

MacDonald, Illig,
Forssell & Kirvan
George Forssell

LYONS SAW MILL & LOGGING

vs.

VERNON KNAPP
i/a/t/a/d/b/a
KNAPP TRACT FARMS

Filed Dec. 3, 1987
@ 10:39 a.m.

Tax & entry Paid $40.25 ✓
Pro Co Pd 9-9-88 6.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF
RONALD A. COLE, SR., DISTRICT JUSTICE

Dec 10, 1987 Proof of Service of Appeal from District Justice judgment filed.

Dec. 18, 1987 Notice and Complaint on Appeal filed.

Dec. 30, 1987 Answers filed.

Jan. 20, 1988, Preliminary Objections filed.

Jan 28, 1988 Amended Answer, New Matter and Counterclaim filed.

Mar. 16, 1988 Plaintiff's Reply To New Matter and Answer To Counterclaim filed.

Mar. 30, 1988, Certification of Service of plaintiff's Reply to New Matter and Answer to Counterclaim filed.

Sept 9, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

1987

Knox Graham McLaughlin
Gornall & Sennett Inc
Richard A. Levick

1043.

Anthony J. Vardaro
James R. Irwin
Crawford Co. Solicitor

IN RE:
APPEAL OF MEADVILLE HOUSING CORP.
FROM ASSESSMENT DETERMINATION MADE BY

THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Dec. 3, 1987
@ 2:53 P.M.

Tax & entry Paid $40.50
Pro Co Pd 9/23/88 5.00

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec. 7, 1987 Answer to Assessment Appeal Petition filed

Feb. 5, 1988 Certification Of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for defendant The Crawford County Board of Assessment Appeals filed.

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed.
And now, Apr. 11, 1988, nonjury trial in the above matter is hereby set for June 28, 1988, at 9:00 a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 14, 1988, copies to R. Levick and A. Vardaro.

On Trial List for June 1988

On October 1988 - Trial List - Non Jury

Sept. 22, 1988, Upon praecipe of plaintiff attorney, all claims and causes of action which were, or could have been asserted in this action have been settled, adjusted and compromise, this action is hereby marked settled and discontinued of record.

494

1987

Knox Graham McLaughlin
Gornall and Sennett Inc.
Richard A. Levick

1044.
Anthony J. Vardaro
/James / R. / Irwin/
Crawford Co. Solicitor

IN RE:
APPEAL OF CRAWFORD COUNTY
INDUSTRIAL DEVELOPMENT
AUTHORITY, AND
AVTEX FIBERS
FROM THE ASSESSMENT DETERMINATION
MADE BY

THE CRAWFORD COUNTY BOARD OF
ASSESSMENT APPEALS

Filed Dec. 3, 1987
@ 2:53 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/23/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec 7, 1987 Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification Of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant filed.

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed. And now, April 11, 1988, nonjury trial in the above matter is hereby set for June 29, 1988 at 9:00 a.m. in Courtroom 1 or 2 ofthe Crawford County Courthouse. FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 13, 1988, Copies to R. Levick and A. Vardaro.

On June 1988 Trial List

On October 1988 Trial List - Non Jury

Sept. 22, 1988, Upon praeicpe of plaintiff attorney, all claims and causes of action which were, or could have been, asserted in this a ction having been settled, adjusted and compromised this action is hereby discontinued of record.

1987

Knox Graham McLaughlin
Gornall and Sennett Inc.
Richard A. Levick

1045.

Anthony J. Vardaro
James R. Irwin
Crawfor d Co. Solicitor

IN RE:
APPEAL OF JOHN R. CASELLA

FROM ASSESSMENT DETERMINATION
MADE BY

THE CRAWFORD COUNTY BOARD OF
ASSESSMENT APPEALS

Filed Dec. 3, 1987
@ 2:53 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/22/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec. 7, 1987 Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification Of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant filed.

On Trial List for June 1988

On October 1988 - Trial List - Non Jury

Sept. 22, 1988, Upon praecipe of plaintiff attorney, all claims and causes of action which were, or culd have been, asserted in this action haveing been settled, adjusted and compromised, this action is hereby marked discontinued of record.

Knox Graham McLaughlin
Gornall and Sennett Inc.
Richard A. Levick

1046.

Anthony J. Vardaro
James R. Irwin
Crawford Co. Solicitor

IN RE:

APPEALOF SOUTH PARK PLAZA, INC.
FROM ASSESSMENT DETERMINATION MADE BY

THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Dec. 3, 1987
@ 2:53 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/23/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec. 7, 1987 Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification Of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant filed.

Apr. 13, 1988, ORDER SETTING TRIAL filed. And now, April 11, 1988, nonjury trial in the above matter is hereby set for July 1, 1988 at 9:00 a.m. in Courtroom No. 1 or 2 of the Crawford CountyCourthouse. FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 13, 1988, copies to Attys. R. Levick and A. Vardaro.

On Trial List for June 1988

On October 1988 - Trial List - Non Jury

Sept. 22, 1988, Upon praecipe of plaintiff attorney, all claims and causes of action which were, or culd have been asserted in this action having been settled, adjusted and compromised, this action is hereby marked discontinued of record.

1987

Knox Graham McLaughlin
Gornall and Sennett Inc
Richard A. Levick

1047.

Anthony J. Vardaro
~~James R. Irwin~~
Crawford Co. Solicitor

IN RE:
APPEAL OF LECHTNER ASSOCIATES
FROM ASSESSMENT DETERMINATION
MADE BY

THE CRAWFORD COUNTY BOARD
OF ASSESSMENT APPEALS

Filed Dec. 3, 1987
@ 2:53 P.M.

Tax & entry Paid $40.50 ✓

Pro Co Pd 9/23/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec/ 7, 1987Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant filed.

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed. And now, Apr. 11, 1988, nonjury trial in the above matter is hereby set for June 9, 1988 at 9:00 a.m. in Courtroom 1 or 2 ofthe Crawford County Court house. FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 13, 1988, copies to Attys. R. levick and A. Vardaro.

On Trial List for June 1988

On October 1988 Trial List - Non Jury

Sept. 22, 1988, upon praecipe of plaintiff attorney, 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.

498

1987

Knox Graham McLaughlin
Gornall & Sennett INc.
Richard a. Levick

1048.

Anthony J. Vardaro
James R. Irwin
Crawford Co. Solicitor

IN RE:
APPEAL OF MELLON BANK
FROM ASSESSMENT DETERMINATION
MADE BY

THE CRAWFORD COUNTY BOARD
OF ASSESSMENT APPEALS

Filed Dec 3, 1987
at 2:53 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/23/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec. 7, 1987 Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification Of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant filed.

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed. And now, April 11, 1988, nonjury trial in the above matter is hereby set for June 28, 1988 at 1:30 p.m. in Courtroom 1 or 2 of the Crawford CountyCourthouse. FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 13, 1988, copies to Richard A. Levick and A. Vardaro.

On June 1988 Trial List

On October 1988 Trial List - Non Jury

Sept. 22, 1988, upon praecipe of plaintiff attorney, 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.

1987

Knox Graham McLaughlin
and Sennett Inc.
Richard a. Levick

1049.

Anthony J. Vardaro
James R. Irwin
Crawford Co. Solicitor

IN RE:
APPEALOF JOSEPH B. AND LOIS H. DAHLKEMPER
FROM ASSESSMENT DETERMINATION MADE BY

THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Dec 3, 1987
@ 2:53 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 9/22/88 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Dec. 7, 1987 Answer to Assessment Appeal Petition filed.

Feb. 5, 1988 Certification Of Readiness filed.

ON TRIAL LIST FOR APRIL 1988

Feb. 26, 1988 Appearance of Anthony J. Vardaro for Defendant filed.

Apr. 13, 1988, ORDER SETTING NONJURY TRIAL filed. And now, Apr. 11, 1988, nonjury trial in the above matter is hereby set for June 9, 1988 at 1:30 p.m. in Courtroom 1 or 2 of the Crawford Court House, Meadville, Pa.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Apr. 13, 1988, copies of order to R. Levick and A. Vardaro.

On June 1988 Trial List

On October 1988 trial list - Non Jury

Sept. 22, 1988, Upon praecipe of plaintiff attorney, 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 marked discontinued of record.

Culbertson, Weiss, Schetroma and Schug
Alan R. Shaddinger

1050.

HEWELL K. HAMILTON AND
ROBERT HAMILTON

vs.

ARNOLD E. JOHNSON AND
LINDA L. JOHNSON

Filed Dec. 3, 1987
@ 3:47 P.M.

Tax & entry Paid $40.50
Sheriff's Costs 24.00
Pro Co pd 3/8/88 9.00

COMPLAINT - ACTION TO QUIET TITLE

2 copies (sheriff)

Dec. 17, 1987 Sheriff's Return filed. SERVED AND MADE KNOWN TO Linda L. Johnson personally the within named defendant by handing a true copy of the within Complaint to her on December 9, 1987, at 11:00 am at her place of residence, 1188 Pomona Alley, Meadville, Crawford County, PA
SERVED ARonald E. Johnson within named defendant on December 9, 1987 at 11:01 AM by handing a true copy of the within Complaint to Linda L. Johnson, adult member of the family with whom he resides, namely his wife, at their residence, 1188 Pomona Alley, Meadville, Crawford County ,PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 18, 1988 Motion For Judgment and Order filed. AND NOW, this 18th day of January, A.D., 1988, upon Motion of the Plaintiffs for Judgment and after having determined that no appearance has been entered on the record on behalf of the Defendants, their heirs and assigns generally, and no Answer having been filed of record by the Defendants, their heirs or assigns, or anyone on their behalf, it is hereby ordered and decreed, as follows:

1. The Plaintiffs are the owners of the subject premises described in the complaint in fee simple absolute as their respective interests may appear, free and clear of all claims of the Defendants, their heirs or assigns generally.
2. That the ARticle of Agreement recorded in the Office of the Recorder of Deeds of Crawford County on October 9, 1984 at Agreement Book 122, Page 291, and which affect the right, title or interest in said real estate are cancelled, discharged and void.
3. The Defendants,their heirs, personal representatives, successors and assigns, are forever barred from asserting any right, lien, title or interest in the subject premises inconsistent withthe interest of claim of the Plaintiffs as set forth in their Complaint, and from impeaching, denying, litigating or in any way attacking the Plaintiffs; title thereto.
4. 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 Thirty (30) days from the filing hereof with the Prothonotary of this Court.
5. If no action is taken by the Defendants, their heirs or assigns generally, or any one or some of them, within the said Thirty (30) day period of time, this Order shall become absolute and final, upon praecipe of the Plaintiffs.

Robert L. Walker, J

Jan. 18, 1988 Copy of order to Alan Shaddinger

And now, Mar. 4, 1988 at 3:51 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.
J-208-225

FINAL JUDGMENT
James F. Simmons
Prothonotary

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

1051.

DONNA L. FLUTY

vs.

ROBERT L. CARR

Filed Dec. 4, 1987
@ 9:56 A.M.

Indigent filing

William Pineo, Mediator

PETITION FOR PERMANENT CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
AND NOW, this 4 day of Dec. 1987, it is ordered that all parties in the above captioned case shall appear for a Medication Conference before a Mediator, JOHN FULLER at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pa.
IT IS FURTHER ORDERED AND DECREED that pending final determination by the court, the aforesaid minor child should 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.

Dec 4, 1987, Petition by Indigent Party Under Pa. R.C.P. 1920.62 and Order filed. ORDER: AND NOW, this 4 day of Dec. 1987, after consideration of the foregoing Petition of Petitioner alleging indigency, Petitioner Donna L. Fluty is hereby granted permission to proceed as an indigent without the payment of costs, stenographer's fees, or master's fees, with this court reserving, however, the right to allocate costs at the time of the entry of Decree regarding said Custody Petition.

BY THE COURT,
P. Richard Thomas, J.

Dec. 7,. 1987 Affidavit of Plaintiff, Donna L. Fluty filed.

Dec. 8, 1987 Affidavit of Service filed. I, ROBERT S. BAILEY, being first duly sworn according to law, depose and say that I am the Attorney for Petitioner Donna L. Fluty in the above captioned matter; that pursuant to Pa. R.C.P. 403, 405 and 412, I did by First Class, Certified Mail, Return Receipt Requested, mail a certified copy of the Notice and Petition for Permanent Custody to Robert L. Carr at R.D.# 1, Gravel Run Road, Cambridge Springs, Pa. 16403; that attached hereto is a Receipt for Certified Mail and the Return Receipt showing delivery of the same on December 7, 1987.
Further Deponent Sayeth Not.

SHAFER, SWICK, BAILEY, IRWIN & STACK
By: Robert S. Bailey

Dec. 9, 1987 Motion and Order filed. AND NOW, December 9, 1987, Child Custody Mediator John Fuller moves the Court to appoint a substitute mediator as Attorney Fuller has represented Respondent and Respondent's brother in the past.
Dec. 9, 1987
ORDER: AND NOW, William Pineo, Esquire is appointed as substitute mediator.

Robert L. Walker, J.

Dec. 11, 1987 copies of order to Robert S. Bailey and William Pineo, esqs.

Jan. 28, 1988 Temporary Order filed. AND NOW, this 27 day of January, 1988, after Mediation inthe above referenced case and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:
1. Custody of Heather Renee Carr is awarded to her mother, Donna L. Fluty.
2. The father shallhave the right of visitation with his daughter every Sunday from the time that she gets out of Sunday School until 4:00 p.m. If the father succeds in obtaining transportation of his own, visitation may be extended until 8:00 p.m. The first visitation shalltake place on Sunday, February 7, 1988. The Mediator has noted for the Court that neither party wishes for the father to come to the mother's home to pick up Heather. The parties shall therefore arrange some mutually convenient place for the father to pick up and deliver his daughter. If the parties cannot so arrange, then the pick-up should be done at the curb in from of the mother's home.
3. During the time when the father has his daughter for visitation, he shall not consume alcoholic beverages, nor be under their influence.
4. Each party shall dispose to the other any and all information which he or she may have regarding Heather's health, education, and the major events in her life. Health care and school personnel are hereby authorized to disclose to either partyany and all confidential information which they may have regarding Heather, except for suh information as she may legally request be kept confidential from either parent.
5. Each party shall teach Heather to give to the other party that love and respect which is due a parent from his of her child and neither shall do or say anything to blacken the character of the toher in Heather's estimation.
6. Final determination of the question of shared custody is reserved. Either party may request forther Mediation on this question and on any other matter involving custody and visitiation at any time after February 1, 1989.
7. The parties are free to make additional or alternative arrangements respecting visitation. Such arrangements must be by mutual consent. In the absence of mutual consent, the terms of this Order shall govern.
8. The Mediator has noted for the Court that both aprties are indigent. Costs and fees of this Mediation, which are fixed at $80.88 are assessed to Crawford County.
9. Either party may move for a hearing de nono for a period of thirty days from dtae hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

Jan. 29, 1988 Copies of order to Robert Bailey and William Pineo

Kuhn and Kuhn
Daniel J. Kuhn

1052.

ROBERT G. CUNNINGHAM AND ANNAMAE L. CUNNINGHAM, HIS WIFE

vs.

V. L. GREELEY,
ISAAC MONDEREAU,
MARSHALL D. COOK,
ROSALIE E. COOK,
HOWARD M. MUNSEE,
VIOLA MUNSEE,
ELIZABETH M. WESTGAGE,
ARTHUR H. WESTGATE,
THEIR HEIRS AND ASSIGNS,
AND THEIR PREDECESSORS AND
SUCCESSORS IN TITLE, AND
ALL OTHER PARTIES OF INTEREST

Filed Dec. 4, 1987
@ 9:58 A.M.

Tax & entry Paid $40.50
Pro paid 1/20/88 9.00

COMPLAINT IN ACTION TO QUIET TITLE

Dec. 4, 1987, Affidavit of Whereabouts of Defendants, Motion for Publication and Order of Publication filed: ORDER OF PUBLICATION, AND NOW, TO-WIT, Dec. 4, 1987, upon motion of attorney for plaintiffs, leave is hereby granted to serve the defendants by publication of a notice of the facts, as set forth in the Complaint, in the Crawford County Legal Journal and in the Meadville Tribune Newspaper, one time each, with notice to plead within twenty (20) days or a default judgment may be entered against them.

P. Richard Thomas, J.

Dec. 4, 1987, copy of order to D. Kuhn Esq.

Jan. 19, 1988, Motion to Enter Final Judgment in Action to Quiet titled, Affidavit of Service, Proof of Publication, and Order of Final Judgment in Action to Quiet Title, filed.

AND NOW, TO-WIT, Jan. 19, 1988, it appearing that the Plaintiff's Complaint has been duly srved by publication, with notice to plead within twenty (20) days of service thereof, it is hereby Decreed that the title of the plaintiffs, to the following described property:

ALL that certain piece or parcel of land situate in the Township of Bloomfield, County of Crawford and State of Pa., bounded and described as follows, to-wit:

BEGINNING at a point in the southern line of Route 77, located at the northeastern courner of land conveyed to Duke Bradley, et ux, by deed recorded in Crawford County Deed Book 408, page 35; THENCE easterly along theesouthern line of Route 77, to the northwestern corner of land of Harold M. Maynard, et ux, described in Crawford County Deed Book 380; THENCE southerly along said land of Harold M. Maynard, et ux, and continuing along the land of Willis L. Edministon, et ux, described in Crawford County Deed Book 563, Page 805, the land of James S. Tracy, described in Crawford County Deed Book 501, page 666, and the land of Charles W. Hawkins, et ux, described in Crawford County Deed Book 519, Page 329, to the south line of Bloomfield Township; THENCE to the westerly along the south line of Bloomfield Township, to the eastern line of Township Route 846; THENCE northerly along the eastern line of Township Route 846, to the southwestern corner of the land of Riceville Cemetery Association; THENCE easterly along the land of Riceville Cemetery Association to the southeastern corner of the land of Riceville Cemetery Association; THENCE, northerly along the land of Reiceville Cemetery Association and continuing along the aforementioned land conveyed to Duke Bradley, et ux, by deed recorded in Crawford county Deed Book 408, page 35, to the PLACE OF BEGINNING.

is v alid and indefeasible as against all rights and claims of the Defendants whatsoever and the defendants are forever barred from asserting any rights, title, lien or interest in said premises inconsistent with the itnerests or claims of the plaintiffs, as set forth in their complaint, unless the defendants bring an action of ejectment against the plaintiffs within thirty days (30) after entry of this decree.

P. Richard Thomas, J.

Jan. 20, 1988, copy of order to Atty. Daniel J. Kuhn.

And Now, Feb. 22, 1988, upon praecipe of plaintiff attorney, FINAL JUDGMENT is hereby entered in favor of the plaintiff and against the defendants, in accordance with the Order of Court ofJan. 19, 1988.

Judgment entered 2/22/88
G - 164
M - 83,83, 163
C - 212, 146,
W - 55, 15

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1987

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

1053.

IN RE:
CHRISTOPHER THOMAS HORNSTEIN,
A MINOR, BY HIS FATHER,
AND CUSTODIAL GUARDIAN,
ROBERT DAVIS

Filed Dec. 4, 1987
at 10:01 A.M.

Ta x & entry Paid $40.50

PETITION FOR CHANGE OF NAME
2 copies (atty)

ORDER FOR PUBLICATION:
AND NOW, this 4 day of Dec. 1987, upon consideration of the foregoing Petition and Motion of James R. Irwin, Esq. atty. for Petitioner above named, it is ORDERED, ADJUDGED AND DECREED, that the within Petition be heard on the 5 day of JaN 1987, AT 9:00 a.m. in Courtroom No. 1 or 2 of the Crawford County Court House, Meadville, Pa. and that notice ofthe filing of the within Petition and of the aforesaid date of hearing be published once in the Meadville Tribune and once in the Crawford County Legal Journal.

BY THE COURT,
P. Richard Thomas, J.

Jan. 11, 1988 Order filed. AND NOW, this 11th day of January, 1988, at the time set for hearing, the natural father, ROBERT A. DAVIS, and the natural mother, SHERRY UREY, of the minor child, CHRISTOPHER THOMAS HORNSTEIN, mutually agree that it is in the best interest of the minor child to change his name from CHRISTOPHER THOMAS HORNSTEIN to CHRISTOPHER THOMAS DAVIS.

FURTHER, the Bureau of Vital Stastics, department of Health, Commonwealth of Pennsylvania, is directed to amend the Birth Certificate of the minor child, Christopher Thomas Hornstein to reflect the change of the sir name from Christopher Thomas Hornstein to CHRISTOPHER THOMAS DAVIS.

BY THE COURT,
Robert L. Walker, J

Ja. 11, 1987 Copy of order to James Irwin

Carney & Heberle
By: Paul J. Carney, Jr.

1054.

William E. Barney

MARGARET R. AKAM, as Administratrix of the Estate of LYLE W. AKAM, JR. , AND in her own right, Plaintiff

vs.

RANDALL W. KRONE, a/k/a R. W. KRONE, defendant

COMPLAINT CIVIL ACTION

Two copies (attorney)

Dec. 15, 1987 Affidavit Of Service filed. I, Paul J. Carney, Jr., attorney for the Plaintiff, Margaret R. Akam, hereby cerify that a true and attested copy of the above-captioned Civil Action, was served upon the Defendant, Randall W. Krone a.k.a R. W. Krone, by U.S. Certified Mail, rEstricted Delivery, REturn rEceipt Requested, on December 10, 1987. The return receipt is attached hereto and marked as Exhibit "A".
Paul J. Carney

Jan 18, 1988 Answer and New Matter filed.

Feb. 16, 1988, Reply to New Matter filed. 1 copy (atty)

Aug. 24, 1988 Notice of Service of Interrogatories filed.

Filed Dec. 4, 1987
@ 1:03 P.M.

Tax and entry pd.	$40.50 ✓
Arb. pd 2/24/89	15.00 ✓
Pro Co pd 8/3/89	9.00 ✓

Dec. 23, 1988 Motion for Sanctions and RULE filed. AND now, to-wit, this 23 day of Dec., 1988, it is hereby Ordered, adjudicated and decreed that a Rule be issued upon the Defendant to show cause why the relief requested in the foregoing Motion should not be granted. Rule returnable Jan. 20, 1989, 3:00 PM. Ct. 1 or 2.
P. Richard Thomas, J.

Dec. 23, 1988 Copy of Rule to Attys. Paul Carney, Jr. and Wm. Barney.

Feb. 23, 1989, Upon praecipe of plaintiff attorney, to refer to the arbitrators, the following arbitrators are appointed: William Gregg, Chairman
Glenn Thompson
William F. Gorman

Mar. 17, 1989, ARbitrators Take the Qualifying Oath.

Aug. 3, 1989 at 3:23 p.m. AND NOW, this 13th day of June, 1989, it is hereby stipulated by and abetween Plaintiff and defendant, and their respective attorneys, that judgment be entered in favor of Plaintiffs and against defendan tin this action for a total sum of $1500.00, with interest from the date of the entry of judgment at the rate of 6% per annum, costs to be paid by Defendant.
No execution shall issue on this judgment so long as Defendant pays to Plaintiffs a total of $100.00 epr month, commencing one month from the date of entry of the judgment, and continuing until the debt, interest, and costs are paid in full.

K-144-144
judgment entered 8/3/89

Debt $1500.00
Int. from 8/3/89
Judgment
James F. Simmons
Prothonotary

1987

1055. Robert J. Felton	RONALD L. GROVE, SR. vs. MILDRED HARGENRADER Filed Dec. 4,1987 @ 1:35 P.M. Tax & Entry Paid $40.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF RONALD A. COLE, SR. DISTRICT JUSTICE Dec. 4, 1987 Rule entered upon plaintiff to fileComplaint issued. Dec. 8, 1987 Proof Of Service filed.

Robert C. Edmundson

1056.

Cusick, Madden,
Joyce & McKay
Peter C. Acker

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF REVENUE

VS

ATLAS SAND & GRAVEL, INC.
c/o PETER C. ACKER
P.O.Box 91, Sharon, Pa. 16146

filed Dec. 4, 1987
@ 1:57 P.M.

Tax & Entry paid	$40.50 ✓
Sheriff's Costs	36.26
Sheriff's Costs	23.12
Pro Co Pd 9/26/89	5.00 ✓

WRIT OF SCIRE FACIAS

Issued Sheriff

Dec. 30 ,1987 Affidavit Of Defense filed.

Jan. 7, 1988 Writ REturn filed. Before me, the undersigned authority, personally appeared Albert Rock, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 21st day of December, 1987, at 10:05 AM., he served Writ of Scire Facias, filed at No. 1056 AD TErm, 1987, Crawford County Pennsylvania, upon defendant Atlas SAnd & Gravel, Inc. c/o Peter C. aCker at First Federal Building, Suite 301, Sharon, Pennsylvania 16146 By making know the contents thereof to Peter C. Acker personally and handing to and leaving with him the certified copy of the writ for defendant received from Sheriff of Crawford County.
So answer Albert Rock, Deputy SHeriff
Donald A. Marenchin, Sheriff

SERVED Atlas Sand & Gravel, Inc. by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service attached. Served: Dec. 21., 19©7.
So answers, Howard N. Stewart, Sheriff

Jan. 11, 1988 Writ Reissued.

Jan. 19, 1988, Reply of the Commonwealth of Pennsylvania to the Affidavit of Defense filed.

Feb. 1, 1988 Sheriff's REturn filed. SERVE Atlas Sand & Gravel within named defendant by handing a true copy of the within Writ of Scire Facias to James Adzima personally on January 18, 1988 at 12:03 PM at their place of business Hartstown, Crawford County, Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart,Sheriff

Aug. 18, 1989, Certificate of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1989

Sept. 22, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1987

Ferguson, Spataro
& O'Shea
By:Thomas D. O'Shea
1057.

BEVERLY A. FARRELL

vs.

JAMES RAY FARRELL

Filed Dec. 4, 1987
@ 3:15 P.M.

Tax & entry paid $40.50

Pro Co Pd 1-7-88 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201 (d)

1 copy (atty.)

Dec. 4, 1987 Plaintiff's Affidavit under Section 201(d) of the Divorce Code filed.

Dec. 21, 1987 Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and corect copy of the Complaint in Divorce and Plaintiff's Affidavit Under Section 201(d) of the Divorce Code certified by the Prothonotary of Crawford Co., PA., on the above named Defendant by certified mail, addressee only, return receipt requested, dated Dec. 8, 1987. The Defendant acknowledged service on Dec. 11, 1987 by accepting delivery on that date as evidenced by the attached signed return receipt.

Thomas D. O'Shea, Esq.

Jan. 7, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under 201(d) of the Divorce Code, this case is moved to court.

Jan. 25, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

B E V E R L Y A . F A R R E L L and J A M E S R A Y F A R R E L 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.

1987

pro se 1058. Gary A. Fabian	WANDA M. RAMALEY RUNAMUCK CAMPING AREA vs. CHARLES C. PLANERT JUDITH M. PLANERT Filed Dec. 7, 1987 @ 10:49 a.m. Tax & Entry paid $40.25 ✓ Pro Co pd 3/8/88 5.00 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, DISTRICT JUSTICE Dec. 7, 1987 Rule entered upon plaintiff to file Complaint issued. Dec. 7, 1987 Proof of Service filed. Dec. 22, 1987 Complaint filed. Mar. 3, 1988 Upon praecipe of Plaintiff the above action is marked settled and discontinued of record. Paid in full.

1987

Cauley and Conflenti
By: Franklyn E. Conflenti
Robert L. Mellinger

1059.

Culbertson, Weiss
Schetroma & Schug
E. Max Weiss

JAMES E. ZIESKE AND
GLORIA E. ZIESKE, his wife

vs.

GERTRUDE R. WILSON

FILED Dec. 7, 1987
@ 11:51 a.m..

TaX & entry paid	$40.50
Sheriff's costs	43.00
Pro Co Pd 4-11-88	6.00

COMPLAINT IN CIVIL ACTION

2 COPIES (sheriff)

Jan. 7, 1988 Writ Return filed. Before me, the undersigned authority, personally appeared George A. Palombo who being duly sworn according to law, deposes and says that on the 15th day of December, 1987, at 2:30 p.m.,, he served Gertrude R. Wilson at No. 1059 AD Term, 1987, Crawford Co., PA., upon defendant Gertrude R. Wilson at RD #1, Box 95, Georgetown Road, Darlington, PA 16115, By making known the contents thereof to Gertrude R. Wilson and handing to and leaving with her the certified copy of the Complaint received from Crawford County.

George A. Palombo, Deputy Sheriff
Frank Policaro,Jr., Sheriff

SERVED Gertrude R. Wilson withn named defendant by deputizing the Sheriff of Beaver Co. PA., as per his affidavit attached. Served: Dec. 15, 1987.
So answers,

Howard N. Stewart, Sheriff

Jan. 8, 1988 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.

Feb 3, 1988 Answer and New Matter of Gertrude R. Wilson to Plaintiffs' Complaint filed.

Feb. 17, 1988, Petition of Gertrude R. Wilson for Extension of Time to Join Additional Defendants filed.

Feb. 17, 1988, ORDER EXTENDING TIME TO JOIN ADDITIONAL DEFENDANTS filed. AND NOW, this 17th day of Feb. 1988, upon presentation oft he within Petition, it is hereby ordered that the time to join Additional Defendants is extended sixty (60) days from this date without prejudice to the right of the proposed Additional Defendants to challenge the validity of the joinder.

By the Court,
P. Richard Thomas, J.

Feb. 18, 1988, copies to Robert L.Mellinger and E. Max Weiss, attys.

Mar. 2, 1988, Plaintiff's Reply to New Matter filed.

April 11, 1988 Upon Praecipe of Plaintiffs' Attorney this case is marked settled and discontinued of record.

1987

Hayt, Hayt & Landau
By: Scott D. Landau

1060.

Jack, Kookogey & Felton
Robert J. Felton

FORD MOTOR CREDIT COMPANY

VS.

EDWARD W. JUNQUIST

Filed Dec. 7, 1987
@ 1.17 p.m.

Tax & entry paid $40.50 ✓

Sheriff's Costs 28.30 ✓

Pro Co Pd 4-11-88 9.00 ✓

CIVIL ACTION

1 copy (sheriff)

Jan 13, 1988 Sheriff's Return filed: SERVED Edward W. Junquist within named defendant on January 5, 1988, at 12:41 P.M. by handing a true copy of the within Complaint to Anneliese Mulholland, adult person in charge of his residence at 513 West Main Street, Titusville, Crawford County, Pennsylvania. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff

Jan. 26, 1988, Appearance of Jack, Kookogey & Felton, by Robert J. Felton, attorneys for defendatn filed.

Feb. 26, 1988 Answer, New Matter and Counterclaim filed.

Mar. 9, 1988, Plaintiff's Reply to Defendant's New Matter filed.

AND NOW, April 11, 1988 @ 11:23 A.M., Upon Stipulation of Attorneys for Plaintiff and Defendants, Judgment is hereby entered in favor of the Plaintiff and against the Defendant in the Account of Two Thousand Eight Hundred Eighty-two Dollars and Sixty-eight Cents plus court costs.

Also Stipulated that Defendant's Counterclaim is Dismissed with Prejudice, no Writ of Execution will be filed, No Rit of Revival will be filed, and this judgment will not be assigned to any other party.

J-53

DEBT.....$2,882.68 + costs

JUDGMENT

4-11-88 Judgment entered.

James F. Simmons
Prothonotary

April 12, 1988 Notice of Judgment mailed Defendant.

1987

Cauley & Conflenti
By: Franklyn E. Conflenti
Robert L. Mellinger

1061.

Marsh, Spaeder, Baur, Spaeder & Schaaf
By: Wm. Patrick Delaney

JOHN M. PALLA and
MARY E. PALLA

VS.

EDGAR R. TERRILL

Filed Dec. 7, 1987
@ 1:54 P.M.

Tax & entry paid $40.50 ✓

Sheriff's Costs 18.00
Pro Co pd 6/27/88 6.00 ✓

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Dec. 18, 1987 Sheriff's Return filed. SERVED Edgar R. Terrill within named defendant on Dec. 10, 1987 at 8:08 am by handing a true copy of the within Complaint to Edith Terrill, adult member of the family with whom he resides, namely his mother, at their place of residence, 791 Stewart St. Meadville, Crawford County, Pa.

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

De c. 18, 1987 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, By Wm. PatrickDelaney, esq. attorneys for Defendant.

Jan. 14, 1988 Answer filed.

June 27, 1988 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

Knox Graham McLaughlin, Gornall and Sennett Inc.
James T. Marnen
Russell L. Schetroma
E. Max Weiss
Culbertson, Weiss, Schetroma & Schug

1062.

Norman H. Stark
MacDonald, Illig, Jones & Britton

Quinn, Gent, Buseck & Leemhuis,
George Joseph
Newport Steel Corp.

Buckeye Supply Comapny
vs.
Mid-American Natural Resources Inc.

BUCKEYE SUPPLY COMPANY

vs.

MID-AMERICAN NATURAL RESOURCES INC.

vs.

Newport Steel Corporation

Filed Dec. 3, 1987

Tax & entry Paid	$40.50
Sheriff's Costs	37.00
Pro Co Pd 7/21/89	6.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Dec. 22, 1987 Sheriff's REturn filed. Before me, the undersigned authority, per sonally appeared Toby Rigazzi, Deputy who being duly sworn according to law, deposes and says that on the 14th day of December, 1987, at 2:15 p.m., he served a Complaint, filed at No. AD 1062 Term, 1987, Crawford County Pennsylvania, upon Defendant Mid-America Natural Resources, Inc. at place of business, 2005 West Eighth Street Erie County, Erie, Pennsylvania By making known the contents thereof to Fran Beer, adult in charge at time of service and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
So answers, Toby L. Rigazzi, Deputy
Robert D. Nichel, Sheriff
SERVED Mid-America Natural Resources, Inc., within named defendant by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: December 14, 1987.
So answers, Howard N. Stewart, Sheriff

Jan. 6, 1988 Answer filed.

Mar. 11, 1988 Notice Of Filing Interrogatories filed.

April 25, 1988 Answers to Interrogatories by Plaintiff to Defendant (First) Set) filed.

June 22, 1988, Amended Answer of Defendant filed.

June 30, 1988, Appearance of Knox Graham McLaughlin Gornall and Sennett, Inc. by James T. Marnen, attorneys for plaintiff filed.

Sept. 2, 1988 Buckeye's Complaint Against Additional Defendant Newport filed.

Sept. 2, 1988 Buckeye's Reply To Mid-American's Counterclaim filed.

Sept. 13, 1988 Appearance of Quinn,gent, Buseck and Leemhuis, Inc. by George Joseph for appearance Newport Steel Corp., additional defendant filed.

Sept. 13, 1988 Acceptance Of Service filed. On this,the 12th day of September, 1988, George Joseph, the undersigned, ahving entered an appearance as counsel of record for Newport Steel Corporation, hereby accepts service of "Buckeye's Complaint Against Additional Defendant Newport" being authorized to do so by the addtional defendant, Newport Steel Corporation.
George Joseph

Dec. 29, 1988, Additional Defendant New Port Steel Corporation's Answer to Buckeye's Complaint Against Additional Defendant, and New Matter filed.

Jan. 17, 1989 Reply Of Buckeye To Newport New Matter filed.

and consented to by Mid-American Natural Resources, INc.,

July 20, 1989, Upon praecipe of plaintiffs attorney, the above captioned action is marked settled and discontinued, as to all claims of Buckeye Supply Company against Mid-American Natural Resources, Inc., and as to all claims of Mid American Natural Resources, Inc. against Buckeye Supply Company.

Aug. 1, 1989 Motion For Discontinuance Of Action As To Newport Steel Corporation and As To Buckeye Supply Company with Regard To Mid-American Natural Resources, INc.'s Counterclaim and Order filed. AND NOW, this 1 day of Aug., 1989, upon consideration of the foregoing Motion for Discontinuance, the same is hereby GRANTED. The within Cause of action, and nay and all claims by the Plaintiff or the Defendant herein against the Additional Defendant, Newport Steel Corporation, is hereby dismissed and discontinued with prejudice. The within cause of action, and any and all claims by the Defendant herein against the Plaintiff on Defendant's Counterclaim, is hereby DISMISSED and DISCONTINUED with prejudice. The docket shall be marked accordinly. The Prothonotary shall caption this case in the future as Buckeye Supply Co. vs. Mid-American Natural Resources, Inc. P. Richard Thomas, J
Aug. 1, 1989 Copies mailed to James Marnen, Norman Stark and George Joseph and a copy put in Max Weiss's box.

1987

William B. Moore

1063.

IN RE:
INVOLUNTARY DISSOLUTION
OF THE FINE ARTS ASSOCIATION
OF MEADVILLE, PENNSYLVANIA

Filed Dec. 9, 1987
@ 9:26 A.M.

Tax & entry Paid $40.50
on 12/10/87

PETITION FOR INVOLUNTARY DISSOLUTION PURSUANT TO SUBCHAPTER F, CHAPTER 79 OF THE PENNSYLVANIA CORPORATION NOT-SO-PROFIT ACT AND ORDER FILED.

ORDER:
AND NOW, this 9th dayof De.c 1987, on consideration of the foregoing Petition, a hearing on the same is set for the 30th day of Dec. 1987, at 10:00 a.m. in Court Room No. 2, Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
Robert L.Walker, J.

Dec. 10, 1987, copy of order to Atty. W. Moore.

Dec. 31, 1987 Order filed. AND NOW, December 30, 1987, it appearing that the original incorporation was docketed at No . 52 Sept. Term, 1946 and the dissolution wad docketed at a New number, 1987 - 1063, the Prothonotary is DIRECTED to consolidate the dockets at the original number and term, to wit, 52 Sept. Term, 1946 and use that designation on all documents in connection herewith.

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

Jan. 4, 1988 Copies to William Moore

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

1064.

ALICE DALMASO

vs.

DAVID DALMASO

Filed Dec. 9, 1987

Tax & entry Paid	$40.50 ✓
1 count paid	15.00 ✓
1 count pd. 6/7/88	15.00 ✓
Pro Co. PD 10-31-90	9.00
State Surcharge Pd.	10.00

8/3/89 Recd. #300.00 from Plaintiff
10/31/90 Paid #300.00 To Mary Ann Kirkpatrick
Ck #5901

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Dec. 22, 1987 Affidavit Of Service filed. And Now, december 22, 1987, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for Alice Dalmaso, 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 042 056 691, postmaked, December 9, 1987, to the last known address of the defendant, David Dalmaso, Castine Community Hospital, Court Street, Castine, Maine 04421.
3. That the defendant David Dalmaso, on December 15, 1987, 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 2, 1988, Amended Complaint filed, with additional remedies, of counsel fees, costs and expenses. 1 copy (atty)

Jan. 25, 1989, Petition for Exclusive Possession is scheduled for Feb. 15, 1989 at 2:30 p.m. in C. R., No. 1 or 2 of the Crawford CountyCourthouse, in Meadville, Pa.
BY THE COURT,
P. Richard Thomas, J.

Jan. 26, 1989, copy to Atty. Kirkpatrick.

Feb. 15, 1989 Affidavit Of Service filed. And Now, February 10, 1989, comes Mary Ann Kirkpatrick, attorney at law, and affirms as follows:
1. She is attorney for Plaintiff inthe above-captioned matter.
2. She served a copy of the Petition for Exclusive Possesison and Order setting hearing thereon upon the Defendant as follows:
a.) One certified copy was mailed regular mail to Defnedant at Castine Community Hospital, Court Street, Castine, Maine 04421, the address at which Defendant was personally served the Complaint in Divorce and which is his last known address as per the Record in the prothonotary's office of the Court of Common Pleas of Crawford County, Pennsylvania. This copy was returned by the post office with the hand-written notation, "Return to Sender, not in Castine."
b.) One Certified copy was mailed regular mail to Defendant's last kn own employer, Alpine Nursing Manor, 4114 Schaper Avenue, Erie, Pennsylvania 16512 which copy was returned to counsel for Plaintiff with a note indicating that Mr. Dalmaso "...no longer works here and we have no forwarding address." counsel for Plaintiff telephoned Alpine Nursing Manor and learned that Mr. Dalmaso quit on January 23, 1989, sapying that he had "...learned enough there." People at that location have heard, but do not personally known, that Defendant will be working as a nurse on a cruise ship.
c.) One Certified copy was mailed regular mail to the marital residence owned by Plaintiff and Defendant and was not returned by the post office.
d.) On February 3, 1989, she telephoned the marital residence and spoke with Lori Heilman, friend of Defendant, who said that Heilman would talk to Defendant on the telephone concerning the hearing but that Defendant was not expected to attend the hearing.
e.) Plaintiff informed her that Defendant telphoned Plaintiff on Feburary 4, 1989 at 8:00 A.m. and stated that he was aware of the hearing scheduled for February 15, 1989.
Mary Ann Kirkpatrick

Feb. 15, 1989 Findings Of Fact and Order filed. AND NOW, February 15, 1989, exclusive possession of the property of the parties located at 3904 English Avenue, Erie, Pennsylvania, is hereby awarded to Alice Dalmaso, the Plaintiff, pending distribution thereof in any ultimate equitable distribution Order entered in this proceeding.
Any person occupying the premises,unless that occupancy is withthe consent of the Plaintiff and in accordance with her rights to possession, shall forthwith vacate thepremises and return possesison to the said Alice Dalmaso.
BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 15, 1989 Copies to Mary Ann Kirkpatrick

Feb. 23, 1989, Affidavit of Consent of defendant filed.

Apr. 4, 1989 Affidavit Of Consent of Plaintiff filed.

Apr. 18, 1989 Amended Complaint Reinstated.

Apr. 19, 1989 Affidavit Of Service filed. And Now, comes Mary Ann Kirkpatrick, attorney for Plaintiff and affirms as follows:
1. That on June 2, 1988 an amended complaint in Divorce was filed with the Prothonotary. Since the defendnat, David Dalmaso was unlocatable, it was never served.
2. ON April 18, 1989 the Complaint was reinstated and mailed by regular mail tothe last known address of the Defendant in care of Ms. Lori Heilman, 3904 English Avenue, Erie, Pennsylvania 16501.
3. Ms. Heilman is residing in the marital residence and as a friend of Mr. Dalmaso, is in contact with him.
Mary Ann Kirkpatrick

Apr. 19, 1989 Affidavit Of Consent of Plaintiff filed.

June 12, 1989, Inventory and Appraisement of Alice Dalmaso, Plaintiff, filed.

June 30, 1989, Income and Expense Statement of Alice Dalmaso, Plaintiff, filed.

Continued on the next page.

June 30, 1989 Motion for Appointment of Master in Divorce and Order filed. And Now, 7/6/89, 1989 William Peters, Esquire is appointed Master in respect to the following claims:
Deposit required: By Plaintiff $300; By Defendant $200.

PER CURIAM,
P. Richard Thomas, J

July 10, 1989 Copies put in Mary Ann Kirkpatrick and William Peters' box.

June 20, 1990 Memorandum of Agreement as to Divorce, Equitable Distribution, Counel Fees and Court Costs filed.

Oct. 31, 1990 Motion to Withdraw Counts and ORDER filed. AND NOW, this 31st day of October, 1990, the within Motion is allowed.

By the Court:
Gordon R. Miller, J.

Nov. 2, 1990 Copy of Order to Atty. Mary Ann Kirkpatrick.

Oct. 31, 1990 Petition for Return of Master's Fee Deposit Vacation of Appointment of Master filed.

Oct. 31, 1990 ORDER filed. AND NOW, Oct. 31, 1990, it is hereby Ordered that the Prothonotary shall refund the sum of $300.00 to Mary Ann Kirkpatrick, ATtorney for Plaintiff. The appointment of William Peters, Master is hereby vacated.

By the Court:
Gordon R. Miller, J.

Nov. 2, 1990 Copy of Order to Atty. Mary Ann Kirkpatrick.

Oct. 31, 1990 Upon Praecipe of Plaintiff Attorney for Reveiw under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 14, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, December 14, 1990, it is ordered and decreed that Alice Dalmaso, plaintiff, and David Dalmaso, defendant, are divorced from the bonds of matrimony.

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

514
-b-

1987

1987

John R. Gavin

1065.

Dennis G. Kuftic

INTERSTATE PIPE & SUPPLY CO.

vs.

DON HALL, t/d/b/a
DON HALL DRILLING

Filed Dec. 9, 1987
@ 1:45 P.M.

Tax & entry Paid 12-11-87 $40.50 ✓

Sheriffs costs 40.65
Pro Co Pd. 4/29/88 15.00 ✓
Pro Co Pd 8-4-88 26.00 ✓

COMPLAINT

1 copy (sheriff)

Jan. 13, 1988 Complaint Reinstated.

Jan. 5, 1988, Sheriffs Return filed. SERVED AND MADE KNOWN TO Don Hall, t/d/b/a Don Hall Drilling personally the within named defendant on Jan. 21, 1988, at 8:03 a.m. at his place of residence, R. D. #1, Venango, Crawford County, Pa.
So answers, Edgar D. Householder, dep. Sheriff
Howard N. Stewart, Sheriff

April 13, 1988 Answer filed.

Apr 25, 1988 Notice of Default Judgment filed.

Apr. 29, 1988, Upon praecipe of plaintiff attorney, for reference to the arbitrator, the following arbitrators are appointed: Mary Ann Kirkpatrick, Chairman
Terry Toomey
David W. Pickens

May 9, 1988 Arbitrators take qualitying oath.

Aug 3, 1988 Upon Praecipe of Plaintiff's Attorney this case is marked settled and discontinued of record.

William J. Gregg

1066.

JAMES ROZALSKI AND
EDITH ROSALSKI, HIS WIFE

vs.

THE ESTATE OF ANTHONY KUBISIAK, HIS HEIRS AND ASSIGNS AND JOHN KUBISZAK, ADMINISTRATOR OF THE ESTATE OF ANTHONY KUBISIAK HIS HEIRS AND ASSIGNS
AND
ALBERT B. PFENNINGER AND JUNE D. PFENNINGER, HIS WIFE

COMPLAINT - ACTION TO QUIET TITLE

8 copies (atty)

Dec. 21, 1987 Acceptance of Service filed. We do hereby acknowledge receipt of a true and correct copy of the Complaint in Action to Quiet Title filed at A.D. 1987 - 1066 and we state that we have accepted service of said Complaint, by Defendant Thomas, Kubizak, Julia Kubizak, Irwne Kubizak Rosewell filed.

Dec. 21, 1987 Acceptance of service filed. We do hereby acknowledge receipt of a true and correct copy of the Complaint in Action To Quiet Title filed at A.D. 1987-1066 and we state that we have accepted service of said Complaint by Albert B. Pfenninger and June D. Pfenninger filed.

Dec. 30, 1987 Acceptance Of Service filed. We do hereby acknowledge receipt of a true and correct copy of the Complaint in Action to Quiet Title filed at A.D. 1987 - 1066 and we state that we have accepted service of said Complaint.
December 23, 87 Daniel Kubisiak
Ruth M. Kubisiak

Filed Dec. 9, 1987
@ 2:45 P.M.

Tax & entry Paid $40.50 ✓
Pro Co pd 4-4-88 9.00 ✓

Feb. 24, 1988 Affidavit of Service filed.

Feb. 24, 1988 MOTION filed.

Feb. 24, 1988 ORDER filed. AND NOW, Feb. 24, 1988 upon an Affidavit of Service of the Complaint and Notice to Plead having been filed, and no Answer having been made by the Defendants, the Court, upon motion of William J. Gregg, Esq., Attorney for Plaintiffs, hereby decrees that the mortgage dated June 15, 1971, and recorded on June 15, 1971, in Mortgage Book 327, page 176, Crawford Co. Records is satisfied of record; that the title to the hereinafter described property is in the Plaintiffs, that the Defendants, their successors and assigns, be and are hereby forever barred from asserting any right, lien title or interest on the premises hereinafter described to-wit:

ALL that certain piece or parcel of land situate in the Borough of Linesville, Crawford Co. PA., bounded and described as folows, to-wit:

BEGINNING at a point in the south line of Homestead Avenue at the northeast corner of land now or formerly of Doolegy, formerly of Joseph McGuire; thence running east along the south line of Homestead Ave. One Hundred (100) feet to Widdow St., being formerly land of George Stratton; thence south at right angles with Homestead Ave. along Widdow St., formerly land of George Stratton, fifty (50) feet to land formerly of L. V. Wallace; thence westerly along land formerly of L.V. Wallace and others, one hundred (100) feet to land formerly of Joseph MCGuire; thence northerly fifty (50) feet along land now or formerly of Dooley, formerly of Joseph McGuire to the south lien of Homestead Avenue the point and place of beginning, with a frame dwelling house and other buildings thereon.

inconsistent with the interest or claims of the Plaintiffs set forth in their Complaint; from impeaching, denying or in any way attacking Plaintiffs' title to said property; from issuing or maintaining any action attacking same; and from encumbering, mortgaging or conveying the same or any part thereof unless the defendants or any one of them shall, within thirty (30) days of this Order, file with the Court written objections to this Order. If such action is not taken within the thirty (30) days period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final judgment.

Robert L. Walker, J.

Feb. 25, 1988 Copy of Order to Atty. William Gregg.

And now, Mar. 28, 1988 at 10:07 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.
K-16-96; P-13-93

FINAL JUDGMENT
James F. Simmons
Prothonotary

1987

Legal Aid
Brian Lindsay

1067.

KIMBERLY DELP

vs.

CONRAD DELP

Filed Dec. 10, 1987

Tax & Entry Paid $40.50 ✓

Pro Co Pd 4-20-88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 21, 1988 Acceptance of service filed. I, CONRAD DELP, Defendant in the above cited divorce action, hereby accept service of the Complaint in Divorce filed at the above number and term.
Dated: 12/16/87 Conrad B. Delpt

Apr 4, 1988 Notice of Eligibility/Retainer Agreement filed.

Apr 4, 1988 Affidavit of Consent of Plaintiff filed.

April 11, 1988 Affidavit of Consent of Defendant filed.

April 20, 1988 Upon Praecipe of Plaintiff's Attorney for Review Uncer §201(d) of the Divorce Code, this case is moved to Court.

May 5, 1988 **DIVORCE DECREE FILED.**

AND NOW, May 4, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KIMBERLY DELP and CONRAD DELP

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

518

1987

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

1068.

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

VS.

LINDA L. WARNER-JOHNSON AND ARNOLD E. JOHNSON

Filed Dec. 10, 1987
10:43 am

Tax & entry Paid	$40.50 ✓
Sheriff's Costs	25.00
Pro Co pd 1/27/88	9.00 ✓
Exemp. paid 3/17/88	10.00 ✓

COMPLAINT - CIVIL ACTION

2 COPIES (sheriff)

Jan. 5, 1988 Sheriff's rEturn filed. SERVED Linda L. Warner-Johnson within named defendant on December 15, 1987 at 11:17 AM by handing a true copy of the within Complaint to Twila Stiles, adult person in charge of residence, 1188 Pomona Alley, Meadville, Crawford County, PA.
SERVED ARnold E. Johnson within named defendant on December 15, 1987 at 11:18 AM by handing a true copy of the within Complaint to Twila Stiles, adult person in charge of residence, 1188 Pamona Alley, Meadville, Crawford County, PA
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Jan. 27, 1988 at 10:43 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 failure to answer or otherwise plead, and the damages are assessed at the sum of One Thousand Seven Hundred forty and 74/100 plus interest and cost of suit.
J-225-208 Debt. $1,740.74
jdugment entered 1/27/88 Int. from Dec. 3, 1987
Judgment
James F. Simmons
Prothonotary

EX. 1988-48
Dec 16, 1991 Renewal
To:

AD 1991-1230

1987

Bozic & Thomas
By: David P. Truax,
1069.

Joan D. Mason

THEODORE J. HOGUE

VS.

ROBIN K. HOGUE

Filed Dec. 10, 1987
@ 3:20 P.M.

Tax & entry paid	$40.50
Pro Co Pd 1/13/88-	15.00
Pro Co Pd 11/18/88	9.00

COMPLAINT UNDER SECTION 201(c)

of The DIVORCE CODE

1 copy (atty.)

Dec. 22, 1987 Affidavit Of Service Of Complaint In Divorce filed. DAVID P. TRUAX, ESQ., Esquire, being duly sworn according to law, deposes and says that on December 14, 1987, 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, Robin K. Hogue, at Defendant's last known address of 337 Morris Road, Meadville, PA 16335, by Certified Mail No. P 151 159 836, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as December 19, 1987.

David P. Truax

Jan 13, 1988, Petition for Additional Remedies (Custody) filed.

Mar 15, 1988 Affidavit of Consent of Plaintiff filed.

Sept 30, 19 88 Answer to Petition for Additional Remedies and Plaintiff's Counter-claim for Partial Custody &Order and Notice filed: To: ROBIN K. HOGUE, Defendant

An Answer and Counter-claim for Partial Custody has been filed in response to your Petition for Additional Remedies (Custody), to obtain custody of the following child: JESSICA RENEE Hogue.

You are 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 child: JESSICA RENEE HOGUE.

JOHN FULLER, 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 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
c/o Prothonotary
Courthouse
Meadville, Pennsylvania 16335
Telephone: (814) 724-4636

BY THE COURT,
Robert L. Walker, Judge

Oct 3, 1988 Copies of order to Attys. Joan Mason and D. Truax.

Nov. 7, 1988 Affidavit of Consent of Defendant filed.

Nov. 14, 1988 ORDER filed. AND NOW, November 14th, 1988 after mediation conference before John Fuller, Esq., and based upon an agreement of the parties IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Jessica Hogue and Ashley Hogue shall be shared between the mother and the father, that is each shall be entitled to take part fully in decisions affecting the children's education, religious instruction, medical treatment and other such decisions and each parent shall be entitled full access to school records, medical records and other important records.

II. Physical custody of Jessica Hogue and Ashley Hogue shall be with their mother,Robin K. Hogue, subject to the following conditions:

A. The father shall be entitled to visit and take Jessica Hogue into his custody every other weekend beginning November 11, 1988 from Friday at 12:00 Noon until Monday at 12:00 Noon.

B. The father shall be entitled to visit and take Jessica Hogue and Ashley Hogue into his custody every other Sunday beginning November 20, 1988 from 10:00 a.m. until 9:00 p.m.

C. The father shall be responsible for providing transportation for the children on weekend and Sunday visits.

D. Holidays shall be defined as Christmas, Thanksgiving and Easter. On even numbered years, the father shall be entitled to have the children in his custody on Thanksgiving and Easter and the mother shall be entitled to have the children in her custody on Christmas Day. On odd numbered years, the father shall be entitled to have the children in his custody on Christmas Day and the mother shall be entitled to have teh chidlren in her custody on Thanksgiving Day and Easter Sunday. On holidays when the children are in the custody of the mother, the father shall be entitled to have the children in his custody on the evening preceding such holidays from 4:00 p.m. until 8:00 p.m. Holiday visitation shall take precedence over weekend visits.

E. Beginning with the Summer of 1989 the father shall be entitled to have teh children in his custody for one week in June, one week in July and one week in August. The father shall notify the mother at least thirty (30) days in advance of the week in each month that he intends to have the children in his custody.

F. In the event the father's shift is changed from the second shift to the first shift, the father's visits with Jessica as set forth in paragraph (A) above shall be changed to 3:00 p.m. Friday to 8:00 p.m. Sunday.

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

H. Neitehr mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.

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

J. 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.

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

P. Richard Thomas, J.

Nov. 16, 1988 Copy of Prder to Attys. David Truax, Joan Mason, John Fuller, Plaintiff, Defendant.

Nov. 18, 1988 , Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Continued on page 573

1987

William J. Gregg

1070.

MATTHEW M. DECEDER

VS.

CARRIE E. OTT

Filed Dec. 11, 1987
@

Tax & entry paid	$40.50
Sheriff's Costs	21.15
Pro Co Pd 2/12/88	9.00

COMPLAINT

1 copy (atty.)

Jan. 14, 1988 Sheriff's Return filed. SERVED Carrie E. Ott within named defendant on January 11, 1988 at 3:43 PM by handing a true copy of the within Complaint to Rebecca Ott, adult member of the family with whom she resides, namely her mother, at their residence, Aldina Drive, Conneaut Lake, Crawford County, PA
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Feb. 12, 1988 at 3:35 P.M., upon praecipe of plaintiff attorney, with notice of default attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for failure to aNSwer, in the amount of Fourteen Thousand Four Hundred Four and 41/100 Dollars, plus damages for int. and costs of action.
Judgment entered-2/12/88
0 - 35

Debt-----$14,404.41
JUDGMENT
James F. Simmons,
Prothonotary

1987

Stephen H. Hutzelman

1071.

CHRYSLER FIRST CONSUMER DISCOUNT COMPANY

VS.

KENNETH V. FULLER and DEBORAH FULLER, his wife

Filed Dec. 11, 1987
@ 10:51 am.

Tax & entry paid	$40.50
Sheriff's Costs	31.84
Pro Co Pd 9-20-89	9.00

a 1985 Victorian mobile home, 14 X 70, serial number 9187, located at Route 18, Box 369, Albion, Pennsylvania.
F-101,41

COMPLAINT

2 copies (sheriff)

Jan. 5, 1987 Sheriff's REturn filed. SERVED AND MADE KNOWN TO Deborah Fuller personally the within named defendant on December 15, 1987 at 10:43 AM by handing a true copy of the within Complaint to her at her place of residence, Rt. 18, Box 369, Albion, Crawford County, PA.
SERVED Kenneth V. Fuller within named defendant on December 15, 1987 at 10:44 AM by handing a true copy of the within Complaint to Deborah Fuller, adult member of the family with whom he resides, namely his wife at their residence, Rt. 18, Box 369, Albion, Crawford County, PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Sept 20, 1989 @ 11:43 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 defendants for failure to file an answer within the time prescribed for possession of the property described in the Complaint,
Writ of Seizure
JUDGMENT
James F. Simmons
Prothonotary
Sept 21, 1989 Notice of Judgment mailed defendants.

EXECUTION 1989-101

Fuller, Kinnunen,
Petruso & Gamble
By: Ann Hansen Gamble

1072.

WILMA I. DRAKE

VS.

RICHARD A. DRAKE

Filed Dec. 11, 1987
@ 11:03 a.m.

Tax and entry paid $40.50

COMPLAINT IN DIVORCE

1 copy (atty)

Dec 22, 1987 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 December 17, 1987, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested to, Richard A. Drake, %Allan Drake, R.D.2, Box 40A, Pleasantville, PA 16341, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

July 7, 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 12-22-87 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before August 5, 1997, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before 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: July 3, 1997 Anthony J. Vardaro, J
July 7, 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)

1987

Crawford Legal Aid Office
By: Brian Lindsay

1073.

RUBY J. BROWN

vs.

CLYDE BROWN

filed Dec. 11, 1987

Tax & entry paid $40.50 ✓
Pro Co pd 7/25/88 9.00

COMPLAINT IN DIVOR CE

1 copy (atty)

Feb. 11, 1988, Affidavit of Service filed. I, Richard STinson, being duly sworn according to law, depose and say that I am a competent adult; that I served the complaint in Divorce filed in the above cited matter on Clyde Brown, personally, by handing him a true and correct ocpy thereof and informing him of its contents at 493-H Fairmont Apt. on Sunday, Dec. 13, 1987, at approx. 4:30 p.m.

I verify that the statements made in this affidavit are true and correct, etc.
Date: 2/10/88 Richard Stinson

Apr. 29, 1988 Notice Of Eligibility/Retainer Agreement filed.

Apr. 29, 1988 Affidavit Of Consent of Plaintiff filed.

July 25, 1988 Affidavit Of Consent of Defendant filed.

July 25, 1988 Upon praecipe of Plaintiff For Review Under 201(c) of the Divorce Code, this case moved to court.

Aug. 2, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, August 2, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

R U B Y J . B R O W N and C L Y D E B R O W N

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

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

Edward J. Balzarini

Balzarini, Carey & Watson

1074.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss

WILLIAM C. DETHLEFS, JR., EXECUTOR OF THE ESTATE OF WILLIAM C. DETHLEFS, DECEASED, AND WILLIAM C. DETHLEFS, JR., ADMINISTRATOR W.P.A. OF THE ESTATE OF MARIE BRADLEY DETHLEFS, DECEASED

vs.

CONSTANCE MARIE SORG

Filed Dec. 14, 1987
@ 10:56 a.m.

Tax & entry Paid $40.50
Sheriffs Costs 41.30
Pro Co pd 3/21/89 6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 8, 1988, Writ Returned.Before me, the undersigned authority, personally appeared Ronald L. Clark, Dep. Sheriff who being sworn a ccordint to law, deposes and says that on the 22nd day of dec. 1987, at 10:40 a.m. he served Writ AD 1987 - 1074 on Constance Marie Sorg zt 183 Ray Rd. Jamestown, Pa. by making known the contents thereof to Grace Sorg, adult member of family at the residence and handing to and leaving with her the cert. copy of summons received from Crawford County.

Ronald L. Clark, Dep. Sheriff

So answers, Donald A. Marenchin, Sheriff, Mercer Co.

SERVED Constance Marie Sorg by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service attached.
Served: Dec. 22, 1987.
So answers, Howard N. Stewart, Sheriff

Jan. 13, 1988, Appearance of Culbertson, Weiss, Schetroma & Schug, attorneys for defendant filed. (E. Max Weiss, Esq)

Apr. 28, 1988 Notice Of Deposition of Constance Marie Sorg filed.

Mar. 21, 1989 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

MacDonald, Illig, Jones & Britton
Marcia H. Haller

1075.

TABITHA R. NAYLOR, A MINOR, BY KIMBERLY NAYLOR, MOTHER AND NATURAL GUARDIAN OF TABITHA R. NAYLOR

vs.

CYLINDA COULSON

Filed Dec. 14, 1987
@ 11:17 a.m.

Tax & entry Paid $40.50 ✓
Pro Co Pd 1/22/88 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 11, 1988 Petition For appointment Of Guardian and Approval of Settlement of a Minor's Claim and Order filed. AND NOW, this 11th day of Jan., 1988, upon consideration ofthe foregoing Petition for Appointment of Guardian and Settlement of Minor's Claim, it is ORDERED AS FOLLOWS:

(b) That the proposed structured settlement and resulting future payments to Tabitha R. Naylor as payment in full for all claims Kimberly Naylor and Tabitha R. Naylor may have against Cylinda Coulson relating tothe accident of November 4, 1986 is approved and the Guardian is authorized and directed to execute a Settlement Agreement in the form attached tothe Petition as Exhibit C on behalf of said minor, releasing Cylinda Coulson from any and all liability relating to said accident of November 4, 1986, and any injuries resulting therefrom.

Robert L. Walker, J

Jan. 11, 1988 Copy of order to Marcia Haller

Jan. 22, 1988, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.

1076.

Bruce A. BARrett

PETITION FOR INVOLUNTARY TREATMENT

of

JEANETTE L. HERRINGTON

Filed Dec. 14, 1987

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 & 305)

Dec. 30, 1987, ORDER filed. AND NOW, December 29, 1987, the court having been advised that the patient has been placed locally and that the petitioner desires to withdraw the petition filed Dec. 14, 1987 it isORDERED AND DIRECTED that the petition be and the same is hereby withdrawn. BY THE COURT,
P. Richard Thomas, J.

Dec. 30, 1987, copies to Attys. J. Petruso, Bruce A. barrett, and Mr. Dickey.

1987

Phillips and Galanter
Cary W. Valyo

1077.

JENNIFER CLARK

vs.

CURLEY J. KERNS

Filed Dec. 14, 1987
@ 12:41 p.m.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 22.15
Pro Co Pd 3/2/88 9.00 ✓
Plaintiffs costs 30.00
Pro Co Pd 5/9/88 (CERTS) 2.00 ✓

COMPLAINT

1 copy (sheriff)

Jan. 19, 1988 Sheriff's Return filed. AND NOW, January 7, 1988 The attached complaint against Curley J. Kerns defendant is being returned unserved.
So answers, Robert N. Michel, Sheriff
Roger Gunesch, Deputy Sheriff
Received Sheriff's REturn of "Unserved" from Erie County Sheriff as tothe within named defendant Curley J. Kerns, as of January 7, 1988. Return attached.
SERVED AND MADE KNOWN TO Curley J. Kerns personally the within named defendant by handing a true copy of the within Complaint to himon January 12, 1988 at 11:21 AM at his place of residence, 502 Dale Avenue, Cambridge Springs, Crawford County, PA
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, March 2, 1988 at 1:18 P.M., upon praecipe of plaintiff attorney, with affidavit of non military service, copy of default notice, certificate of addresses, and plaintiff's billiof costs, attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, damages assessed in the amount of Six Thousand One Hundred Ten and 55/100 Dollars.
Judgment entered - 3/2/88 Debt.....$6,110.55
K - 34
JUDGMENT
James F. Simmons,
Prothonotary

Mar. 4, 1988, Notice of entry of judgment mailed defendant.

Bruce A. Barrett

Legal Aid
Brian Lindsay

1078.

Culbertson, Weiss, Schetroma and Schug withdrawn
~~Mary Ann Kirkpatrick~~

CHARLENE TURNER

vs.

JAMES A. TURNER

Filed Dec. 14, 1987
@ 1:18 p.m.

Tax & entry Paid $40.50 ✓
Pro Co Pd 2-18-98 9cr ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, James A. Turner, dft, have been sued in court to obtain custody of James A. Turner, Jr.

You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

If you fail to appear asprovided by this order or to bring the child, an order for custody may be entered against you or the court may issue a warrant for your arrest.

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

It is further ordered that neither party may remove the minor child, James A. Turner, Jr. from this jurisdiction until further order of court.

Crawford County Bar Assn. Ser. tothe Pub. Comm. 310-312 Chestnut St, Meadville, Pa. 16335. 724-7719.

BY THE COURT,
P. Richard Thomas, J.

Jan 6, 1987 Appearance of Culbertson, Weiss, Schetroma & Schug by Mary Ann Kirkpatrick, Esq. for Defendant filed.

6-22-93 Received from dft 75cr Med. Chrts
6-28-93 Pd C.C. Com. mediation fee ck# 7634
1-19-98 Ref from dft 75.00
3-18-98 300.00
Pro Co Pd #11675 75.87
2-18-98
Pd pltf refund 115.13
3-20-98 Ref from dft med fee 75.87
4-6-98 Pd Co med Rep. 75.87

Mar. 2, 1988, Affidavit filed. I, Brian Lindsay, Esq. after being duly sworn according to law, depose and say that I am the atty. of record for Charlene Turner and that as such I am authorized to execute this; that I did, on the 17th day of Dec. 1987, send by Cert. Mail, Addressee ONly, Ret. Rec. REq. to James S. Turner, a true and correct copy of the Complaint at his last known address of R. D. #1, Cambridge Springs, Pa. 16403 as evidenced by the attached senders receipt P 276 200 193 and that on the 21st day fo Dec. 1987, I did receive the duly executed return rec. dated the 18th day of Dec. 1987. (verification)

Dated: 2/26/88 Brian Lindsay, Esq.

June 19, 1992 Appearance of Bruce A. Barrett for Plaintiff, filed.

July 6, 1992, Petition for Costs and Expenses and Order filed. ORDER: AND NOW, this 6 day of July 1992, upon consideration of the foregoing Petition, a hearing is set for the 20 day of July, 1992 at 3:30 p.m. in C. R. No. 1 or 2.

Anthony J. vardaro, J.

July 9, 1992, copies to Bruce barrett and M. Kirkpatrick attys.

July 20, 1992 Proof of Service of Court's order of July 6, 1992, filed.

July 20, 1992 Appearance of Bruce A. Barrett for Plaintiff, field.

July 21, 1992 ORDER filed. AND NOW, July 20, 1992, after an informal hearing and argument on the Plaintiff's petition for costs and expenses in the amount of $300.00 that she incurred to travel to Pennsylvania for the purpose of engaging in custody mediation in this case, said petition is denied as the Court is not satisfied that the Defendant acted improperly or in bad faith in not responding to a settlement proposal which could have brought this matter to a conclusion short of a mediation hearing and short of a trip to Pennsylvania by the Plaintiff.

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

July 21, 1992 copies distributed

Aug 4, 1992 ORDER filed. AND NOW, August 3, 1992, after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED as follows, to wit:

I. Legal custody of James A. Turner, Jr., shall be shared between the mother and the father, the Plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the child such as the education, medical treatment and religious instruction of the subject child.

II. Physical custody of James A. Turner, Jr., shall be with his father, subject tot he following conditions:

A. Custody of the child shall be alternated on the Christmas holiday. In 1992 and even numbered years thereafter the child shall be in the custody of the father for the Christmas holiday. In 1993 and odd numbered years thereafter the child shall be in the custody of the mother for the Christmas holiday from the day after school for the holidays and until December 30th of such year.

B. The child shall be in the custody of the mother from July 20, 1992, until Aug. 16, 1992.

C. Beginning with the summer of 1993, the child shall be in the custody of the mother for a period of one and one-half months, which, unless other wise agreed between the parties, shall be from June 15th to August 1st, of each year.

D. Transportation of the child on holidays and summer visits shall be provided as follows: the mother shall pay all costs in connection with the Christmas visits. The costs of transportation for summer visits shall be equally divided between the parties.

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

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

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

CONTINUED ON PAGE 604

Brian Lindsay
Legal Aid

1079.

ANNA F. DUNCAN

vs.

ROBERT D. DUNCAN

Filed Dec. 14, 1987
@ 1:23 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 4-11-88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 2, 1988 Affidavit filed. I, BRIAN LINDSAY, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for Ann F. Duncan and that as such I am authorized to execute this Affidavit; that I did, onthe 17th day of December, 1987, send by Certified Mail, Addressee Only, Return Receipt Requested to Rober D. Duncan a true and correct copy of the Complaint in Divorce at his last known address of Box 208, Meadville, Pennsylvania 16335 as evidenced by the attached sender's receipt No. P 276 200 194 and that on the 21st day of December, 1987, I did receive the duly exeucted return receipt dated the 19th day of December, 1987.

I verify that the statments made in this affidavit are true and correct. I understand that false statemnts herein made are subject tothe penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities
Date: 2/29/88 Brian Lindsay

Mar. 29, 1988, Affidavit of Consent of plaintiff filed.

Mar. 29, 1988, Affidavit of Consent of defendant filed.

Apr 11, 1988 Upon Praecipe of Plaintiff's Attorney, this case is moved to Court.

April 22, 1988 DIVORCE DECREE FILED.

AND NOW, April 22, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ANN F. DUNCAN AND ROBERT D. DUNCAN

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 A. Barrett

1080.

WILLIAM J. PENN

vs.

GWENDOLYN H. PENN

Filed Dec. 15, 1987
@ 1:55 P.M.

Tax & entry Paid $40.50
Pro co Pd 5/15/90 6.00

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Dec. 24, 1987 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct copy of the Complaint Under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant on December 15 1987.
3. The registered mail was sent to Gwendolyn H. Penn at Crestwood Nursing Home, 101 Whippany Road, Whippany, New Jersey 07981. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on December 18, 1987. Said receipt card number P 547 807 180 is attached hereto and signed by Gwendolyn H. Penn.

Bruce A. Barrett

May 11, 1990, Upon praecipe of plaintiff attorney, the above captioned action is hereby discontinued of record.

1987

Watts, Pepicelli,
Youngs and Youngs PC
Theodore H. Watts

1081.

Mason and MaSON
Joan D. Mason

FRANK M. SHANDRICK III

vs.

SARAH O. SHANDRICK

Filed Dec. 15, 1987
@ 4:11 P.M.

Tax & entry Paid $40.50
Pro Co pd 3/31/89 30.00
Pro Co pd 6/7/89 9.00
State pd 6/7/89 10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Aug. 29, 1988, Motion to approve Service and to Appoint a Master in Divorce filed.

Aug. 29, 1988, ORDER filed. AND NOW, August 29, 1988, the plaintiff having filed a Motion to approve Service and to Appoint a Master in Divorce to determine the plaintiff's right to divorce on fault grounds of indignities to the person, and it appearing that service was effectuated by certified mail, an order approving service would be surplusage, and it further appearing that the Complaint does not allege any fault grounds for divorce, a Master for the holding of a hearing on that issue could not be appointed until the complaint is amended after Court approval, the present motion, is, therefore, denied.

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

Aug. 29, 1988, copies to Atty. Watts and dft mailed by Judge's Secretary.

Sept. 19, 1988, Motion to Amend Complaint, Order and Amended Complaint filed.
ORDER: AND NOW, this 19 dayof Sept. 1988, after consideration of the plaintiff's motion, leave is hereby granted to plaintiff to amend his complaint to add the ground of indignities to the person of the plaintiff.

By the Court,
P. Richard Thomas, J.

Sept. 21, 1988 copy to Atty. T. Watts.

Sept 29, 1988 Motion for Appointment of Master and Order filed: AND NOW, September 30, 1988 William L. Walker, Esquire is appointed Master in respect to the following claims:
Deposit required: By Plaintiff $150.00; By Defendant $150.00.

PER CURIAM.
Robert L. Walker, Judge

Oct 4, 1988 Copies of order to Attys. Watts.

Nov. 23, 1988, Upon praecipe of defendant attorney, Rule entered Upon Plaintiff to File Bill of Particulars issued.

Dec. 1, 1988 - 11-30-88 Service of the foregoing Rule is hereby accepted by Theodore H. Watts, atty. for Plaintiff filed.

Mar 6, 1989 Bill of Particulars filed.

Mar. 20, 1989 Notice Of Scheduled Master's Hearing filed.

Mar. 31, 1989 Petition For Additional Remedies filed. (Equitable Distribution and Alimony, Alimony Pendente LIte, Counsel Fees and Court Costs and Travel Expense)

Apr. 14, 1989, Notice of Cancellation of Master's Hearing filed.

June 2, 1989 Affidavit Of Consent of Plaintiff filed.

June 2, 1989 Affidavit of Consent of Defendant filed.

June 2, 1989 Affidavit of Service filed. THEODORE H. WATTS, Hereby certified that he is the Attorney for the Plaintiff, FRANK M. SHANDRICK III, in the within Action and that a copy of the Amended Divorce Complaint was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, SARAH O. SHANDRICK, at 100 Glendale ave., Apt. C, La Grange, North Carolina 28551, on September 30, 1988, and was received by the defendant on OCtober 3, 1988. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".
I verify that the statements made inthis 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. Theodore H. Watts

June 2, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

June 16, 1989 Stipulation and Decree filed.

AND NOW, this 16 day of June, 1989, the court orders and decrees as follows:
1. DIVORCE: Upon consideration of the pleadings and affidavits afiled in the above-captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, onthe 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. EQUITABLE DISTRIBUTION A. Plaintiff shall pay to defendant the sum of $200.00 per month for a period of fifteen months beginning with the first full month following the granting of a final decree in divorce, said payments to be made on or before the 10th day of each month. Said payments shall be made, if possible, through allotment or a similar method, directly from Plaintiff's military pay, and Plaintiff shall cooperate in signing the necessary to accomplish this, and shall continue direct pay until paid in full.
B. Each party shall retain those items of tangible personal property that he or she now has in his or her possession.
3. ATTORNEY FEES AND COURT COSTS: A. Plaintiff shall be responsible for all court costs in connection with this litigatio
B. Plaintiff shall immediately pay to Defendant's attorney, Joan D. Mason, the sum of $600.00, by way of certified check or money order, which payment shall be due simultaneously with his signature on the Stipulation attached hereto.
4. Neither party hereto shall be required to file an inventory and appraisement, nor an income and expense statement, as each par ty has knowledge sufficient to his or her satisfaction, of the assets, debts, and expenses of the other party hereto.
5. Defendant waives any interest she may otherwise have had in Plaintiff's Military retired pay.
6. Neither party hereto shall make nay claim against th eother party hereto, other than as may be required to enforce the terms of this decree. In the event that the Plaintiff fails to comply with the terms of this decree, he shall be responsible for any court costs or attorney fees incurred by the Defendnat, to enforce her rights hereunder.

BY THE COURT,
P. Richard Thomas, J

10/18/88 Recd. $150.00 From Plaintiff
6/21/89 Paid $75.00 To William L. Walker Master Fee Ck#5133
6/21/89 Paid $75.00 To Watts, Pepicelli, Youngs & Youngs P.C. Ck 5134

June 21, 1989 Petition for Retund and Payment of Master's Fees and Order filed. AND NOW, this 21st day of June, 1989, upon consideration of the within Petition, the Prothonotary of Crawford Co. is hereby directed to pay to William L. walker, the sum of $75.00 for Master's Fees, a and the sum of $75.00, which represents the balance of Master's fees deposited with the Prothonotary, to Watts, Pepicelli, Youngs and Youngs, attorneys for Frank M. Shandrick III, plaintiff
By the Court,
Robert L. Walker, J
June 21, 1989 Copies of orde rput in Atty. Watts, Mason and Walker's box.

Bozic and Thomas
R. Charles Thomas

1082.
Watts,Pepicelli,Youngs and Youngs
Christopher J. Youngs

SHERRI M. JOHNSTON

vs.

ROBERT G. JOHNSTON

COMPLAINT IN DIVORCE,EQUITABLE DISTRIBUTION, CUSTODY, COUNSEL FEES
ALIMONY PENDENTE LITE
1 copy (atty)

Jan. 29, 1988 Appearance of Watts, Pepicelli, Youngs and Youngs, by Christopher J. Youngs, Attorney for defendant filed.

Filed Dec. 16, 1987
@ 9:27 A.M.

Tax & entry Paid $40.50 ✓
3 Counts paid 45.00 ✓

John Fuller, Mediator
Mediation cost 120.00 ✓
Pro Co pd 7-18-88 9.00 ✓
Pro Co Pd 11-14-88 9.00 ✓

7-18-88
Recd $60.00
from Plaintiff
7/26/88 Recd. $60.00 From
Defendant
Recd Sept 1, 1988
$60.00
Vivian Stoltz
Recd Sept 1, 1988
$60.00
Vivian Stoltz

June 3, 1988 Petition for Child Custody and/or Visitation and Order filed: You, Sherri Johntson, Plaintiff, have been sued in Court to obtain partial custody or visitation of the children: Aaron D. Johnston.

You are ordered to appear in person for a conference at such time and place as may be set by John Fuller, Child Custody Mediator. You are further ordered to bring with you the above-named children.

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
Service to the Public Committee
310-312 Chestnut Street
Meadville, Pa 16335
Telephone: (814) 724-7719

Date: 6/3/88

BY THE COURT,
P. Richard Thomas, J.

June 13, 1988 4:07 P.M. Affidavit of Service Filed: Christopher J. Youngs, hereby certifies that he is the Attorney for the Defendant, Robert G. Johnston, in the within Action and that a copy of the Petition for Child Custody and/or Visitation was sent by certified mail, return receipt requested, deliver to addressee only to the plaintiff, Sherri M. Johnston, at 1002-B, APT 104, Berkshire Drive, Meadville, Pennsylvania 16335 on June 7, 1988 and was received by the Plaintiff on June 9, 1988. The receipt for the certified mail and the return receipt are attached hereto marked Exhibit "A".

Christopher J. Youngs

June 13, 1988 @ 4:06 P.M. Verification of Petition for CHild Custody filed.

July 5, 1988 Order filed. AND NOW, July 5, 1988, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Aaron D. Johnston shall be shared between the mother, Sherri M. Johnston, and the father, Robert G. Johnston, that is, each shall be entitled full access to school records, medical records and other important records and that each shall be entitled to take part in decisions affecting the child such as religious instruction, education, medical treatment and other important decisions.

II. Primary physical custody of the minor child, Aaron D. Johnston, shall be with his mother, Sherri M. Johnston, subject to the following conditions:

(1) The father shall be entitled to visit and take the child with him to the father's home in Florida for a one month period from July 7, 1988 until August 7, 1988. The expense and responsibility of transporting the child to and from Florida in 1988 an din subsequent years shall be borne by the father.

(2) In 1989 the father shall be entitled to visit and take the child to the father's home in Florida for a period of six(6) weeks during the Summer months of June, July or August. The Father shall notify the mother ninety (90) days in advance of the exact six week period.

(3) In 1990 and in subsequent years the father shall be entitled to visit and take the child to the father's home in Florida for a period of eight (8) weeks during the Summer months of June, July or August. The father shall notify the mother ninety (90) days in advance of the exact eight week period.

(4) The father shall be entitled to visit and take the child inhis custody for five (5) days every year during the child's Christmas vacation. This five day period shall includ Christmas Day every other year with the father having the child on Christmas Day on odd numbered years and the mother having the child for Christmas Day on even numbered years.

(5) In the event the father is able to afford to do so the father may also visit and take the child into his custody every Easter for a period of time corresponding to the child's vacation from school.

(6) Neither parent shall say or do anythiing in an attempt to turn the child against the other parent, but on the other hand, shall do everything in the power of each to foster a favorable and loving attitude onthe part of the child towards both parents.

(7) Both parents shall notify the other parent as soon as possible in the event of an emergency or illness concerning the child and each parent shall supply the other with a current telephone number.

(8) This order is entered without prejudice to the right of either party to request a further mediation conference or hearing at any time after the child's first Summer visit.

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

Cost of the mediation conference shall be equally divided between the parties

Robert L. Walker, J

July 5, 1988 Copies of order to R. Charles Thomas, Christopher Youngs, Plaintiff, Defendant and John Fuller

Aug 10, 1988 Affidavit of Consent of Plaintiff filed.

Aug 10, 1988 Affidavit of Service of Complaint filed: R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on December 22, 1987, 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, Robert G. Johnston, at Defendant's last known address of RD#1, Atlantic, Pennsylvania 16111, by Certified Mail No P414 739 147, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly

Continued on next page...

executed return receipt card showing date of delivery as January 9, 1988.

Bozic & Thomas
R. Charles Thomas, Attorneys for Plaintiff

Sept. 23, 1988 Affidavitf Of Consent of Defendant filed.

Nov 4, 1988 Postnuptual Agreement filed.

Nov 4, 1988 Upon Praecipe of Plaintiff's Attorneyfor Review Under §201(c) of the Divorce Code, this case is moved to court.

Nov. 23, 1988 **DIVORCE DECREE FILED.**

AND NOW, this 23rd day of November , 1988 , it is ordered and decreed that SHERRI M. JOHNSTON, Plaintiff, and ROBERT G JOHNSTON, Defendant, are divorced from the bonds of matrimony.

It is further ordered:

1. That the tangible marital personal property presently in the possession of the Plaintiff shall become her sole and exclusive property; that the tangible marital personal property presently in the possession of the Defendant shall becom e his sole and exclusive property.

2. Defendant shall pay to Mellon Bank, N.A. the sum of $1,900.00 as settlement in full of a certain indebtedness incurred by the Plaintiff and the Defendant and evidenced by a Judgment Note dated September 2, 1986 in the original principal amount of $7,213.09, said amount to be forwarded to Mellon Bank, N.A. forthwith.

3. Defendant shall pay Plaintiff the sum of $4,000.00 representing past due spousal support, pursuant to an Order entered in the Domestic Relations Office of Crawford County,Pennsylvania at D.R. 1987 -653, which sum shall be paid in thefollow-ing manner, to-wit: $2,000.00,which has heretofore beenpaid and an additional $2,000.00 on or before August 19, 1990.

4. Marital real estate lo cated at R.D.# 1, Atlantic, Greenwood Township, Crawford County, Pennsylvania, which is being purchased from the Veteran's Administration, Washington, D.C., pursuant to an installment sales contract, will be listed for sale for the price or sum of $38,000 and the net proceeds from said sale shall be divided equally between the Plaintiff and the Defendant; in the event that the net proceeds from the aforesaid sale are insufficient to liquidate the obligation due to the Veteran's Administration then in that event the Plaintiff and Defendant shall be equally responsible for the remainder of the indebtedness to the Veteran's Administ-ration. In the event the Plaintiff and the Defendant are unable to market the marital real estate located at R.D.# 1, Atlantic, Greenwood Township, Crawford County, Pennsylvania, within thirty (30) days of the date of this Decree then in that event the Plaintiff and Defendant will execute an Assignment of all of their right, title and interest in and to the aforesaid property to the Veteran's Administration.

BY THE COURT,
Robert L. Walker, J.

532
-b.

1987

1987

Louis D. Musica 1083.	JAMES A. HUGHES vs. H. BREF, INC., Filed Dec. 16, 1987 @ 2:00 P.M. Tax & entry Paid $40.50 ✓ Sheriff's Costs 18.00 Pro Co Pd 2/8/88- 6.00 ✓	COMPLAINT 1 copy (atty) Jan. 19, 1988 Sheriff's Return filed. SERVED H. Bref, Inc. within named defendant on January 12, 1988 at 10:57 AM by handing a true copy of the within Complaint to Bernard Helperin, owner, at their place of business, Mac's Place, R. D. #3, Baldwin Street, Ext., Meadville, Crawford County, PA So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff Feb. 5, 1988, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Watts, Pepicelli,
Youngs and Youngs PC
Alan L. Pepicelli

1084.

ALISA A. WARNER

vs.

KEVIN L. MINEWEASOR AND
CHRISTIAN INSTITUTE OF
HUMAN RELATIONS t/a/d/b/a
HERMITAGE HOUSE

Filed Dec. 16, 1987
@ 3:02 P.M.

Tax & entry Paid	$40.50
Sheriff's Costs	51.00
Pro Co pd 2/3/88	6.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

(Jury Trial Demanded)

Jan 22, 1988 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Harry Holmwood, Deputy, who being duly sworn according to law, deposes and says that on the 30th day of December, 1987, at 2:18 P.M., he served a Complaint filed at AD 1987-1084, Crawford County, Pennsylvania, upon defendant Christian Institute of Human Relations t/a/d/b/a Hermitage House at RD#1, Cambridge Road, 13041, Route 99, Erie County, Edinboro, Pennsylvania. By making known the contents thereof to Pamela Marsh, adult in charge at the time of service and handing to and leaving with her the certified copy of the Complaint received from Crawford County, Pennsylvania.

Harry I. Holmwood, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED Christian Institute of Human Relations by deputizing the Sheriff of Erie County, Pa., as per affidavit of service hereto attached. Served Dec. 30, 1987.

SERVED Kevin L. Mineweasor within named defendant on January 13, 1988 at 9:07 A.M. by handing a true copy of the within Complaint to Ellen Mineweasor, adult member of the family with whom he resides, namely his mother, at their residence, 661 Hickory Street, Meadville, Crawford County, Pa.

So answers,

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

Feb. 2, 1988 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1987

Fuller, Kinnunen,
Petruso & Gamble
Gary A./ Fabian
1085.

Bozic & Thomas
John H. Bozic, Jr

RONALD C. AMOS

vs.

ANNETTA L. AMOS

Filed Dec. 16, 1987
@ 3:47 P.M.

Tax & entry Paid	$40.50
1 count paid	15.00
	15.00
Pro Co Pd	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 COPY (atty)

Dec. 31, 1987 Entry Of appearance And Acceptance of Service filed. I, John H. Bozic, Jr., do hereby appear in the above captioned matter on behalf of the defendant, Annetta L. Amos, and do hereby accept service on behalf of the defendant of a true and correct copy of the complaint..

John Bozic, Jr.

Dec. 31, 1987 Answer To Complaint In Divorce and counterclaim filed. (Alimony Pendente LIte, Permanent Alimony, Counsel fees, expenses and Costs|

Feb. 9, 1988, Entry of Appearance and Acceptance of Service filed. I, John H. Bozic, Jr. do hereby appear in the above captioned matter on behalf of the defendant, Annetta L. Amos, and do hereby accept service on behalf of the defendant of a true and correct copy of the complaint. John H. Bozic, Jr. Esq.

Mar. 30, 1988, Inventory and Appraisement of Ronald C. Amos filed.

May 20, 1988 Affidavit of Consent of Defendant filed.

May 23, 1988, Affidavit of Consent Under 201(c) of Plaintiff filed.

June 7, 1988, Upon praecipe of plaintiff attorney, for review under 201(c) of the divorce code filed.

June 29, 1988 **D E C R E E F I L E D .**

!. **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 fromthe date of filing of the complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 201(c) ofthe Pennsylvania Divorce Code.

2. **REAL ESTATE:** The two parcels of real estate jointly owned by the parties to wit: the former marital residence located on South watson Run road in Vernon Township, Crawford County, Pennsylvania, and the rental property located at 540-540½ Arch Street, Meadville, Crawford County, Pennsylvania, are and shall continue to be listed for sale with a real estate broker acceptable to both parties for sale to a third party and/or third parties.

(a) The former marital residence is listed for sale for $40,000.00 and the rental real estate is listed fo sale for $25,000.00. If either property has not sold by October 19, 1988, the parties shall accept the first offer to purchase the marital residence which is in excess of $38,000.00 and the first offer to purchase the rental real estate which is in excess of $23,000.00 The parties, however need not accept any offer after October 19, 1988, in excess of the above stated minimum amounts, but less than the listed sale price, if any other terms of the offer of purchase materially alter the expenses and costs of sale customarily and usually attendent to a seller upon a sale of real estate.

(b) Net procceds of the sale and/or sales of the real estate shall be divided between the parties hereto upon the bases of seventy (70%) percent to husband and thirty (30%) percent to wife.

(c) Net proceeds shall be determined by deducting from gross proceeds of sale the normal and customary expenses of sale including broker's commission, seller's share of transfer taxes, seller's share of real property taxes and an attorney's fee not to exceed $150.00 per closing. Net proceeds shall also be determined by deducting from the gross proceeds of sale all of the debts of the parties which existed as of December 15, 1987, the parties' date of separation which include all liabilities identified in the inventory and appraisement filed in this matter by husband except for the Montgomery Ward charge account which obligation arose after separation and which debt shall be the sole responsibility of husband.

(d) In the event of separate sales and/or closings of the two parcels of eal estate, upont he first closing, the proceeds, up to the full amount thereof, shall be applied toward the satisfaction of the liabilities of the parties as set forth above in paragraph 2, subparagraph b. No division of net proceeds shall take place between the aprties until all of the liabilities set forth abov ehave been satisified in full.

(e) Until sal eof all real estate is completed, husband shall pay the liabilities of the parties identified above. In determining net proceeds and prior to a division of net proceeds, husband shall be reimbursed for all payments made towards satisfaction of the liabilities of the parties as set forth above which payments are made after the date of separation of the parties.

(f) Plaintiff husband shall act as manager of the rental real estate and collect the rentals therefrom and apply the same toward expenses of operating and maintaining the said premises as rental real estate. To the extent that liabilities of the parties are paid fromthe rentals, husband shall not be reimbursed for such payments. It is understood that rentals are approximately equal to or less than the amount of the expenses of operating and maintaining the rental real estate and husband shall not be required to accoung for rental income in any way to wife other than to make application of the same to the expenses and maintenance of the rental property.

3. **DEBTS AND OBLIGATIONS:** The parties represent to each other that there are no debts or obligations other than those identified in the inventory and appraisement of husband and each shall be soley responsible and hold th eother harmless for any sole obligation incurred after the date of separtion or for any charge made upon any account after the date of separation. Specifically, husband shall pay the Montgomery Wards charge account identified in his inventory and appraisement.

4. **VHEICLES:** Wife shall retain the 1979 Honda Civic and husband shall transfer to her the 1969 Dodge Dart. Husband shall retain the 1966 Chrysler and the 1976 Honda 750CC motorcycle.

5. **PERSONAL PROPERTY:** The parties have already divided the tangible personal property they owned to their satisfaction and each shall keep those items that he or she has in his or her possession.

6. **CHECKING AND SAVINGS ACCOUNTS:** The parties hereto have already divided to their mutual satisfaction, any checking and savings accounts that they owned at the time of their separation, and each shall retain the proceeds of those accounts which he or she now has.

7. **MUTUAL FUND:** As to the Connecticut Mutual MFS Government Guaranteed Security Trust, the husband shall pay to wife immediately the sun of $412.52, which shall be a full and complete accounting to wife and any right or interest in and to this account, said sum representing thirty (30%) percent of the marital value of husband's life insurance.

8. **LIFE INSURANCE:** Husband shall pay to wife immediately the sum of $168.17 which sum shall be a full and complete accounting to wife of any right or interest in the life insurance of husband, said sum representing thirty (30%) percent of the marital value of husband's life insurance.

9. **RETIREMENT AND EMPLOYMENT RELATED BENEFITS:** Neither party shall make any claim to any retirement benefits, pension benefits, health or related employment-provided or employment-contributed benefits, which any party may have pursuant to his or her employment during the term of this marriage. Wife acknowledges that husband may have significant benefits through his employment, earned during the course of the marriage.

Continued on page 569

James Bukac

1086.

Richard M Rosenthal
for Dept. of Trans.,
Com of Pa.

Substitute J. Elise Tourek
for Richard Rosenthal

JOHN C. GROVE AND
LISA M. GROVE

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
AND JOHN P. PALMER

Filed Dec. 17, 1987
@ 11:18 A.M.

Tax & entry Paid $40.50 ✓
Sheriff's Costs 93.10
Pro Co Pd 8/14/90 6.00

SUMMONS IN CIVIL ACTION
Issued (sheriff)

Jan 14, 1988 Writ Reissued.

Jan 21, 1988 Writ Returned: AND NOW, December 28, 1987, at 1:10 P.M. SERVED THE WITHIN SUMMONS UPON Attorney General BY PERSONALLY HANDING TO Gail Gastrock, Sec'y and person in charge at time of service, a true attested copy of the original summons and making known to her the contents thereof at 16th Floor, Strawberry Square, Harrisburg, Dauphin County, Penna.

And Now: December 28, 1987 at 1:45 P.M. served the within Summons upon Department of Transportation by personally handing to Dotty Kostelec, Sec'y a true attested copy of original Summosn and making known to her the contents at Trans. & Safety Bldg., Harrisburg, Dauphin County, Penna.

William H. Livingston, Sheriff
Handwriting Illegible, Deputy Sheriff

Before me, the undersigned authority, personally appeared James Nelson, who being duly sworn according to law, deposes and says that on the 6 day of Jan., 1988, at 9:47 A.M., he served Summons, filed at AD 1987-1086, Crawford County, Pennsylvania, upon defendant Torts Litigation Unit, at 4th Floor Manor Bldg. Pgh., Pa by making known the contents thereof to Donna Scott, recp. and handing to and leaving with her the certified copy of the received from Crawford.

James Nelson, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Commonwealth of Pennsylvania by deputizing the Sheriff of Allegheny County, PA. as per his affidavit of service attached. Served Torts Litigation Unit on January 6, 1988.

SERVED Department of Transportation by deptizing the Sheriff of Dauphin County, Pa. as per his affidavit of service attached. Served on December 28, 1987.

SERVED AND MADE KNOWN TO John P. Palmer personally the within named defendant by handing a true copy of the within Summons to him on January 14, 1988 at 11:42 A.M. at his place of employment, Pa Dept of Transportation, Mercer Pike, Meadville, Crawford County, Pa.

So answers,

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

Jan. 22, 1988, Appearance of Richard M. Rosenthal, Dep. Atty. Gen, on behalf of Com. of Pa., dept. of Trans., filed

Jan. 22, 1988, Upon praecipe of defendant Com. of Pa. Department of Transportation,, Rule entered upon the plaintiff to file Complaint within 20 days, issued. Issued (Atty. Rosenthal)

Feb 1, 1988 Service of Foregoing Rule accepted by attorney for plaintiff.

May 23, 1988, Complaint filed. 2 copies (atty)

July 13, 1988 Substitution of Counsel of Office of Attorney General of J. Elsie Tourek and remove Richard M. Rosenthal for Defendants filed.

Oct. 5, 1988 Appearance of LeRoy S. Zimmerman Attonrey General by J. Elise Tourek for Commonwealth of Pennsylvania, Department of Transportation filed.

Oct. 5, 1988 Preliminary Objections filed.

Oct. 5, 1988 Upon praecipe of Attorney J. Elise P. Palmer the above captioned case is placed on the next available agrument list.

ON ARGUMENT LIST FOR NOVEMBER 21, 1988

Oct. 24, 1988 Amended Complaint filed.

Nov. 3, 1988 Motion to Withdraw Preliminary Objections and Order filed.Order: AND NOW, to-wit, this 4th day of November, 1988, it is HEREBY ORDERED, ADJUDGED AND DECREED that the Motion to Withdraw Preliminary Objections on behalf of the Commonwealth of Pennsylvania , Department of Transportation and John P. Palmer is granted.

Robert L. Walker, J.

Nov. 9, 1988 copies of order to James Bukac and J. Elise P. Palmer, esqs.

Mar. 3, 1989 Request To Produce Under PA R.C.P. 4009 Directed To Plaintiffs filed.

Mar. 3, 1989 Answer and New Matter filed.

Apr. 3, 1989 Reply To New Matter filed.

AUG. 14, 1990, Upon pra ecipe of plaintiff attorney, the above captioned civil action is hereby discontinued of record; certificate issued.,

1987

M. Kirkpatrick
Bozic and Thomas
R. Charles Thomas

1087.

Brian Lindsay

GARY H. KEARNEY

vs.

CHRISTINE ROZELLE

Filed Dec. 18, 1987
@ 10:18 a.m.

Tax & entry Paid $40.50 ✓
Mediation Costs. 122.00
Wm. Pineo

COMPLAINT FOR CUSTODY

1 copy (atty)

1 copy (mediator)

ORDER: You, Christine Rozelle, dft, have been sued in court to obtain custody ofthe following child: Rachel M. Kearney

You are hereby ordered to appear in person at such time and at such place as is hereby designated by theCustody Mediator hereinafter appointed for a conference.

You are further ordered to bring with you the following named child: Rachel M. Kearney.

WILLIAM PINEO, ESQ. 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 child an order for custody amy be entered against you or the court may issue a warrant for your 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 Assoc. SEr. to the Pub. Committee
310-312 Chestnut St, Meadville, Pa. 16335
Tele: 814 724-7719 BY THE COURT,
P. RichaRD Thomas, P.J.

Jan. 14, 1988 Affidavit Of Service filed. And Now, January 14th, 1988, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Gary H. Kearney, Plaintiff in the above captioned matter.
2. That on information furnished to former Attorney, R. Charles Thomas by the Plaintiff, he caused a certified copy of the Complaint for Custody to be forwarded by Certified Mail No. P 414 739 150, postmarked December 21, 1987, to the last known address of the Defendant, Christine Rozelle, 1203 Chula Court, Meadville, Pennsylvania 16335.
3. That the Defendant, Christine Rozelle, on January 4, 1988, 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 Kirpatrick

Feb 3, 1988 Affidavit of Service of Subpoena filed.

Feb 11, 1988 Temporary Order filed: AND NOW, this 9th day of Feb., 1988, after Mediation in the above referenced matter,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The question of legal custody shall be held in abayance pending further investigation by the Mediator.
2. The parties shall share physical custody of Rachel. The mother shall have primary physical custody of Rachel and the father shall have temporary physical custody and visitation with her every Wednesday and Sunday from noon to 6:00 p.m., beginning February 14. Beginning March 5, he shall have visitation with Rachel every weekend from Saturday at noon to Sunday at 6:00 p.m.
3. The Mediator informs the Court that he will require further time to fully investigate the matter by talking with Rachel's physician and he is hereby directed to carry out the investigation promptly and give the court his final report.
4. Either party may move the Court for a hearing de novo for a period of 30 days from date hereof. If neither party so moves, this Order shall be considered permanent except for the provisions noted above.

By the Court,
Robert L. Walker, J.

Feb 12, 1988 Copies of order to R. Charles Thomas and William Pineo, Esq.

May 25, 1989 TEMPORARY ORDER filed. AND NOW, this 25 day of May, 1989, 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 custody whall be awarded to the Defendant mother. The matter of whether shared legal custody is in order can be raised by either party after the child's fifth birthday.
2. The parties shall share physical custody of Rachel. The mother shall have primary physical custody of Rachel and the father shall have temporary physical custody and visitation every weekend, except for the last weekend of every month, from Saturday at noon to Sunday at 6:00 p.m.
3. The parties are free to make alternative or additional arrangements regarding visitation, provided that they both agaree. If the parties disagree, then this Order shall govern strictly.
4. Each party shall teach Rachel to give to the other party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the estimation of the child.
5. Costs and fees of this Mediation, which are fixed at $122.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
6. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. IF neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. WAlker, J.

May 31, 1989 Copy of Order to Attys. M. A. Kirkpatrick, Brian Lindsay, William Pineo., defendant.

June 23, 1989 Motion To Withdrawl Appearance and Order filed. And now, 6/23/89, the within Motion is granted. BY THE COURT, P. Richard Thomas, J

June 27, 1989 Copies of order put in Attys, Kirkpatrick, LIndsay and Pineo's box

Continued on Page 592

1987

Jack, Kookogey &
Felton
Robert J. Felton

1088.

ABBY E. WAGNER

vs.

CLARENCE E, WAGNER

Filed Dec. 18, 1987
at 2:32 P.M.

Tax & entry Paid $40.50 ✓
Pro Co Pd 1-27-88 9.00 ✓

COMPLAINT UNDER 201(d) OF DIVORCE CODE

1 copy (atty)

Dec. 18, 1987, Plaintiffs Affidavit Under Section 201(d) of the Divorce Code filed.

Jan 27, 1988 Affidavit of Service filed: I, Robert J. Felton, Esq., of 144 West Spring Street, Titusville, Pennsylvania, Attorney for Abby E. Wagner, Plaintiff in the above action, do hereby certify that I served a certified copy of the Complaint in Divorce filed at the above term and number upon the Defendant, Clarence E. Wagner, 205 Brook Street, Titusville, Pennsylvania 16354, by mailing the same to him by Certified Mail No. P 266 225 761, the same being posted at the Titusville, Pennsylvania, Post Office on December 21, 1987, and having been received by the Defendant on December 22, 1987, as verified by the receipt for certified mail and the return receipt attached hereto.

Robert J. Felton

Jan 27, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the Divorce Code, this case is moved to court.

Feb. 12, 1988 **DIVORCE DECREE FILED.**

AND NOW, February 10, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ABBY E. WAGNER and CLARENCE E. WAGNER

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

1987

Mason and Mason
Joan D. Mason

1089.

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

NAOMI J. TROJAK

vs.

JAMES C. TROJAK

Filed Dec. 18, 1987

Tax & entry Paid	$40.50	✓
1 count paid	15.00	✓
Gary Fabian, master		
Pro.Co. pd. 11/2/92	9.00	✓
State Paid 11/2/92	10.00	

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

2 copies (atty)

Jan. 4, 1988 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 December 21, 1987 mail to the above Defendant, James C. Trojak by certified mail #P-547-808-324, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by James C. Trojak on December 28, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney

Apr. 5, 1990, Answer and counterclaim filed.

Apr. 5, 1990, Affidavit of Consent of defendant filed.

Feb. 19, 1991, Inventory and Appraisement of James Trojak filed.

Feb. 21, 1991, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Feb. 21, 1991, Motion for Appointment of Master in Divorce and Order Appointment of Master filed. AND NOW, 2/25/91 Gary Fabian, Esq. is appointed Master in respect to the following claims:
Divorce
Equitable Distribution
Defendatn has filed an inventory and plaintiff is directed to file an answer thereto on or before March 19, 1991.
Deposit required: By Plaintiff $300.,00 By Defendant $300.00

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

Mar. 1, 1991, copies to J. Mason J. Irwin and G. Fabian, Esqs

Mar. 22, 1991 Petition For Additional Remedies (Alimony, Alimony Pendente Lite, Counsel Fees and court Costs) and Order filed. AND NOW, this 22nd day of March, 1991, upon consideration of the attached Petition for Additional Remedies - Alimony, Alimony Pendente Lite, Counsel Fees ad Court Costs, hearing i set for the 2nd day of May, 1991, at 11:00 o'clock a.m., in Courtroom #1 or 2, Crawford County County Courthouse, Meadville, Pennsylvania.

PER CURIAM,
Gordon R. Miller, J

2 copies atty.

Apr 30, 1991 Inventory and Appraisement of Plaintiff filed.

Apr. 30, 1991 Income and Expense Statement of Plaintiff filed.

May 2, 1991 Motion to Refer Plaintiff's Petition for Alimony, Counsel Fees and Costs to appointed Master, Gary Fabian and Order filed: AND NOW, May 2, 1991 Motion granted.
Gordon R. Miller, J.
May 2, 1991 Copies of order put in Attys. Mason, Irwin and Fabian's boxes.

May 2, 1991 Affidavit of Consent of Plaintiff filed.

May 2, 1991 Affidavit of Consent of Defendant filed.

May 2, 1991 Defendant's Income and Expense Statement filed.

May 6, 1991 proof of Notice of Master's Hearing filed.

May 6, 1991, Memorandum of Pre -Hearing Conference, filed.

May 15, 1991 ORDER filed. AND NOW, May 14, 1991 after informal hearing on the plaintiffs petition for alimony pendente lite, counsel fees and costs, it is ordered as follows:

1. The sum of $750 shall be taken from the parties IDS fund to be paid to Joan D. Mason, esq. to apply on plaintiffs counsel fees. The parties shall take all necessary steps to accomplish that withdrawal. The ultimate allocation of the responsibility for counsel fees shall be made by the Master, and or the court as part of the final decree unless the parties, in the meantime, can resolve counsel fees and expenses amicably.

2. The defendant shall pay alimony pendente lite to the palitniff in the amount of $360 per month for the months fo May, June July and August of 1991 which said payment shall be made on or before the last day of each month beginning with May 31, 1991. Said amount is based upon the defendants average net income fo $1,300 per month and the plaintiffs average net income of 439 per month based upon income for the year 1991. The Master and the court shall have the right to address alimony pendente lite further if the facts, circumstances and law justify the same.

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

May 15, 1991 copies of order to Attys. J. Mason J. Irwin and G. Fabian.

Jan. 10, 1992 Proof Of Notice Of Master's Hearing filed.

Feb. 12, 1992 NOTICE OF MASTER'S HEARING and PROOF OF NOTICE OF MASTER'S HEARING filed.

Mar. 5, 1992, Transcript of Stipulation taken at Master's Hearing filed.

Rec'd 2/21/92 from Defendants Master fee $300.00

Recvd 2-27-92 from Defts. Master fee 900.00

Paid Gary Fabian Esq Master 3/30-92 #756.55 per etrader Ck# 6739

Pd Deft 3-30-92 Refund master fee per etrader Ck #6740 #143.45

Continued on Page 612

Fuller, Kinnunen
Petruso and Gamble
John D. Petruso

1090.

Bradley Foulk

JOHN LEUTE

vs.

HARRY WILSON

Filed and issued
Dec. 18, 1987

Tax & entry Paid $40.25 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30 -3 -03

Dec. 18, 1987, Rule Entered Upon plaintiff to file complaint Issued.

Dec. 24, 1987, Upon praecipe of plaintiff attorney,Appeal Stricken in accordance with Pa. R.C.P.D.J. #1006, for failure to comply with Rule #1005(b).

APPEAL STRICKEN
James F. Simmons, Prothonotary

Feb 22, 1988 Motion to Reinstate Appeal and Stay Writ of Execution and Order filed: AND NOW, TO-WIT, this 22nd day of February, 1988, upon consideration of the Defendant's foregoing Motion, a Rule to Show Cause is issued upon the Plaintiff to show cause why said Motion should not be granted, returnable the 23rd day of February, 1988, in Courtroom No 2, at 3:00 o'clock P.M.

Robert L. Walker,
J.

Feb 23, 1988 Copies of order to John Petruao and Bradley Foulk, Esqs.

Feb. 29, 1988 RE: Motion To Reinstate Appeal And Stay Rite Of Execution and ORDER filed. And now, Feb. 23, 1988, after argument in chambers, the motion to reinstate the appeal is denied and the Court also denies the request to stay a writ of execution with a sale originally scheduled for Feb. 24, 1988. In this regard however, the Court is informally advised that a message from the District Justice Office indicated that the sale had been continued by the constable to March 2, 1988. In the event the Court's information is incorrect the sale scheduled for Feb. 24, 1988, is automatically continued until March 2, 1988.

By Order of The Court,
P. Richard Thomas,P.J.

March 3, 1988, Copy of Order to Attys. John Petruso and Bradley Foulk.

1987

Jorden and White
William T. Jorden

1091.

MacDonald, Illig, Jones
& Britton - Norman Stark

MARIE TAGLIAFERRI

vs.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

Filed Dec. 18, 1987
@ 4:01 P.M.

Tax & entry Paid	$40.50
Sheriff's Costs	36.00
Pro Co Pd 2/10/89	6.00

COMPLAINT

1 copy (sheriff)

Jan 15, 1988 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Roger Gunesch, Deputy, who being duly sworn according to law, deposes and says that on the 29th day of December 1987, at 3:00 P.M., he served a Complaint, filed at AD 1987-1091, Crawford County, Pennsylvania, upon defendant National Fuel Gas Distribution at 800 State Street, Erie County, Erie, Pennsylvania by making known the contents there of to Carl Carlotti, attorney for Defendant and handing to and leaving with him the certified copy of the Complaint received from Crawford County.

Roger Gunesch, Deputy
Robert D. Michel, Sheriff

Served National Fuel Gas Distribution Corp. within named defendant by deputizing the Sheriff of Erie County, Pa. as per his affidavit of service hereto attached.

Served: December 29, 1987.
So answers, Howard N. Stewart, Sheriff

Feb. 5, 1988, Answer filed.

Sept. 13, 1988 Notice Of Service Of INterrogatories and Request For Production to Defendant (first Set) filed.

Sept. 20, 1988 Answer To New Matter filed.

Nov. 7, 1988 Answers to Interrogatories and Requests for Production of Documents Addressed to Defendant (First Set) filed.

Dec. 21, 1988, Notice of Deposition of Robert H. Baker (Dr.) filed.

Jan. 6, 1989 Certificate Of Readiness filed.

On February 1989 Trial List

Jan. 31, 1989, PRETRIAL CONFERENCE MEMORANDUM - by Robert L. Walker, J. - filed.
Jan. 31, 1989, Copies sent to attorneys by Judge Walker's sec.

Feb. 3, 1989, Deposition of Robert H. Baker, M.D., filed.

Feb. 10, 1989, Upon praecipe of plaitniff attorney, the above captioned case is marked settled and discontinued of record.

William L. Walker

1092.

WATTS, PEPICELLI, YOUNGS & YOUNGS, PC
Christopher J. Youngs

2/20/90 Recd. $41.00 From Defendant

Recd 3-1-90
$41.00
Vivian Stoltz

3/1/90 Recd $41.00 From Plaintiff

Recd 6-1-90
$41.00
Vivian Stoltz

WILLIAM W. CONSLA

vs.

NANCY J. CATALANO

Filed Dec. 21, 1987

Tax & entry Paid $40.50 ✓
William Pineo, Mediator
Mediation Costs 82.00
9.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Nancy J. Catalano, dft, have been sued in court to obtain custody of the child: Justin A. Catalano.

You are ordered to appear in person at such time and such place as WILLIAM PINEO, child custody mediator, orders.

Pending the Mediation Conference, temporary custody of the child shall remain with Nancy J. Catalano and dft. is hereby ordered to bring the chid with her to the Mediator Conference.

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. Assoc. Ser. to the Publ Committee, 360 Chestnut St, Meadville, Pa. 16335 814 724-7719.

BY THE COURT,
P. Richard Thomas, J.

Jan. 6, 1988 Affidvit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esq., Aty. for plaintiff in this action and certifies that on Dec. 29, 1987 she delivered to the Post Office in Meadville, PA for delivery to Nancy J. Catalano at 225 Walker 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 the time receipt for certified article no. P-547 808 015 which is attached hereto as Exhibit "A". Thereafter on Dec. 31, 1987 it was returned to William L. Walker, return receipt card bearing the same number and signed by Nancy Catalano said return receipt card being attached hereto as Exhibit "B".

Vicki Bradshaw

Apr 19, 1988 Appearance of Watts, Pepicelli, Youngs and Youngs, PC by Christopher J. Youngs, Esq. for Defendant filed.

Apr. 29, 1988 Temporary Order filed. AND NOW, this 29th day of April, 1988, after Mediation in the above referenced matter andupon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall have primary physical custody of the subject minor child, Justin A. Catalano.
2. The mo;ther shall have primary physical custody of the subject minor child.
3. The Father shall have the right of visitation and temporary physical custody every Sunday from noon to 6:00 p.m., starting with the first Sunday after the date of the Order Starting July 2, 1988, the Sunday visitations shall cease and the father shall have the right of visitation of alternate weekends from Saturday at noon through Sunday at 6:00 p.m. Starting September 9, 1988 the schedule shall be charnged so that the father shall have visitation with Justin on alternate weekends from Friday at 6:00 p.m. through Sunday at 6:00 p.m.
4. The father shall have the right of visitation and temporary custody for three weeks in the summer of 1989 beginning with the beginning of the fourth week in June through the end of the first two week of July. For the summer of 1990 and in years thereafter, the father shall also have physical custody and visitation during the last three weeks of August.
5. Holiday are defined as Memorial Day, Independantce Day, Labor Day, Thanksgiving, and Easter. Holdiay visitations shall be from 9:00 a.m. to 6:00 p.m. That father shall have visitation with Justin for Memorial Day, 1988, and the parties shall thereafter alternate the holidays. In addition to the holiday provisions, the father shall also have the right of visitation with Justin every Christmas Day for a period of three (3) hours, as may be arranged between the parties. Holiday visitation shall take presidence over the other provisions of this Order relating to periods of custody and visitation.
6. Neither party shall be under the influence of alcohol or illegal drugs when he or she has custody of the subject minor child.
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 children and neither shall do or say anything to blacken the character ofthe other in the eyes of said children.
8. Each party, while in the presence ofthe children, shall treat the other party in a civil and friendly manner. Each party shall instruct his or her friends or relatives to treat the other party, his or her friends and relatives, in a civil and friendly manner and not to disparage them in any wsay in the hearings of the subject minor child.
9. Transportation shall be provided by the children receive the child in the exercise of his or her custodial of visitaiton rights.
10. Costs and fees of this Mediation, which are fixed at $82.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.
11. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J

May 2, 1988 Copies of order to William Walker, Christopher Youngs, Plaintiff, Defendant and William PIneo

1987

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

1093.

DOLLAR SAVINGS ASSOCIATION

vs.

DALLAS L. FOLMAR

Filed Dec. 21, 1987
@ 10:23 a.m.

Tax & entry Paid	$40.50
Sheriffs costs	23.00
Sheriff's Costs	10.00
Pro Co Pd 6/1/88	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Feb. 9, 1988, Sheriffs Return filed. After due and diligent search and inquiry, was unable to find or locate the defendant mentioned herein, Dallas Folmar, domicile, or any one legally authorized to represent 16736, upon whom servie could be made Bristoe Avenue, House empty -Gas Meter cut off 2/1/88-red trim house. I, therefore, return these papers to curt not served.
H. Cummins, Deputy Sheriff
Parish of East Baton Rouge, La.

On Dec. 22, 1987, a cert. letter, postage prepaid, was mailed to Dallas 1. Folmar at 16736 Bristoe Ave, Baton Rouge, La 70816, which was returned as per letter hereto attached.

SERVED and made knownto John Marke, person in possession of the property, at 629 Cutler St, Meadville, Crawford County, Pa. on Dec. 22, 1987, at 8:12 a.m.

NOT FOUND as to the within named defendant Dallas L. Folmar, as per affidavit attached from Sheriff Elmer B. Litchfield, East Baton Rouge Parish, La. Unable to locate, house empty, gas meter cut off 2/1/88.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Feb. 19, 1988 Complaint Reinstated.

Mar. 16, 1988 Sheriff's Return filed. Not Found, as to within named defendant Dallas L. Folmer, as per affidavit received from Sheriff Elmer B. Litchfield, Baton Rouge, LA 70821 and hereto attached.
So answers, Howard N. Stewart, Sheriff

Mar. 31, 1988 Motion To Serve Compaint Pursuant To Special Order of Court and Order filed. AND NOW, this 31st day of March, 1988, upon consideration of Plaintiff's Motion To Serve Process By Publication, it is hereby ordered that the Plaintiff shall serve the Complaint pursuant to Pa. RCP No. 430(b)(1) by advertising a notice of the action once in the Crawford County Legal Journal and once in the Meadville Tribune. a newspaper of general circulation within Crawford County. The publication shall contain the caption of the action and the anmed ofthe parties, state the nature ofthe action and conclude with a notice sustantially in the form provided by rule 430(b)(1). By the Court
Robert L. Walker, J

Apr. 4, 1988 Copy of order to Paul Shafer

Apr 21, 1988 Affidavit of Service filed: PAUL D. SHAFER, JR., being duly sworn according to law, deposes and says that he is one of the attorneys for the Plaintiff; that pursuant to the Order of The Honorable Robert L. Walker dated March 31, 1988, he served a copy of the Complaint upon the Defendant pursuant to Pa. RCP No. 430(b)(1) by advertising a notice of the action once in the Crawford County Legal Journal and once in the The Meadville Tribune. Proofs of publication and copies of the legal notices are attached hereto as Exhibits "A" and "B".
Further Deponent sayeth not.
Paul D. Shafer, Jr.

And Now, June 1, 1988 at 2:24 p.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, damages assessed in the amount of Fourteen Thousand Nineteen and 83/100 Dollars. (Judgment includes int. to May 27, 1988 of $1,094.81; late chgs. $19,54; escros deficiency $25.32; and atty fees of $613.34)
judgment entered - 6/1/88
F - 41

Debt --- $14,019.83
JUDGMENT
James F. Simmons,
Prothonotary

June 2, 1988, NOtice of entry of judgment mailed to defendant.

EXECUTION 1988 - 45

Feeman & Feather
John E. Feather, Jr.

1094.

TITUSVILLE AGWAY COOPERATIVE INC. A NEW YORK CORPORATION

vs.

JOSH L. PRATHER AND JEANNIE PRATHER, HIS WIFE

Filed Dec. 21, 1987
@ 10:35 a.m.

Tax & entry Paid	$40.50
Sheriff's costs	32.25
Pro Co Pd 2/22/88	9.00

COMPLAINT

2 copies (sheriff)

Jan 29, 1988 Sheriff's Return filed: SERVED AND MADE KNOWN TO Josh L. Prather, within named defendant, by handing a true copy of the within Complaint to Jeannie Prather, adult member of the family with whom he resides, namely his wife, on January 13, 1988 at 2:42 P.M. at their place of residence, R.D.#2, Spartansburg, Crawford Co., Pa.

SERVED Jeannie Prather personally, the within named defendant on January 13, 1988 at 2:43 P.M. at her place of residence, R.D.#2, Spartansburgh, Crawford County, Pa.

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

Feb. 22, 1988, And Now, at 1:28 P.M., upon praecipe of plaintiff attorney, with attorney's affidavit and copy of default notice attached, Judgment is hereby entered in favor of the above named plaintiff and against the defendants for want of an answer, damages assessed in the amount of Eight Thousand Two Hundred Sixty Seven and 75/100 Dollars, plus costs and interest.

P - 94, 94 DEbt - - $8,267.75

Judgment entered 2/22/88

JUDGMENT
James F. Simmons,
Prothonotary

Feb. 23, 1988, notices of entry of judgment mailed to defendants.

Bozic and Thomas
David P. Truax

1095.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
John B. Brautigam

4/18/89 Pass Book #5219-0968 In Safe (Marine Bank) See O.C. Order

JANEL L. HAMILTON, A MINOR, BY HER NATURAL PARENTS AND GUARDIANS, WALTER P. HAMILTON AND DIANA L. YOUNGS, AND WALTER P. HAMILTON AND DIANA L. YOUNG, IN THEIR OWN RIGHT

vs.

JOSEPH F. KLESZCZOWSKI - dft.
~~Walter P. Hamilton and Diana L. Young, add'l dfts.~~

Filed Dec. 21, 1987
@ 12:42 P.M.

Tax & entry Paid	$40.50
Sheriff'sCosts	24.20
Pro Co Pd 3/29/89	5.00
Pro Co Pd 4/3/89	6.00

COMPLAINT (TRESPASS)

1 copy (sheriff)

Jan. 29, 1988 Sheriff's Return filed. SERVED AND MADE KNOWN TO Joseph F. Kleszczowski personally the within named defendant by handing a true copy of the within Complaint to him on January 15, 1988 at 1:50 p.m. at his place of residence, R.D. #2, Centerville, Crawford County, PA.
So answers, Edgar D. Householder, deputy sheriff
Howard N. Stewart, Sheriff

Feb 3, 1988 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss, Esq. for Defendant filed.

Mar. 14, 1988, Answer, New Matter and New Matter Pursuant to 2252(d) of Original Defendant, Joseph F. Kleszczowski to Plaintiffs' Complaint, filed.

Mar 14, 1988 Certificate of Service of Answer and New Matter of Original Defendant filed.

Sept. 23, 1988, Oral Deposition of Joseph Kleszczowski filed.

Jan. 20, 1989, Oral Deposition of Timothy Downing, M.D., filed.

Mar. 29, 1989, Upon praecip of attorney for Jos. Kleszczowski, original defendant, joinder of Walter p. Hamilton and Diana L. Young as additional defendants, discontinued of record.

Mar. 31, 1989, Upon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record.

Mar. 31, 1989 Petition For Authority To Compromise and Settle A Minor's Claim and Action and To Allow Counsel Fees and expenses and direct Distribution Pursuant To Rule 2039 of the Pennsylvania Rules of Civil Prodedure and Order For Approval Of Compromise, Allowance Of Counsel Fees and Expenses and Direction For Distribution filed. AND NOW, this 31st day of March, 1989, on presentation and consideration of the within Petition and upon oral motion of counsel for the Petitioners with Petitioners present in open Court, it is ordered that the parties may compromise and settle this action upon the terms of the proposed settlement and compromise set forthin the Petition filed by Walter P. Hamilton and Diana L. Young, parents and natural guardians of the minor plaintiff, Janel L. Hamilton; the parents are further directed to sign the Release of all claims provided by the Defendant.
It is further ordered and decreed that the total settlement proceeds of Sixty-five Thousand ($65,000.00) Dollars may be disbursed by counsel for the Petitioners as follows:
A. The sum of $2,873.18 to Walter P. Hamilton and Diana L. Young natural parents and guardians of the minor plaintiff as reimbursement for expenses.
B. The sum of $2,343.29 to be disbursed for unpaid medical expenses as set forth in Paragraph 7(g) - (k) of the within Petition for unpaid medical expenses.
C. The sum of $16,000.00 to Bozic & Thomas as counsel fees.
D. The sum of $1,426.65 to Bozic & Thomas as reimbursement for out-of-pocket expenses in connection with the litigation and as set forth in Paragraph 11(a) - (k) of the within Petition.
E. The balance remaining in the sum of $42,356.88 shall be deposited in the name of Janel L. Hamilton, a minor in a savings account in Marine Bank, Meadville, Pennsylvania, and no withdrawal therefrom can be made until the said Janel L. Hamilton reaches majority except as authorized by Order of court. Proof of deposit shall be promptly filed with the Court. Should a guardian of the estate of said minor be appointed by further Court Order and qualified to receive the sum so deposited in savings, the same shall be transferred to the qualified guardian upon further Order of the Court.
BY THE COURT,
P. Richard Thomas, J

Apr. 3, 1989 Copies of order to David Truax and John Brautigam

Sept. 16, 1991 Motion For Order To Transfer Funds and Order filed. AND NOW, this 16 day of September, 1991, upon consideration of the foregoing petition to transfer funds, it is hereby ordered that the guardian and co-guardian of theEstate ofJanelL. Hamilton, a minor, Keith L. Hamilton and Walter P. Hamilton shall deposit the aforesaid matured Certificate of Deposit, and shall purchase a similar Certificate of Deposit with Pennbank.
BY THE COURT,
Gordon R. Miller, J

Sept. 17, 1991 Copies of order put in box for Atty's Truax, Weiss and White

Jorden and White
Harry F. White II

1096.

Kathryn Linn-Stevenson

IN RE:
LICENSE SUSPENSION OF
MICHAEL D. REED

Filed Dec. 21, 1987
@ 2:26 P.M.

Tax & entry Paid $40.50 ✓

APPEAL FROM SUSPENSION

1 copy (atty)

ORDER:

AND NOW, this 21 day of December 1987, upon consideration of the foregoing appeal, a hearing on the same is scheduled for the 8th day of March 1988, at 9:30 a.m.

This appeal shall act as a supersedeas and the suspension shall be stayed until further order of this court.

BY THE COURT,
Robert L. Walker, J.

Dec. 22, 1987, copy of order to Atty. White.

Feb 29, 1988-Motion for Continuance and Order filed: AND NOW, to-wit, this 29 day of February, 1988, the above-captioned hearing is continued from March 8, 1988, at 9:30 a.m. to the 27 day of April, 1988 at 9:30 a.m.

For the Court,
Imogene Yetman,
Court Administrator

Mar 3, 1988 Copies of order to Harry White and Kathryn Linn-Stevenson, Esqs.

May 17, 1988, ORDER filed. AND NOW, May 16, 1988, the appeal of Michael D. Reed from the suspension of his license by teh Department of Transportation is dismissed and the suspension re-instated.

Because of substantial hardships that would inure to the said Michael D. Reed if there is an immediate suspension, the Court suggests to the Dept. of Transportation that the suspension be made effective on or about October 1, 1988, unless the said Michael D. Reed would prefer that the suspension begin immediately.

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

May 17, 1988, copies to Harry F. white, II and Kathryn Linn-Stevenson, Esqs.

1987

Gordon R. Miller 1097. William J. Gregg	VERN COOKSON vs. CRAIG AND SHARON FOSS Filed Dec. 21, 1987 @ 2:56 P.M. Tax & entry paid $40.25 Pro Co Pd 3-10-88 5.00	APPEAL OF DEFENDANTS FROM JUDGMENT OF HUBERT VOGAN, MAGISTERIAL DISTRICT 30-3-02 Dec. 21, 1987, Rule Entered upon Plaintiff to File Complaint Issued. Dec. 22, 1987 Proof Of Service filed. Jan. 15, 1988 Complaint filed. Mar 10, 1988 Upon Praecipe of Plaintiff's attorney this case is marked settled and discontinued of record as all claims which have been brought herein have been settled and compromised.

1987

William J. Gregg 1098.	EUGENE F. DUFFY AND NANCY DUFFY, HIS WIFE, DOING BUSINESS AS SOUSA REAL ESTATE vs. JOSEPH P. BUNTING Filed Dec. 22, 1987 @ 11:08 a.m. Tax & entry Paid $40:50 ✓ Sheriff's Costs 13.00	SUMMONS - CIVIL ACTION Issued (sheriff) Feb. 28, 1989 Writ Return filed. Not Found, as to defendant JOseph P. Bunting, Possilby in Allegheny County. Address unknown. So answers, Howard N. Stewart, Sheriff

1987

Brian Lindsay
Legal Aid

1099.

Terry Toomey

CHRISTINE BLAKESLEE

vs.

JOSEPH P. BLAKESLEE

Filed Dec. 22, 1987
@ 2:17 P.M.

Ta x & entry Paid $40.50 ✓
Pro Co Pd. 5/25/88 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 25, 1988 Notice of Eligibility/Retainer Agreement filed.

Mar 25, 1988 Acceptance of Service filed. I, JOSEPH P. BLAKESLEE, Defendant in the above cited divorce action, hereby accept service of the Complaint in Divorce filed at the above number and term. Date: 4 Jan. 88

Mar. 25, 1988 Affidavit of Consent of Plaintiff filed.

May 9, 1988, Affidavit of Consent of Defendant filed.

May 23, 1988, Upon praecipe of defendant attorney, this case moved to court.

June 6, 1988 **DECREE IN DIVORCE FILED.**

AND NOW, this 3 day of June, 1988, it is hereby ORDERED, ADJUDGED, and DECREED that the marriage heretofore existing between CHRISTINE BLAKESLEE and JOSEPH P. BLAKESLEE 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 pursuant of said marriage are hereby terminated.

BY ORDER OF COURT,
P. Richard Thomas, J

1100.

Bruce A. Barrett

PETITION FOR EXTENDED
INVOLUNTARY TREATMENT

of

DAVID C. ANDERSON

Filed Dec. 22, 1987

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
APPLICATION FOR INVOLUNTARY EMERGENCY EXAMINATION
AND TREATMENT
Mental Health Procedures Act of 1976 (Sections 302 & 303)

Dec.30, 1987, ORDER filed. AND NOW, December 29, 1987, the Court having been advised that the petitioner is requesting the hearing set for December 28, 1987 be cancelled, it is ORDERED, AND DIRECTED that the petition filed Dec. 22, 1987, be and the same is hereby withdrawn.

BY THE COURT,
P. Richard Thomas, J.

Dec. 31, 1987, copies to Atty. B. Barrett, JOhn Petruso, and Mr. Dickey.

1101.

VENIRE - ORDER TO SELECT JURORS

Filed Dec. 23, 1987

ORDER FOR NINETY (90) QUALIFIED PERSONS TO COME AND SERVE FOR TRIAL COMMENCING 2/16/88

ORDER:

We command you, in your official capacity to draw from the jury wheel in accordance with the law, the names of ninety persons to serve as Jurors in the Court of Common Pleas, to be held at the Court House in Meadville, Pa. commencing Feb. 8, 1987 at 9:00 P.M.

YOu, the Sheriff, shall make an appropriate return as to how you have executed this order on the date and date aforesaid.

By order of the Hon. P. Richard Thomas, Pres. Judge at Meadville, this twenty third day of Dec. 1987.

James F. Simmons, Prothonotary

Feb. 22, 1988, Sheriffs Return filed. I do hereby make return that I have summoned the ninety persons whose names appear on schedule hereto attached to serve as jurors at a term of court to be held at Meadville, Pa. commencing on Monday, Feb. 8, 1988.

So answers, Howard N. Stewart, Sheriff

The schedule hereto attached is a correct list ofthe above Jurors drawn by us.

Howard N. Stewart, Sheriff

Dorothy H. Kennedy, Jury Commissioner

Jack, Kookogey &
Schug
John S. Kookogey

1102.

CHARLES A. JEWELL,
GARY E. FENSTERMAKER,
AND BONNIE R. FENSTERMAKER,
HIS WIFE

vs.

MARY SMITH, JEAN BARRETT
AND ROBERT DUNCAN, THEIR
RESPECTIVE HEIRS, PERSONAL
REPRESENTATIVES AND ASSIGNS

Filed Dec. 23, 1987
@ 8:57 A.M.

Tax & entry Paid $40.50
Sheriff's Costs 48.45
Pro Co Pd 3-15-88 9.00

COMPLAINT - ACTION TO QUIET TITLE

3 copies (sheriff)

Jan. 29, 1988 Sheriff's Return filed. SERVED AND MADE KNOWN TO Mary Smith personally the within named defendant by handing a true copy of the within Action to Quiet Title toher on January 5, 1988 at 9:27 AM at her place of residence, R.D.#2, Box 283, Guys Mills, Crawford County,PA.
SERVED AND MADE KNOWN TO Rober Duncan personally the within named defendan tby handing a true copy of the within Action to Quiet Title to himon January 7, 1988 at 10:50 AM at Sheriff's Office, crawford County Courthouse, Meadville, PA
SERVED Jean Barrett within named defendant on January 15, 1988 at 12:58 AM by handing a true copy of the within Action to Quiet Title to John Barrett adult member of her family namely her son, at their residence, 419 S. Franklin Street, Titusville Crawford County ,PA.
So answers Edgar D. Householder, Deputy Sheriff
Howard N. Stewart,Sheriff

Feb. 10, 1988 Affidavit, Motion For Judgment and Order filed. AND NOW, this 10 day of Feb., 1988, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, Mary Smith, Jean Barrett and robert Duncan 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 nay way attaching the title ofthe Plaintiffs in said property; from issuing or conveying the same or any part thereof; unless the Defendants, Mary Smith, Jean Barrett and Robert Duncan 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 ipen this judgment or set aside this Decree is presente dby the defendants, Mary Smith, Jean Barrett and Robert duncan, within thirty (30) days from and after the entry of this Decree, the same shall become final, the Prothonotary, on praecipe of the Plaintiffs, shall enter judgment.
PER CURAIM,
P. richard Thomas, J

Feb. 11, 1988 Copies of order to John Kookogey

AND NOW, Mar 15, 1988 @ 11:11 A.M. Upon praecipe of plaintiffs' 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-213, B-94, D-210
FINAL JUDGMENT
James F. Simmons
Prothonotary

Mar 15, 1988 Judgment entered.

1987

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

1103.

SAINT VINCENT HEALTH CENTER

vs.

MELINDA K. TRAVIS, A MINOR, BY AND THROUGH HER PARENTS AND NATURAL GUARDIANS, NELSON L. TRAVIS AND SANDRA K. TRAVIS AND NELSON L. TRAVIS AND SANDRA K. TRAVIS, INDIVIDUALLY.

Filed Dec. 24, 1987
@ 10:02 A.M.

Tax & entry Paid $40.50
Sheriff's Costs 34.15
Pro Co Pd 2-16-88 9.00
Pro Co. pd 8-21-89 5.00

COMPLAINT - CIVIL ACTION

3 copies (sheriff)

Jan. 20, 1988 Sheriff's REturn filed. Served Melinda K. Travis within named defendant on January 5 1988 at 3:06 PM by handing a true copy of the within Complaint to Sandra Travis, adult member of the family with whom she resides, namely her mother, at their place of residence, 401 Venango Avenue, Cambridge Springs, Crawford County,PA.
Served Nelson L. Travis within named defendant on January 5, 1988 at 3:07 PM by handing a true copy of the within Complaint to Sandra Travis, adult member of the family with whom he resides, namely his wife, at their place of residence, 401 Venagno Avenue, Cambridge springs, Crawford County ,PA
Served and made known to Sandra K. Travis personally the within named defendan tby handing a true copy of the within Complaint to her on January 5, 1988 at 3:08 PM at her place of residence, 401 Venango Avenue Cambridge Springs, Crawford County, PA.
So answers, Edgar D. HOuseholder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Feb 16, 1988 @ 12:45 P.M. Upon Praecipe of Attorney for Plaintiff with Notice of Judgment attached, judgment is entered in favor of the plaintiff and against all defendants for failure to answer and same is liquidated in the sum of Eight Hundred Sixty-nine Dollars plus interest from December 21, 1987 and costs of suit.
T-114, 154, 124

Debt.....$869.00 + Int & costs
JUDGMENT
James F. Simmons
Prothonotary

Feb 16, 1988 Judgment entered 2-16-88

Feb 17, 1988 Notice of judgment mailed defendants.

Aug. 21, 1989 Release of Lien of Judgment filed. For value received, the plaintiff, St. Vincent's Health Center hereby releases from the lien of the judgment entered in the above referenced action all that piece or parcel of land in the Borough of Cambridge Springs, Pa., more particularly described in the schedule attached hereto and made a part hereof.
(For complete decription see paper filed)

St. Vincent's Health Center
By: Robert G. EK

Kathryn Stevenson

1104.

William L. Walker

COMMONWEALTH OF PENNSYLVANIA

vs.

JAMES RIFENBERRICK

Filed Dec. 24, 1987
@ 11:05 A.M.

Tax & entry Paid $40.50

APPEAL FROM SUSPENSION OF CERTIFICATE OF APPOINTMENT AS AN OFFICIAL INSPECTION STATION AND PRIVILEGE TO INSPECT MOTOR VEHICLES

3 copies (atty)

ORDER:

AND NOW, this 24 day of Dec. 1987, upon presentation and consideration of the within Petition for Appeal from Suspension of motor vehicle inspection station privileges, a hearing on the Appeal will be held on the 22 day of Feb. 1988 at 9:30 a.m. in the Crawford County Courthouse, Meadville, Pa. in C. R. No. 1 or as soon thereafter as the attention of the court may be had.

The petitioner's privileges to inspect motor vehicles in the Com. of Pa. are ehreby reinstated pending the final decision of the Appeal after hearing. Further the State pOlice are directed to return to James Rifenberrick his Cert. of Appointment No. O.I.. S. No. X-600 along with the signature card and allinspection stickers removed from his premises. Secondly the State POlice are directed to return to the defendant the Mechanic Cert. Card No. 15-331-090 which was seized from the Petitioner on or about Dec. 22, 1987.

A copy of the within Petition and this order shall be served upon the Dept. of Trans. Bur. of Motor Vehicles, Inspection Division, Harrisburg, Pa. 17123, by cert. mail return receipt requested, at least 30 days prior to the aforesaid hearing date.

BY THE COURT,
P. Richard Thomas, J.

Dec. 29, 1987, copy of order to Atty. Walker.

Jan 14, 1988, Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esq. atty. for dft. in this action and certifies that on Dec. 29, 1987, she deliveredto Post Office in Meadville, Pa. for delivery to the Inspection Div. at the Bur. of Motor Vehicles, Harrisburg, Pa. by Cert. mail, ret. rec. req. attrue and correct copy fot he Order for Appeal from Suspension. Thereafter on Jan 6 1988, it was returned to Wm. L. Walker, ret. rec. card bearing cert. art. No. P. 262 246 597 and signed byScott A. Klouser said ret. rec. card being attached hereto as Ex. A.

Vicki Bradshaw.

Feb 23, 1988 Exhibits filed with papers.

Feb. 25, 1988, ADJUDICATION filed. AND NOW, Feb. 22, 1988, the court finds in regard to the violation of precise and accurate record keeping there is insufficient proof of what the correct VIN numbers and the license number registrations were to find that the record keeping in relation thereto is grossly inadequate or incorrect.

The court further finds that in review of the issue of the suspension as it relates to "unclean inspection area" that the testimony presented fails to convince the court that the fair weight of theevidence that there was a violation of the general language prescribed in 67 Pa. Code 175.25(a)(1) or (5).

Accordingly, the appeal from suspension of the official inspection station is SUSTAINED, and the decision of the Department by notice dated Dec. 22, 1987, is rescinded.

By agreement of counsel, Exhibits 1 through 8 will be returned to the trooper, who will make zero make zerox copies of the same and they will be lodged with the records in this case with the same force and effect as if they were the originals and will be used in the event of an appeal.

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

Feb. 25, 1988, copies of order to Attys. W. Walker and Kathryn Stevenson.

1987

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

1105.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

ROBERT J. BRANDT

Filed Dec. 29, 1987
@ 11:29 a.m.

Tax & entry Paid	$40.50
Sheriff's Costs	22.15
Pro Co Pd 3-7-88	6.00

COMPLAINT

1 copy (sheriff)

Jan 13, 1988 Sheriff's Return filed: SERVED AND MADE KNOWN TO Robert J. Brandt personally the within named defendant by handing a true copy of the within Complaint to him on January 5, 1988 at 3:14 P.M. at his place of residence, 250 McCellan Street, Cambridge Springs, Crawford County, Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar 3, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

1987

1106.	PENN BANK vs. JACOB AND AUDREY LUFFY Filed Dec. 30, 1987 at 10:27 a.m. Tax & entry Paid $40.25 ✓	APPEAL OF DEFENDANTS FROM JUDGMENT OF DISTRICT JUSTICE RONALD COLE- MAGISTERIAL DISTRICT 30-3-06 Dec. 30, 1987, Rule Entered Upon Plaintiff to File Complaint issued. Jan. 5, 1988 Proof Of Service filed.

1987

William E. Barney

1107.

RICHARD A. BUNCE

vs.

DARLENE M. BUNCE

Filed Dec. 30, 1987
@ 10:55 a.m.

Tax & entry Paid	$40.50
2 counts paid	30.00
Pro Co. Pd.8/9/89	9.00
State Surcharge Pd.	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY

1 copy (atty)

Feb 8, 1988 Affidavit of Service of Complaint filed: Before me, a Notary Public in and for said Commonwealth and County, personally appeared the undersigned Constable, who first being duly sworn according to law, deposes and says that he served the Complaint in Divorce in the above case on the Defendant by handing to her personally a true copy of said Complaint at her residence of RD2, Spartansburg, Pa at 6:35 p.m. 1-28-88.

Dennis R. Crosby, Constable

Aug. 3, 1988 Affidavit of Consent of Plaintiff filed.

Aug. 11, 1988 Motion to Amend Complaint and Order filed. AND NOW, this 10th day of August, 1988, upon consideration of the foregoing Motion, it is hereby ordered and decreed that the Complaint in Divorced filed at the above term and number is amended by deleting Count 2 from the Complaint filed.

Robert L. Walker, J

Aug. 11, 1988 Copies of order to William Barney and Ann Hansen Gamble

Aug. 11, 1988 Stipulation and Order For Custody of Children filed. AND NOW, this 10th day of August, 1988, the parties hereto having stipulated and agreed, IT IS HEREBY ORDERE AND DECREED as follows:

1. The legal and physical custody of the children who are the subject of this Order Melissa May Bunce, DOB, January 13, 1978; Amy Lee Bunce DOB, February 19, 1979; and Kristy Ann Bunce DOB, October 13, 1980, is and shall be shared and joint between the plaintiff and the defendant herein provided however that the primary residence of the children is now and shall remain with the defendant he rein, their mcther, Darlene M. Bunce.

2. The physical custody to be accorded to the Plaintiff, Richard A. Bunce, is as follows:

(a). Beginning each Friday at 6:00 p.m. and continuing until Saturday at 7:00 p.m.

(b). On the holidays of Christmas, Thanksgiving and ester, the father shallhave th eright to take the children into his physical custody at 2:00 p.m. on the day of the holiday and shall have the right to retain the children in his custody until 6:00 p.m. of the following day.

(c). The parties shall alternate the entire three (3) day weekends of Memorial Day, Fourth of July, and Labor Day. The father shall be entitled to the children on the Fourth of July in 1988 and for the Memorial Day holiday and the Labor Day holiday weekends in 1989, the parties hereto alternating weekends as set forth. On suc alternating weekends as th emother is entitled to the entire holdiay, the father shall not be entitled to his usual Friday to Saturday period of physical custody.

(d). The father shall also be entitled to a two (2) week period of physical custody of the children during their summer vacation from school. The father shall give to th emother thirty (30) days notice of the two (2) week period which he shall elect. In the event that th emother wishes to take the children on a vacation away from their home, th emother may also advise the father of a two (2) week period of uninterupted custody which she may also elect during the children's summer vacation from school.

(e). There shall be such other and further sharing of custody of these minor children as the parties find mutually agreeable.

2. Jurisdiction of this matter shall be as determined under the Uniform Child Custody Jurisdiction Act.

3. Either of the parties hereto may petition this Court or any Court of competent jurisdiction to modify the within Order upon a showing of a change of circumstances. In addition to any and all other factors which may be deemed by the Court to constitute a change of circumstances, the parties hereto agree that substantial change of hours of employment, or a change of residence of either party of more than fifty (50) miles shall also be ocnsidered a sufficient change of circumstances to warrant a review of the within ORder.

4. Neither of the parties hereto shall subject the children to any circumstances which pose a threat to their physical safety or in any other way threaten their overall well being.

Robert L. Walker, J

Aug. 11, 1988 Copies of order to William Barney and Ann Hansen Gamble

July 28, 1989, Affidavit of Consent of defendant filed.

August 9, 1989 Upon Praecipe of Plaintiff Attorney For Review under Section 201(c) of Divorce Code, this case is moved to Court.

Aug. 23, 1989 **DIVORCE DECREE FILED**

And Now, August 23, 1989, it is ordered and decreed that RICHARD A. BUN CE, Plaintiff, and DARLENE M. BUNCE, defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Robert L. Walker, J.

Allen and Hall
Paul E. Allen

1108.

MacDonald, Illig
Jones & Britton
J. Douglas Murphy

Matthew W. McCullough

RALPH W. HORTON

vs.

ALLTEL PENNSYLVANIA, INC.,
ALLTEL CORPORATION,
MID-CONTINENT TELEPHONE
CORPORATION,
ALLTEL SERVICE CORPORATION,
MID-CONTINENT TELEPHONE
SERVICE CORPORATION, AND
MID-PENN TELEPHONE CORPORATION,

Filed and issued
Dec. 30, 1987 @ 1:28 p.m.

Tax & entry Paid $40.50
Sheriff's costs 50.00
Sheriff's Costs 29.00

SUMMONS - CIVIL ACTION

Issued (sheriff)

Jan. 15, 1988 Writ Return filed. Served Alltel Pennsylvania, Inc. within named defendant by handing copy of Summons to Nancy J. ARtman, Business Office Supervisor, on January 12, 1988 at 11:10 AM, at place of business, 970 Market Street, Meadville, Crawford County, PA.
Served Alltel Corporation within named defendant by handing copy of summons to Nancy J. ARtman, Business Officer Supervisor, on January 12, 1988 at 11:11 AM, at place of business, 970 Market Street, Meadville, Crawford County, PA.
Served Mid-Continent Telephone Corporation within named defendant by handing copy of Summons to Nancy J. aRtman, Business Office Supervisor, on January 12, 1988 at 11:13 AM, at place of business, 970 Market Street, Meadville, crawford County, PA.
Served Mid-Continent Telephone Service Corporation within named defendan tby handing copy of Summons to Nancy J. Artman, Business Office Supervisor, on January 12, 1988 at 11:14 AM at place of business 970 Market Street, Meadville, Crawford County, PA.
Served Mid-Penn Telephone Corporation within named defendant by handing copy of Summons to Nancy J. Artman, Business Office Supervisor, on January 12, 1198 at 11:15 AM at place of business, 970 Market Street, Meadville, Crawford County,PA.
So answers, E. Ralph Copeland, Chief Dep. Sheriff
Howard N. Stewart, Sheriff

Sept. 21, 1990, Complaint filed. 2 copies (atty)

Oct. 19, 1990, Appearance of J. Douglas murphy, of MacDonald, Illig, Jones & Britton, attorneys for Mid Continent Telephone Corp. now Alltel Telephone Corp., filed.

Dec. 3, 1990, Answer and New Matter of Defendan t, Alltel corporation, filed.

May 29, 1991 Amended Complaint filed. 1 copy (atty)

July 1, 1991 Answer and New Matter of Defendant Alltel Service Corporation, field.

July 5, 1991 Plaintiff's Reply To Defendant's New Matter filed.

Jul 5, 1995 Motion To Dismiss and/or for Entry of Judgment of Non Pros, filed.

Jul 6, 1995 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR AUG. 1995

Aug. 25, 1995 Praecipe for Rule to Show Cause Why Substitution of Parties should not Occur, filed.

Aug. 30, 1995, ORDER filed. AND NOW, Aug. 28, 1995, this matter is currently scheduled for argument with respect tothe defendant's motion to dismiss and/or for entryof Judg. of non pros.
It comes to the court's attention through defense counsel that the plaintiff is now deceased and in fact the defendant on Aug. 25, 1995 has filed a praecipe for rule to show cause why substitution of parties should not occur.
Apparently, the estate of the decedent plaintiff iss represented but is is unclear as to who will represent the plaintiff or the substituted plaintiff if that occurs and, accordingly, this matter is continued by the court tothe Sept. 25, 1995 Argt. list at atime to be set by the court administrator.
This continuance will give the dft. an opportunity to determine if the plaintiff or the substituted plaintiff will be represented.
Additionally, if, as a result of the praecipe for rule to show cause why substitution of parties should not occur filed by the dft, the Prothonotary ofCrawford County issues a rule said rule shall be returnable on Sept. 25, 1995 at the same time set by teh Ct. Adm. for argument with regard to Defendant's motion to dismiss and/or for entry of judgment of non pros.
by the court;
Anthony J. Vardaro, J.
8/30/95 copy to Ct. Adm., dist. to Allen, McCullough.

Sept. 1, 1995, ASSIGNMENT OF ARGUMENT DATE filed. AND NOW, Aug. 31, 1995, Ct. ADm. having been directed by courot to set argument on Sept. 25, 1995 Argt. list and the time set aside for such afgt. already having been allocated, the argt. referred to in the courts order of Aug. 28, 1995 are hereby set for Oct. 3, 1995 at 11:15 a.m. in C. R.NO. 2. The Prothonotary is advised that if a rule regarding substitution of parties is issued, it should be made returnable for the same date and time. for the court,
Ann A. Walker, Ct. Adm.
9/1/95, copy to Allen, to Vardaro by Ct. Adm. 9/7/95 copy to McCullough

Sept 7, 1995 Praecipe To Reissue Rule To Show CAuse Why Substitution of Parties Should Not Occur, filed.

Cont. on Page 558A

1987 TERM

Ralph William Horton
vs.
Mid-Continent Telephone
Service Corporation now
Alltel Service Corporation

CONTINUED FROM PAGE 558
of Record
A. D. 1987 - 1108

****

Sept 7, 1995 RULE TO SHOW CAUSE, filed. AND NOW, this 7th day of September, 1995, a Rule is hereby issued upon Virginia R. Horton, Executrix of the Estate of Ralph William Horton, to show cause why she should not be substituted as party-plaintiff in the above-captioned civil action. Said Rule is returnable the 3rd day of October,1995 at the time set by the Court Administrator for argument of defendant's Motion to Dismiss and/or for Entry of Judgment of Non Pros, in Court Room 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Sep. 19, 1995 Praecipe for Substitution of Parties, filed.

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Virginia R. Horton, September 18, 1995 at 9:20 AM, by handing to Attorney Paul D. Shafer, Authorized Agent, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA So answers,

Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

Oct. 19, 1995, Memorandum and Order filed

Oct. 19, 1995, Order filed. AND NOW, October 17, 1995, after due consideration, the Defendant's motion to dismiss and/or for entry of judgment of non pros is granted. A copy of this Order and attached Memorandum shall be provided to Plaintiff's counsel of record, Paul Allen, Esquire; Matthew McCullough, Esquire, on behalf of the Defendant; Paul D. Shafer, Esquire, on behalf of the estate of Ralph W. Horton (not an attorney of record in this case) and by certified mail, return receipt requested, to Virginia R. Horton, Executrix of the estate of Ralph W. Horton, at 461 Martha Drive, Meadville, PA 16335.

BY THE COURT:
Anthony J. Vardaro, J.

Oct. 19, 1995 Order mailed Atty. McCullough; V. Horton: copy placed in Attys. P. Allen, P. Shafer's mail box.

558B

1987 TERM

1987

Ferguson, Spataro & O'Shea
Douglas W. Ferguson

1109.

KIMBERLY A. DEDERICK

vs.

MICHAEL W. DEDERICK

Filed Dec. 30, 1987
@ 1:58 P.M.

Tax & entry Paid $40.50
Pro co paid 5/5/88 5.00

Co Co Rd. 4/12/88 9:00

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 31, 1987 Acceptance Of Service filed. I accept service of the certified copy of the divorce complaint on behalf of myself, Michael A. Dederick, Defendant in the above- captioned matter.
December 30, 1987 Michael A. Dederick

April 12, 1988 Affidavit of Consent of Plaintiff filed.

April 12, 1988 Affidavit of Consent of Defendant filed.

April 12, 1988 Upon Precipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Apr. 25, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, April 21, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

K I M B E R L Y A . D E D E R I C K and M I C H A E L W . D E D E R I C K

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

May 3, 1988, NOTICE OF ELECTION TO RETAKE MAIDEN NAMED FILED.
TO BE KNOWN AS: Kimberly A. Shreve.

Joan Mason

~~Watts, Pepicelli, Youngs & Youngs PC Theodore H. Watts~~ withdrawn

1110.

Bozic & Thomas
R. Charles Thomas

MARY E. JANNOT

vs.

THOMAS M. JANNOT

Filed Dec. 30, 1987
@ 4:16 P.M.

Tax & entry Paid $40.50
4 counts paid 60.00
Pro for Co pd 12-21-88 9.00

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

1 copy (atty)

Jan. 20, 1988 Appearance of Bozic & Thomas by R. Charles Thomas for Defendant filed.

April 19, 1988 Petition for Special Relief filed.

Apr 19, 1988 Order filed: AND NOW, April 18, 1988, it appears that there are three issues raised in this petition for special relief. The first is a prayer that the husband do nothing to convert the title to real estate in the wife's name. The Court does not see this as an issue as the wife having legal title can control how the property is titled during the settlement of the divorce action. Accordingly, this issue is moot.

The second issue appears to be some net proceeds of seventeen thousand dollars (#17,000.00), which allegedly are invested in an I.R.A. titled in Defendant's name alone. Counsel for the defendant advises the Court he will have his client sign an agreement, a copy of which shall be delivered to the holder of the I.R.A., that he will not in any way dispose of any portion of his I.R.A. account until further Court Order. Said agreement, a copy of which shall be delivered to counsel for the Plaintiff shall be filed on or before April 20, 1988.

A final issue apparently involves an El Dorado Cadillac in which substantial funds have been invested to keep it in prime condition. This car is titled in the name of the Defendant, but it is alleged that the wish of both parties is that the car ultimately come into possession of a daughter. Accordingly, the husband agrees that he will not change the ownership title of this automobile in any fashion until further Court Order.

The Court notes that the petition presented at this time has no affidavit attached to it, and we return the same to counsel for the Plaintiff, so that the Plaintiff may file an appropriate affidavit required by all parties.

Accordingly, the Court sees no reason to schedule a hearing on the requests in this Petition, and upon filing of the same, this Order will stand in place of a hearing.

P. Richard Thomas, P.J.

Apr 22, 1988 Copies of order to Theodore Watts and R. Charles Thomas, Esqs.

April 20, 1988 Motion to Withdraw and Order filed: AND NOW, this 20 day of April, 1988, Granted.

By the Court,
P. Richard Thomas

April 25, 1988 Copies of order to TheodoreWatts and R. Charles Thomas, Esqs.

Apr. 27, 1988 Application For Special Relief filed.

Apr. 29, 1988 Order filed. AND NOW, April 27, 1988, Defendant's application for special relief and relating to the sale of certain personal property, which may or may not be marital property, is denied. The Plaintiff is permitted to sell those items listed voluntarily by her on the attached list dated April 26, 1988, which she indicates she is planning to sell. To the extent those items are marital property, they will be accounted for in the ultimate distribution of the assets of the parties.

The defendant shall have the right to go to the marital domicile at any time between 1:00 p.m. and 5:00 p.m. this date and shall arrange for accompaniment by a peace officer to remove from the premises those personal belongings of his and if there is a dispute between the parties as to any such personal belongings, the disputed items shall be listed by the peace officer with a copy returned to the Court and the Defendant shall not remove them, and if sold, shall be accounted for in the final disposition of the assets of the parties.

BY ORDER OFTHE COURT,
Robert L. Walker, J

May 3, 1988 Copies of order to Joan Mason and R. Charles Thomas

Dec. 7, 1988 R.Charles Thomas,esq. accepts service of Divorce Complaint in the above case on behalf of Defendant, Thomas M. Jannot filed.

Dec. 7, 1988 Affidavit of Consent of Thomas M. Jannot, defendant filed.
Dec. 21, 1988 Affidavit of Consent of Plaintiff, MaryE. Jannot filed.
Dec. 21, 1988 Stipulation filed.
Dec. 21, 1988 Upon Praecipe of plaintiff's attorney to Transmit Record -Section 201(c) of the Divorce Code, this case moved to Court.

Dec. 29, 1988 **DIVORCE DECREE FILED**

AND NOW, this 28 day of Dec, 1988, the Court 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 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.

Continued on page 560A

1987

Continued from page 560 Jannot vs. Jannot AD 1987 - 1110 Divorce

2. REAL ESTATE:

A. The parties currently own residential real estate located at 423-425 Orchard Place, Meadville, Pennsylvania, which is held by the parties as tenants by the entireties. Plaintiff agrees to transfer all ofher right, title and interest in said property to the Defendant, and Defendant agrees to assume full responsibility for the mortgage on said property,(which also covers property located at 619 Church Street, Meadville, Pennsylvania) with Defendant to pay the principal and interest.,insurance escrow (insurance policies to be 80%of replacement value), and tax escrow,on both Orchard Place and Church Street properties. Once Church Street is released from the Marquette mortgage, Plaintiff shall be responsible for future tax and insurance costs on the Church Street property.

In the event that Defendant becomes delinquent by sixty (60) days on said mortgage, he shall quitclaim said property to Mary E. Jannot, and she agrees to assume the mortgage balance, provided that Defendant has transferred said property to her within sixty (60) days of the date upon which he becomes delinquent in his mortgage and related escrow payments. Defendant may elect to quitclaim said real estate to the Plaintiff at any time he wishes, and she will assume the mortgage thereon. Defendant shall not further encumber the Orchard Place real estate, prior to release of the Church Street property from the Marquette mortgage.

B. Residential real estate located at 619 Church St., Meadville, Pa. is presently titled to the Plaintiff, and to her daughters Elena M. Ferraro and Laura P. Jannot, as joint tenants with the right of survivorship. Defendant hereby transfers any right, title and interest he may otherwise have had to said property, to the present holders of the title of said property, being the aforementioned three persons.

In the event of loss sustained by way of damage, fire, or other insured loss to said property, it is understood by the parties that as long as said property is covered by the mortgage now owed to Marquette Savings Association, said insurance shall be payable to Marquette, resulting in reduction of the mortgage balance. In that event, the Defendant shall be responsible for repayment to Plaintiff of said sums paid to Marquette by the insurance company, as he as the party responsible for said mortgage, will be rec eiving full benefit of the said payment. Said payment would be due from the Defendant to the Plaintiff within six months if the amount paid by the insurance company is under $5,000.00, and within one year if the amount is overr $5,000.00.

C. Defendant shall attempt, at such time as he is able to do so, to have the property located at 619 Church St., MeaDVILLE, Pa., released from the mortgage presently held on both the Orchard Place and Church St. Properties (Crawford County Mortgage Book 009, Page 0562, filed May 4, 1987)

3. An individual retirement account is presently held in the name of the Defendant, by Marquette Savings Association, It is acknowledged by the parties that this IRA is marital property, having been acquired during the course of the marriage. The approximate present value of the IRA (net after imposition by Marquette of a six month interest penalty for early withdrawal) is $18,057.52. Plaintiff shall transfer all of her right, title and interest in said IRA to the Defendant, on condition that the following shall be paid from the proceeds, which are to be released from Marquette Savings Association directly to Defendant's counsel, R.Charles Thomas, Esquire, who shall be the agent for payment:

A. $10,638.00 to be paid to Marquette Savings Association to bring the above referenced mortgage current through November 30, 1988.

B. $647.97, to be paid to Howard Stewart, Sheriff, for sheriff's costs and advertising and related expenses, in regard to foreclosure and execution matters relating to the two above-mentioned properties.

C. $69.50 to be paid to James Simmons,, Prothonotary for mortgage foreclosure and execution procedures relating to the two above-mentioned properties.

D. $445.00, to be paid to Charles Swick to be paid to Charles Swick, Esquire, attorney for Marquette Savings Association, for attorney fees in relation to the mortgage foreclosure and execution actions in relation to the two above-mentioned properties.

E. $2,500.00, to be paid by Defendant's attorney to Pennbank, to be applied to the parties' Pennbank Extra Cash debt (account $04-359659) approximate balance $5,057.61. Plaintiff shall be responsible and idemnify and hold harmless Defendant for the balance owed on said account.

F. $2,000.00 to be paid to Mary Jannot, for her interest in the 1974 red Eldorado convertible.

G. Approximately $130.00, to be paid by Defendant's attorney to Erie Insurance Exchange (Elmer Stainbrook Agency) for one years insurance policy on 619 Church Street, to provide 80% replacement coverage, to cover said property through April 30. 1989 .

The balance of said IRA shall belong to the Defendant, which he shall apply to outstanding utility bills on the Orchard Place property, with any remaining balance to be retained by him.

Defendant shall be responsible for taxes of any nature, and penalities, imposed by any taxing authority, because of early withdrawal of said IRA.

4. VEHICLES: The Plaintiff shall transfer all of her right, title and interest in the jointly owned 1974 blue Eldorado automobile, to the Defendant, with said costs of transfer to be forne by Defendant.

Defendant hereby releases to Plaintiff any right,title and interest he may otherwise have, in the 1976 Buick automobile, which is titled to Plaintiff alone.

Plaintiff transfers to Defendant all of her right, title and interest in the 1974 red Eldorado convertible, which is titled to Defendant alone, which relinquishment of her interest shall take place upon receipt of $2,000 .00 to be paid to her from the proceeds of the IRA, as set forth above.

5. HOUSEHOLD AND TANGIBLE PERSONAL PROPERTY: Each party hereto shall retain those items of tangible personal property, including but not limited to household contents, appliances, or proceeds of sale of same and neither party shall make claim against the other for any such items in the other party's possession, nor regarding items previously disposed of, sold, or consigned, by either party.

6. ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES AND COSTS: Each party shall be responsible for those counsel fees, expenses and court costs, that he or she incurred. Plaintiff hereby relinquishes her request for alimony pendente lite, originally filed with her divorce actionDecember 30, 1987. However, in the event that Defendant breaches this order, and the Plaintiff finds it necessary to take legal action to enforce the provisions of the order, the Defendant shall be responsible for Plaintiff's attorney fees and court costs in obtaining compliance of the Defendant with this decree.

7. PENSION, PROFIT SHARING, AND RELATED BENEFITS: The intention of this Order is to designate the Plaintiff, Mary E. Jannot, as alternate payee, under a Qualified Domestic Relations Order as provided for by the Retirement Equity Act of 1984,and any amendments thereto and any amendments enacted thereafter, of a share of the Defendant, Thomas M. Jannot's retirement, profit-sharing, and pension benefits as a participant in the IBEW Local 712 Retirement Income Plan, the IBEW Local 712 Profit-sharing Plan and Trust Agreement, and the Employees' Benefit Agreement of the National Electrical Contractor's Association Benefit Trust Fund (National Electrical Benefit Fund or "NEBF")and any other pension and retirement benefits he may have that were acquired in whole or in part during the term of the marriage between the participant and the alternate payee.

Mary E. Jannot's address is 447 Poplar St., Meadville, Pa. 16335
Thomas M. Jannot's address is 423 Orchard Place, Meadville, Pa. 16335
Mary E. Jannot'sdate of birth is March 25, 1942, and her social security Number is 203-32-9725.

Continued on page 560-B

Thomas M. Jannot's date of birth is May 12, 1941, and his social security number is 203-32-8150.
The date of the marriage of the parties is February 12, 1966.
The date of final separation of the parties is September 7, 1987.

It is the intention of the court to award to Mary E. Jannot as alternate payee, the benefit of any and all options, amendments and plans, whether now in effect or to become effective at any later date, which might be available to participants in the above-mentioned plans. It is further the intention of the court that no option or action of the participant of Thomas M. Jannot, in any way decrease or subtract from the alternate payee, Mary E. Jannot's options or amount of benefits that arae to be hers under this order. Any subsequent Domestic Relations Order relating to any spouse other than Mary E. Jannot, that affects Mary E. Jannot's benefits, shall not be accepted by the pension plan administrator or plan administrators.

As to any said benefits, pension and retirement plans, same shall be divided according to the following formula to determine Mary E. Jannot's share:

$$\frac{\text{total number of years, months and days worked by participant from date of February 12, 1966 up to and including September 7, 1987}}{\text{total number of years, months and days of credited employment}} \times 50\% \times \text{monthly benefit amount}$$

If the alternate payee elects an earlier retirement date, if same is or becomes available under either or any of the above-mentioned plans, she shall also have her prorata share of any early retirement incentives and subsidies that might become available to the participant if he elects early retirement. In the event that the plan or plans provide the option to the participant to elect to obtain benefits at an early or earliest retirement age, the benefits shall be payable to the alternate payee on or after the date on which the participant attains (or would have attained) the early or earliest retirement age, as if the participant had retired on that date, even if the participant has not actually retired or separat ed from his employment.

The term of said payments is for the life of the alternate payee, with payments to commence at the retirement date chosen by the alternate payee, but in no event earlier than the earliest retirement date provided under the plan.

Rights that belong to the alternate payee shall include but not be limited to the right to designate a beneficiary of retirement benefits and the right to elect from the existing retirement daTES AND PAYMENT OPTIONS. In no event shall the alternate payee have greater rights than those which are available under the plan or plans, to the participant. The alternate payee is not entitled to any benefit not otherwise provided under the plan.

In the event that actuarial computation is necessary to determine "actuarial equivalents" and/or the difference between benefits actuarally accrued, non-subsidized benefits, or employee subsidized benefits, for the purpose of the earliest retirement age option by the alternate employee, or otherwise, the plan administrator shall obtain the services of any actuary who is enrolled under subtitle C of title III of the Employment Retirement Security Actof 1974, and costs of same shall be divided by the parties in proportion to their interest in said plan.

Thomas M. Jannot shall not exercise any right he may otherwise have to make direct investment of assets in the plan or plans or retirement benefits, whether now or hereafter authorized by the plan or plans. He shall not elect subsidized early retirement, nor shall he borrow from or against the plan or withdraw any amounts from the plan, nor elect hardship distribution, without alternate payee's written approval, if same would affect her benefits in any way. He shall not in any way elect to terminate or reduce, or transfer said pension or retirement benefits, to the detriment of the alternate payee. The alternate payee shall receive the benefit of any increases in the pension or pensions, profit-sharing, or retirement benefits, including Thomas M. Jannot's contributions and various other contributions, up until the time of her election, as to the defined benefit plan or plans. However, the alternate payee shall not be entitled to receive profit-sharing principal earned by the participant, in accordance with the IBEW Local 712 Profit-sharing and Trust Agreement, as to those principal amounts he earned after Septemberl, 1987. This plan shall be divided, so that the alternate payee receives one-half of the principal and interest accrued through September 1, 1987, plus interest and passive increase on said one-half that accrues since that date.

Mary E. Jannot shall be designated as sole and irrevocable beneficiary of one-half of Thomas M. Jannot's preretirement death benefits under the plan, with execution of said documents to take place within thirty days of the date of this order,and a copy to be furnished to Mary E. Jannot by Thomas M. Jannot.

Mary E. Jannot shall be entitled to Thomas M. Jannot's full joint and survivor spouse annuity benefits available under all said plan or plans, and any increase in the same, with said designation to be effective for so long as Mary E. Jannot lives.

Mary E. Jannot shall be designated as sole and irrevocable benefi ciary of one-half of Thomas M. Jannot's life insurance coverage policies through his employment, including increases, with the parties three children to be named as sole irrevocable alternate beneficiaries in the event Mary E. Jannot predeceases Thomas M. Jannot. Thomas M. Jannot shall provide proof of said designation within thirty days of the date of this order. Any private life insurance policies owned by Defendant issued by Erie Insurance or the Knights of Columbus or acquired post separation, shall be his alone.

Total disability payments or premature distribution to Thomas M. Jannot shall be treated the same as payments from the pension plan or plans, as set forth above.

Thomas M. Jannot shall provide to Mary E. Jannot, within ten days of receipt of the same by himself, a copy of his annual benefit statement, and a copy of any booklets, amendments, options, mailings, as are furnished or available to him. Mary E. Jannot shall be entitled to any information from the plan administrator or adminostratopm. wjetjer wrottem pr verbal relating to the plan and any amendments and options in connection therewith, to the same extent as that information would be made available to Thomas M. Jannot as if ;he had so requested.

The parties shall promptly notify the plan administrator or administrators of any change in their addresses from those as set forth in this order.

The parties shall promptly submit this order to the plan administrator or administrators for determination of its status as a Qualified Domestic Relations Order.

It is intended that this order shall qualify as a Qualified Domestic Relations Order under the Retirement Equity Act. of 1984. The court retains jurisdiction to amend this Order as may be necessary to establish or maintain its status as a Qualified Domestic Relations Order under said Act., and to clarify the intent of the court or the effect of the agreement, as may be necessary and equitable.

8. ALIMONY: Beginning with the week of November 14, 1988, Defendant shall pay to Plaintiff, throught the Domestic Relations Office of Crawford County, the sum of $100.00 each week, said sum to be nonmodifiable regardless of Defendant's increase in income or reduction in income, and regardless of the source of his income (employment , unemployment compensation, or any other source, either singly or in combination), and also without regard to Plaintiff's income, lack thereof, or her individual assets. Said payments of $100.00 a week shall continue promptly, until the first of the following events shall occur:

A. The real estate located at 619 Church St., MeaDVILLE, Pa. is released from the mortgage now held by Marquette Savings Association, resulting in the freeing of the title to said property from said mortgage.

B. The death of Thomas M. Jannot.

C. The death of Mary E. Jannot.

This alimony award shall survive despite remarriage or cohabitation of Mary E. Jannot, and shall only terminate in the event of one of the three above events.

In the event that Defendant fails to make alimony payment as set forth, and falls into arrears by $300.00 or more, he shall execute a voluntary wage assignment to have said payments deducted directly by his employer, and/or unemployment compensation, sufficient to provide compliance with his alimony obligaTION.

It is the intention of the parties that said payments be taxable to the Plaintiff and deductible to the Defendant.

BY THE COURT,
P. Richard Thomas, J.

10/17/01 ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

1987

David R. Devine
Devine & Kuftic

1111.

Fuller, Kinnunen,
Miller & Gamble
John D. Petruso

WILLIAM E. SCHEFFNER

vs.

LAURANN SCHEFFNER

Filed Dec. 31, 1987
@ 11:09 A.M.

Tax & entry Paid	$40.50
1 count paid	10.00
due Pd 1/7/88	5.00
Pro Co pd 4/29/88	9.00
Pro Co Pd 5/31/88	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 13, 1988 Affidavit of Service filed. Before me, the undersigned Notary Public, personally appeared David R. Devine, Esq. of 201 Erie St., Edinboro, PA., Atty. for Plaintiff, William E. Scheffner in the above captioned case. Attorney Devine deposes and states that he mailed a true and certified copy of a Complaint in Divorce in the above captioned case to Defendant, Laurann Scheffner by certified mail, return receipt requested, pursuant to Rule 1920.4 (a) (ii). The original of the return receipt is attached to this Affidavit and made a part hereof.

Attorney 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.

David R. Devine, Esq.

Feb. 10, 1988 Appearance of Fuller, Kinnunen, Petruso & Gamble by John D. Petruso filed.

Apr. 27, 1988 Affidavit Of Consent of Plaintiff filed.

Apr. 27, 1988 Affidavit Of Consent of Defendant filed.

Apr. 27, 1988 Upon praecipe of Plaintiff Attorney, For Review Under §201(c) of the divorce code, this case moved to court.

May 20, 1988 **D E C R E E F I L E D .**

AND NOW, May 20, 1988, it is ordered and decreed that WILLIAM E. SCHEFFNER, Plaintiff, and LAURANN SCHEFFNER, Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of the following claims which have been raised of record in this action for which a final order has not yet been entered: None.

All duties, rights and claims of the parties in regard to each other as a result of their marriage are hereby temrinated, except for those duties, rights and claims specifically enumerated in a Postnuptial Agreement executed by the parties and dated April 13, 1988 the terms of which are hereby incorporated by reference as if fully set forth herein.

BY THE COURT,
P. Richard Thomas,

May 27, 1988, Notice of Intent to Retake Prior Name filed. TO BE KNOWN AS: LAURANN PHILLIPS.

Altomare & Barnhart
Joseph E. Altomare

1112.

RAYMOND J. SYBYL AND
SHIRLEY K. SYBYL,
HUSBAND AND WIFE

vs.

BRADLEY S. SLAGLE AND ESTER
P. SLAGLE, HUSBAND AND WIFE

Filed and issued
Dec. 31, 1987 at 11:15 a.m.

Tax & entry Paid $40.50

SUMMONS IN CIVIL ACTION

Issued (atty)

Jan. 8, 1988 Affidavit of Service filed. Before me, the undersigned officer, personally appeared Claude Lemley, an adult individual residing at Titusville, Crawford Co., PA, who being sworn according to law, deposes and says that he did personally hand to the Defendants in the above-captioned matter a Summons, at their residence of R D #2, Titusville, Crawford Co., PA, on the 5th day of January, 1988, at or about the hour of 6:50 o'clock P.M.

Claude J. Lemley, Jr.

1987

Emil M. Spadafore Jr

1113.

KATHLEEN M. MICKLER

vs.

JOHN HASTON MICKLER

Filed Dec. 31, 1987
@ 11:56 a.m.

Tax & entry Paid $40.50 ✓
Pro Co Pd 7/28/88 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Feb. 19, 1988 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, Jr., Esquire, Attorney for Pla intiff in this action and certifies that on January 4, 1988 she delivered to the Post Office in Meadville, PA for delivery to John Haston Mickler at 554 Military Co., Stuttgart, Germay, APO, New York, NY 09131 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 042 058 258 which is attached hereto as Exhibit "A". Thereafter on February 1, 1988 it was returned to Emil M. Spadafore, Jr., return receipt card bearing the same number and signed by John H. Mickler said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

July 13, 1988 AFfidavit of Consent of Defendant filed.

July 28, 1988 Affidavit of Consent of Plaintiff filed.

July 28, 1988, Upon praecipe of plaintiff attorney, for Review Under 201(c) of the Divorce code, this case moved to court.

Aug. 8, 1988, ORDER filed. AND NOW, August 8, 1988, this matter having been submitted to the court for review, and it appearing from the face of the documents that the defendant is a member of the Armed Forces of the United States of America, and is therefore entitled to the benefits of the Soldiers & Sailors Civil Relief Act, and no action having been taken to insure those benefits, this matter is returned to the Prothonotary's Office until such time as there is evidence of compliance with that statute. BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 9, 1988, copies to Atty. E. Spadafore.

Aug. 16, 1988, Agreement between parties filed.

Aug. 16, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, August 16, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

K A T H L E E N M . M I C K L E R and J O H N H A S T O N M I C K L 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

1987

FRONT

1987

Ricki Cooper

vs.

Jeffrey A. Cooper

Record Continued from Page 315

of

AD 1987 - 865

Mar. 14, 1988, ORDER FILED. AND NOW, Mar. 11, 1988, it appearing that the plaintiff has moved herplace of residence from the home of her mother to a home on the east side of Conneaut Lake, which is substantially more distant from the defendant's home and the home of the baby sitter thatn was true at the time of the order of Dec. 1, 1987, which the parties agreed upon, and it further appearing that there have been confrontations between the parties during contacts relating to the transfer of custody of the child, which are totally unacceptable, this matter is referred to John Fuller, the Custody Mediator, to hold a further mediation hearing in light of the current circumstances and file a report and proposed Order with the Court, after which either party may request a hearing de novo before the court.

Pending the mediation hearing, the Order of Dec. 1, 1988, is continued in full force and effect and both parties are cautioned that there shall be absolutely no physical or verbal confrontations between the parties or between the agreed upon boby sitter and either of the parties and in the event of any such confrontations, the court will seriously consider imposing more stringent conditions upon the custody rights of the party at fault in such confrontation.

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

Mar. 17, 1988, copies of order toR. Beighley, D. Ferguson, and John Fuller.

Apr. 14, 1988, Complaint Reinstated.

Apr 19, 1988 Order filed: AND NOW, April 19, 1988, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal Custody of Kasey Lynn Cooper shall be shared between the mother, Ricki Cooper and the father, Jeffrey A. Cooper, that is each parent shall be entitled full access to school records, medical records and other important records, and each parent shall be entitled to take part in decisions affecting the child's education, religious instruction, medical treatment and other such important decisions.

II. Physical custody of Kasey Lynn Cooper shall be shared in the following manner:

(a) From the date of this Order until April 29, 1988, the Order of December 1, 1988, is continued in full force and effect. On April 29, 1988 the mother shall per permitted to move the child from the Commonwealth of Pennsylvania and take the child with her to the mother's new residence in the State of Florida. Thereafter, custody of the minor child, Kasey Lynn Cooper, shall be shared as follows:

1. The child shall be in the custody of the motehr for the months of May, June and July in 1988. The child shall be in the custody of the father for the months of August and September in 1988. The child shall be in the custody of the mother for the months of October, November and December in 1988. The child shall be in the custody of the father for the months of January and February of 1989 and in the custody of the mother for the months of March, April and May, 1989. Thereafter, the parties shall continue to alternate having the child in their respective custody in the same manner as provided above with the mother having the child for three months and the father having the child in his custody for the next two months. The parties shall continue to alternate having the child in their custody in such manner until this order has been changed or custody in such manner until this order has been changed or amended.

2. This order is entered without prejudice to the right of either party to request a futher mediation conference or hearing at any time after the child begins kindergarten.

3. In transferring custody of the child from mother to father and from father to mother, the parties shall share the transportation responsibilities in the following manner (unless the father is able to provide free air transportation through the father's employer). The party having custody of the child will transport the child approximatley one-half of the distance to Columbia, South Carolina, where they shall meet the other parent and transfer custody of the child. The meeting place in Columbia, South Carolina shall be prearranged between the parties.

4. Venue and jurisdiction of this case will be in Crawford County, Pennsylvania, until both mother and father agree otherwise.

5. Neither party shall be under the influence of alcohol or drugs while the child is in their physical custody.

6. Neither party shall say or do anything that would tend to cause the child to think poorly of the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

7. This ordershall be a temporary order but shall become a permanent order unless exceptions are filed by either party within thirty (30) days of the date hereof.

8. Costs of the mediation conference in the amount of $100.00 shall be equally divided by the parties.

Robert L. Walker, J

April 22, 1988 Copies of order to Ruthanne Beigley and Douglas Ferguson and John Fuller, Esqs.

June 13, 1988 Petition For Ancillary Relief and Order filed. June 13, 1988 Parties shall appear at mediation conference as set by mediator.
Robert L. Walker, J

June 15, 1988 Copies of order to R. Charles Thomas, Mary Ann Kirkpatrick and Wililam Pineo

July 6, 1988 Petition For Ancillary Relief and Order filed. AND NOW, this 6th day of July, 1988, upon presentation of the foregoing Petition, the parties are hereby directed to submit to the Mental Health Center of the Meadvillle Community Center, any information which the center may require in order to make proper assessment of the parties ability to pay for the counseling and reports which were required in the order of this court dated November 6, 1987. The parties are further directed topay promptly the amounts assessed so that the reports may be released to the Mediator and this matter disposed of or payment b emade by appropriate insurance.
by the Court,
Robert L. Walker, J

July 6, 1988 Copies of order to R. Charles Thomas, Mary Ann Kirkpatrick and William Pineo

Aug 24, 1988 Temporary Order filed: AND NOW, this 24th day of August, 1988, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children, Tomi Swift and Cecili Swift is hereby awarded to their mother, Claudia Swift.

2. The father shall have the right of visitation every Sunday from 1:00 p.m. to 6:00 p.m.. Starting with the weekend of October 29, 1988, he shall have visitation on alternate weekends from Saturday at 9:00 a.m. through Sunday at 5:00 p.m. Starting with the weekend of December 2, 1988 the alternate weekend visitations shall begin Friday at 6:00 p.m. and end on Sunday at 6:00 p.m..

3. The holidays of Thanksgiving, Christmas, and Easter, will be split. The first visitation period shall begin at 9:00 a.m. and end at 3:00 p.m. and the second visitation periods shall begin at 3:00 p.m. and end at 9:00 p.m.. The father shall have the children for visitation during the morning period for Thanksgiving, 1988, and the parties shall thereafter alternate the visitation periods for the said holidays. The other holidays are defined as Labor Day, New Year's Day, Good Friday, Memorial Day, and Independence Day. Holiday visitations shall be from 9:00 a.m. to 9:00 p.m. The father shall have visitation on Labor Day, 1988, and the parties shall thereafter alternate these holidays. Holiday visitation shall take precedence over the other provisions of this Order relating to the visitation periods.

4. The father shall have visitation and temporary physical custody of his children for a two-week period during the summer of 1989 to be taken during his vacation from work. For the summers following that of 1989, the father shall have visitation and temporary physical custody of his children for one month each summer, to coincide with is vacation from work. Each summer, he shall give the mother one month's notice of the period he wishes to select. For the summer of 1990 and following, the mother shall have visitation for one weekend during the father's summer period. She shall give his notice of what weekend she selects at the time he notifys her.

5. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her children and neither shall do or say anything to blacken the character of the other in the eyes of the subject children. Each of the parties shall further instruct his or her friends and relatives not to make any disparaging remarks about the other party in the presence of the children. Neither party shall interrogate the children with respect to happenings in the household of the other party and neither shall criticise the other to the children.

6. Neither party shall expose the children to situations which are morally improper or physically unsafe, given their ages and intelligence.

7. During the time when the father is exercising his visitation rights, he shall take care to see that the children are able to engage in their normal scouting, sports, church-related, and extra-curricular school activities, unless in a particular event this is not possible or unless the father is taking his family out of town on vacation.

8. The parties shall share all information related to their children's health, education, and the major events in their lives. Health care and school personnel are authorized to release to either party any and all confidential information which they may have, except that which the affected child has legally requested be kept confidential from anyone.

9. The parties may make other arrangements with respect to visitation but only by mutual agreement. In the absence of agreement, the terms of this Order shall govern.

10. Costs and fees of this Mediation, which are fixed at $392.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case. The Mediator has noted for the Court that the parties are still in disagreement as to who should pay the outstanding costs of the psychological evaluations which has previously been ordered. Of the costs not covered by insurance, the mother shall pay $75.00 and the remainder shall be paid by the father.

11. The Mediator has noted for the Court that there is hope that the pain caused by the stress imposed upon this family by the separation and divorce will declare overtime and that the parties will then find that they can cooperate in making decisions regarding their children. Accordingly, either party may ask the Court for further Mediation at any time after June 15, 1989 to see if a shared legal custody arrangement might be in order and to address any other concerns which might have arisen meanwhile.

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

By the Court,
Robert L. Walker, J.

Aug 29, 1988 Copies of order to R. Charles Thomas, Mary Ann Kirkpatrick, William Pineo Esqs. and parties.

Mar. 26, 1992 ORDER filed. The Plaintiff has sent a letter dated Jan. 24, 1992 to William Pineo, Esq., who was the mediator in previous mediation at the above captioned number and term.

He also appeared around that time in Motion Court with a copy of the letter and indicated athat he wanted mediation in this matter and had sent a copy of the letter that he sent to Mr. Pineo to the Defendant and to her last known attorney, Mary Ann Kirkpatrick, Esq.

He also indicated that his attorney, R. Charles Thomas, Esq., would be filing a more formal request.

Apparently as a result of his activities, there was some effort on the mediator to schedule a hearing but Mr. Thomas had not filed anything additional nor has a mediation conference been scheduled.

Therefore this matter is referred to William Pineo, Esq., as child custody mediator to schedule a mediation conference at his earliest convenience.

BY THE COURT:
Anthony J. Vardaro, J.

Mar. 26, 1992 copies circulated to counsel, Dft. & Mediator by Judge Vardaro's office

Continued on Page 566A

CONTINUED FROM PAGE 566 - Swift vs. Swift -- A.D. 1987 - 687

Apr. 6, 1992 AFFIDAVIT OF NON-SERVICE, filed.

April 22, 1992 TEMPORARY ORDER. AND NOW, this 21 day of April, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The order of August 24, 1988 is hereby modified in the following respects;

a. Paragraph 2 of said order is modified so that the father shall have the right of visitation for the first three full weekends of each month from Friday at 6:00 p.m. through Sunday at 6:00 p.m. A full weekend is defined as a weekend in which Saturday occur in the same month.

b. Paragraph 4 of said order is hereby modified so that the father shall have visitation and temporary physical custody of the subject minor children for six weeks each summer. Each summer, he shall give the mother one month' notice of the period he wishes to select. During the father's summer period, the mother shall have visitation for two weekends during the father's summer time period. She shall give the father notice of what weekends she selects at the times he notices her.

2. In all other respects, the order of August 24, 1988 is affirmed and remains in effect.

3. Costs and fees of this Mediation, which are fixed at $102.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

4. 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.

April 28, 1992 copy of Order distributed to William Pineo, Esq. Custody Mediator, ; R. Charles Thomas, Esq. for Pltf.; M. A. Kirkpatrick, Esq. for Deft.

May 11, 1992 MOTION FOR DE NOVO HEARING and ORDER filed. ORDER: And now, May 11, 1992, a de novo hearing is scheduled in the above captioned matter for the 29th day of June, 1992 at 1:30 p.m. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pa.

FOR THE COURT:
Imogene Yetman, Crt. Adm.

May 15, 1992 copy in box for R. C. Thomas, M.A. Kirkpatrick & W. Pineo

May 26, 1992 REASSIGNMENT OF HEARING DATE FILED. May 22, 1992, hearing in the above matter heretofore set for June 29, 1992, is hereby reset for July 6, 1992,at 1:30 P.M., in Courtroom No. 1 or 2.

FOR THE COURT,
Imogene Yetman, Court Administrator

May 26, 1992 Copies put in Attys. Thomas and Kirkpatrick boxes.

July 13, 1992 ORDER filed. AND NOW, July 6, 1992, after full hearing, the temporary Order of April 21, 1992 is continued in full force and effect as a permanent Order with the following modifications:

1. The original Order dated Aug. 25, 1988 provided in Paragraph 8 thereof for the sharing of information and that is continued in full force and effect with the following addition: The parties shall also have shared legal custody and shall participate in all major decisions effecting the best interests of either of the children during their minority, including but not limited to medical, religious and educational decisions.

2. Insofar as Cecilie Swife is concerned, she may at her option omit one of the three weekends during the month since we are considering only at the most four additional months of visitations.

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

July 15, 1992 copy in box for R.C. Thomas & M.A. Kirkpatrick

Sept. 16, 1992 Appearance of Shafer, Swick,bailey, Irwin & Stack by James R. Irwin for Plaintiff filed.

Sept. 23, 1992 Contempt Petition and Order filed. AND NOW, this 18 day of September, 1992, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show Cause is hereby entered upon Respondent, Claudia J. Swift, to shoa cause why she should not be held in contempt of Court.

Said Rule is returnable on the 23 day of November, 1992, in courtroom No. 1 or 2 of the Crawford County Courthouse Meadville, Pennsylvania at 9:30 o'clock a.m.

BY THE COURT,
Gordon R. Miller, J

sept. 23, 1992 Copies of order put in box for atty's Irwin and Kirkpatrick

Nov. 24, 1992 Memorandum and Order filed. AND NOW, November 23, 1992, hearing on the Plaintiff's petition to adjudicate the Defendant in contempt is continued to December 16, 1992 at 10:30 am in Courtroom No. 2, Courthouse, Meadville, Pennsylvania.

Pending such further hearing by agreement ofthe parties the following visitation schedule shall obtain and take precedence over any existing visitation schedule:

1. The Planitiff shall have custody of the minor child, Tomi Swift, on Thanksgiving Day from 9:00 a.m. until 3:00 p.m. at which time she shall be returned to the home of the Defendant and shall be in the custody of the defendant from 3:00 p.m. until 9:00 p.m. at which time she shall return to the custody of the Plaintiff for a long weekend ending on Sunday, November 29th at 8:00 p.m.

2. The following two weekends shall be visitation weekends for the Planitiff from 6:00 p.m. Friday, December 4, 1992 until 6:00 p.m. Sunday, December 6, 1992 at 6:00 p.m. and the same schedule for the weekend beginning Friday, December 11, 1992 and ending Sunday, December 13, 1992.

3. If the parties between themselves agree to vary from this schedule, the agreement as to the variance shall be put in writing by the parties signed by each of the parties and a duplicate copy kept by each of the parties.

It is expected that the parties, except as modified in writing, shall comply strictly with the schedule hereinset forth until the hearing of December 16, 1992.

BY THE COURT:
Robert L. Walker, J

Nov. 24, 1992 Copies distributed by Judge's Secretary

Dec 17, 1992 ORDER filed. AND NOW, Dec. 16, 1992, after hearing on a Petition of Adjudicate the Defendant in Contempt she is hereby adjudicated in contempt, but further sanctions are not imposed at this time, provided she absolutely complies with the letter of the Orders in existence as variously modifed over the years. If she fails to comply with the Order meticulously, upon motion, a further hearing will be held to impose appropriate sanctions.

Since the defendant's actions during the late summer and fall of 1992, which required this hearing, was in our opinion, will ful, she is ordered to pay the sum of $150.00 toward the plaintiff's counsel fees within 30 days of this date.

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

Dec 17, 1992 copies given to Irwin & Pineo, copy mailed to Dft.

Jan. 20, 1993 Exhibits filed.

RECORD CONTINUED ON PAGE 566 (b).....

1987

C. THOMAS SWIFT

vs.

CLAUDIA J. SWIFT

RECORD CONTINUED FROM PAGE 566 (a)

OF

AD 1987 - 687

****

Nov. 21, 1994 Complaint For Modification Of Custody Order and ORDER AND NOTICE filed. You, C. Thomas Swift, have been sued in Court to modify the current Custody Order on Tonlyn Swift.

You are ordered to appear in person before Wm. Pineo, Crawford Co. Court House, Meadville, PA. for: (Time & date set by Mediator)

x Conciliation or mediation conference

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

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

PENNSYLVANIA LAWYER'S REFERRAL SERVICE
PENNSYLVANIA BAR ASSOCIATION
P.O. BOX 186
HARRISBURG, PA. 17108
1-800-692-7375

DATED: 11/18/94

BY THE COURT:
Gordon R. Miller, J.

Nov. 21, 1994 Order FAXED to Attys. Irwin and Thomas.

Feb. 15, 1995 Appearance of Peters, Lindsay, Lewis & Hatheway by Brian J. Lindsay, Esquire for Claudia J.Swift, Defendant, filed.

Feb. 23, 1995 Upon praecipe of Edward J. Niebauer, Attorney for defendant, appearance withdrawn.

Feb. 23, 1995 Upon praecipe of Brian J. Lindsay, Attorney, appearance for defendant, filed.

Mar. 24, 1995 TEMPORARY ORDER, filed. AND NOW, this 23rd day of March, 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Tomlyn Swift.

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

3. a. This is an order on a petition of Claudia J. Swift to be allowed to relocate to the Columbia, South Crolina area with the subject minor child. The petition is granted subject to the restriction that the mother may not move the child out of her present school until the close of the present school session. The present temporary order shall remain in effect until then. If the mother decides not to move to Columbia, South Carolina then the present temporary shall remain in effect and this order shall not be in effect.

b. For the summer of 1995, Tomlyn shall reside with her mother during the month of June and sahll reside with her father from a period beginning July 1 and endingone week previous to the opening of Tomlyn's school session in Columbia, South Carolina. Thereafter, Tomlyn shall reside with her mother from one week previous to the opening of the school session until the endof the second week after its close the following summer, and with her father from the end of the second week after the close of the school session until one week previous to the opening of school.

c. The parent not having physical custody shall right to telephone the child at reasonable times and for reasonable lenths of time and the parent having physical custody shall not unreasonably monitor the telephone conversation.

d. Tomlyn and her mother will send the father photocopies of all report cards, and at least once per month an account of her school and estracurricular activities.

4. Holiday visitation shall be arranged as follows:

a. Christmas: In odd numbered years Tomlyn shall spend with her father a period beginning December 23 and ending January 1, and on even numbered years the period shall begin on December 26 and end January 1.

b. Easter: Tomlyn shall spend her spring or Easter vacation from school with her father. The actual visitation period shall be arranged between the parties, taking into account the scheduling of transportation.

c. 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 seking 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 modiification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties will split the responsibity for transportation and will work out the necessary details.

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 child. The parties are cautioned that medical research has indicated tha ttobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

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

10. Each of the parties shall have the right to reasonable periods of visitation and temporary physical custody if he or she is in the area where the child is residing during said parent's noncustodial period.

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 my mutual consent only, in the absence of which this order shall govern.

12. Cost and fees of this Mediation, which are fixed at $302.00, are divided equally between the parties with the share of each being assessed to him or her as costs in this case.

13. The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be remitted to her. Each party shall pay the balance of his or her costs and fees owed to the Prothonotary of Crawford County within thirty days of the date of this Order.

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

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

Mar. 30, 1995 Faxed Pineo, Irwin, Thomas, Kirkpatrick & Lindsay, sent Plf. & Dft.

Continued to Page 566 C

C. Thomas Swift
vs
Claudia J.Swift

Continued from Page 566 B
of Record
AD 1987 - 687

****

Apr. 3, 1995 Request for Hearing De Novo and ORDER filed. AND NOW,this 31st day of March, 1995 upon presentation and consideration of the foregoing Request for Hearing De Novo, a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania, on the 7th day of June, 1995 at 1:30 p.m. in Courtroom No.1 or 2 of the Crawford County Courthouse, Meadville,Pennsylvania.

BY THE COURT:
Gordon R. Miller, J.

4-4-95 Faxed Lindsay & Irwin

Jun. 8, 1995 Notice of Mediation Conference filed.

Jun. 9, 1995 ORDER filed. AND NOW, June 7, 1995,at the close of court today, this hearing has not been completed, and accordingly, it is ORDERED as follows:

1. This hearing is continued until Wednesday,July 12, 1995, at 9:15 a.m., in Courtroom No. 1 of the Crawford County Courthouse. The Court will devote theentire day to this case and we direct that the parties complete the case that day. We hope that they could complete the case without taking the whole day. We would hope they would be as efficient as possible, but we will give them the entire day and insist that the case be concluded that day.

2. In the meantime, the Temporary Order of March 23, 1995, remains in full force and effect without change or modification and shall be adhered to by the parties.

3. Cathy Burkey, who is a witness called by the plaintiff, may be giving opinionevidence. ACCORDINGLY, she is ORDERED and DIRECTED to provide a full and complete summary of her testimony and opinions that she may be giving in this hearing. She shall state the subject matter in which she is going tos testify, the substance of the facts and opinions to whichshe is expected to testify and a summary of the grounds for each opinion. That written opinion shall be delivered to James R.Irwin, Esquire. If it contains any matters that she gained from being presentduring the child's testimony, Mr. Irwin shall not divulge that information to his client without further Order of Court. Miss Burkey's summary shall be delivered to James R.Irwin no later than the close of business on Wednesday, June 21, 1995.

4. This shall be a Plowman hearing, but the Court shall also have the right and ability to become involved in other visitation issues, especially if the Court permits the Plaintiff to move to South Carolina with the child.

BY THE COURT,
Gordon R.Miller, President Judge

6-9-95 Dist. to Irwin & Lindsay

July 21, 1995 MEMORANDUM AND ORDER filed. AND NOW, July 20, 1995, it is ordered as follows:

1. The defendant's modification petition is denied and the mother is now precluded from moving from Columbia, South Carolina with the child.

2. The temporary order entered March 23, 1995 is hereby vacated.

3. The custody order of August 24, 1988 as modified on April 21, 1992 is herein reinstated and shall be followed by the parties until changed either by an agreement in writing signed by both parties or further order of court.

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

July 21, 1995 Order given Attys. Irwin and Lindsay.

July 21, 1995, Exhibits filed.

Aug.14, 1995 Petition to Modify/Refer to Custody Mediation and NOTICE AND ORDER TO APPEAR filed.

You, C.Thomas Swift, Defendant, have been sued in court to obtain custody, partial custody or visitation of the child:

Tom Lyn Swift.

You are ordered to appear in person at such time and place as will be determined by the Mediator,WilliamPineo, Esq. for a mediation conference.

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

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

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

BY THE COURT:
Anthony J. Vardaro,J.

8-22-95 Copy to Attys. Irwin & Lindsay , Pineo

Aug. 18, 1995, Petition for contempt/Special Relief and Order filed. 1 copy (atty.) ORDER: AND NOW, this 18 day of August 1995, upon consideration fo the Petition for Special Relief this court hereby orders that C. Thomas swift return the subject child, Tomlyn swift, tothe Petitioner Mother, claudia J. Swift, forthwith.

by the COURT,
Gordon R. Miller, J.

8/18/95 faxed to Kirkpatrick, Thomas, Pineo, given Lindsay.

Sep. 29, 1995 ORDER filed. AND NOW,September 27, 1995, at the time fixed for hearing on the mother's Petition for Contempt that was filed August 18, 1995,the court finds as a fact that our Order of Juy 20, 1995, was clear when it reinstated the Orders of Augsut 24, 1988 and April 21, 1992. The parties would have had from July 20 to August 11 to either figure out the effect of the July 20 Order, vis a vis the prior Orders, and to take the necessary steps to make sure that the prior Order had been complied with for the summer of 1995.

It so happens that since the father obtained custody of Tomi on July 1, that his six weeks summer visitation under the 1988 Orders would have terminated on August 12, 1995. The time was perfect sothat the parties knew exactly where the Court stood and so that they could have followed the relevant Orders starting July 20, 1995 or approach the Court for further clarification.

We find as a fact that the father did not return the child onAugust 12, 1995 as he is required to do, but did return the child onAugust 18, 1995, some six days late.

ACCORDINGLY, we find the father in contempt of court and order as follows:

1. In order to compensate for the six days she lost and after having given the mother an opprtunity to choose between the summer of 1996 or weekends, we hereby order that the six lost days shall be made up as follows:

1. The second weekend of each month shall be given to the mother for the months of October, November, and December of 1995. That is, the father's weekend visitation rights on the second weekend of those three months shall be lost and shall be awarded to the mother to make up the time she has lost.

2. The father shall be required to pay one-half of themother's attorney's fees for this contempt proceeding. He shall pay $100 toBrian J. Lindsay, Esquire, no later than October 27, 1995.

3. We are not going to attempt to replace the two weekends which the mother enjoys during the 6-week summer visitation for the father. Those weekends would have been lost by the timing of our July 20, 1995 Order, given the fact that the father received custody of the child on July 1.

BY THE COURT,
Gordon R.Miller, President Judge

9-29-95 Lindsay & Irwin

Continued to Page 566 D

Swift vs Swift AD 1986 - 687 Continued from Page 566 C

Sep. 29,1995 Petition to Modify and ORDER filed. AND NOW, this 29 day of September, 1995,upon consideration of thewithin Motion this matter is referred to Child Custody Mediator, William Pineo to mediate along with other matters scheduled for mediation.

BY THE COURT
Anthony J.Vardaro,J.

9-29-95 Faxed Irwin & Pineo, given Lindsay

Oct. 3, 1995, Verification of above Petition to Modify filed.

Oct. 17, 1995, TEMPORARY ORDER filed. AND NOW, this 12th day of October, 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The Order of April 24, 1988, as modified by the Order April 21q, 1992 will be hereby continued in full force and effect.

2. The Mediator has recommended that the Petitions for Modification filed the mother should be heard by the Court and therefore a hearing in this matter is scheduled for the 11the day of December, 1995, at 1:30 P.M. in Courtroom 1.

3. Costs and fees of the Mediation, which are fixed at $32.00 are divided equally between the parties with a share of each being assessed to him or her at costs in this case.

4. The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fees to the Prothonotary of Crawford Counry within 30 days of the date of this Order.

By the Court,
Gordon R. Miller, J.

FAXED 10-18-95 Atty. Pineo & Lindsay

Jan. 9, 1996 MEMORANDUM AND ORDER filed. ORDER dated January 9,1996.

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

1-10-96 dist. to Pltf & Lindsay

1987

Kerr vs. South Side Cable Co A.D. 1987 - 861 CIVIL

July 6, 1988 Plaintiffs' Motion For Certification Of Class Action and Order filed. AND NOW, this 6th day of July, 1988, upon consideration of the Plaintiffs' Motion for Certificationof Class Action, a Rule is granted upon Defendants South Side Cable Co., Byron McCracken, David McCracken and Harriet McCracken to show cause why the above captioned action should not be certified as a class action.

Rule returnable the 25th day of August, 1988, at 9:30 o'clock, a.m., in Court Room 2, at Meadville, Pennsylvania, at which time a certification hearing will be held.

BY THE COURT:
Robert L. Walker, J

July 6, 1988 Copies of order to Barbara Smith and William Scarpitti

July 6, 1988 Certificate Of Service filed.

July 6, 1988 Notice of Deposition of W. Robert Kerr and Marian L. Kerr filed.

July 11, 1988 Notice Of Dosition David McCracken, Byron McCracken and Harriet McCracken filed.

July 25, 1988 Requests For Admissions filed.

July 26, 1988, Plaintiff's Certificate of Service filed.

Aug. 2, 1988 Notice Of Deposition of David McCracken filed.

Aug. 12, 1988 Oral Depositions of Harriet McCracken and D. Byron McCracken filed.

Aug. 23, 1988, Defendant's Response to Plaintiff's Request for Admissions, filed.

Aug. 24, 1988 Motion for Continuance of Class Certification Hearing, and Order filed. ORDER: August 24, 1988, Motin denied.

ROBERT L. Walker, Judge

Aug. 25, 1988 copies to attys. of record.

Aug. 25, 1988 Defendants answer to Plaintiffs Motion for Certification for Class Action filed.

Aug 26, 1988 Defendants' Response to Plaintiffs' Request for Production to the Defendants (set three) filed.

Aug. 29, 1988 ORDER filed. And now, Aug. 25, 1988, the evidentiary hearing as to the establishment of a class action having been concluded, the plaintiff will file a brief on or before Sept. 9, 1988 and the defendants' brief shall be filed on or before Sept. 20, 1988.

By Order of The Court,
Robert L. Walker,J.

Aug. 31, 1988 Copy of Order to Attys. Barbara L. Smith and Timothy D. McNair.

Sept 9, 1988 Fee Agreement filed.

Sept. 13, 1988 Certificate Of Service filed. I hereby certify that on the 9th day of September, 1988 a true and correct copy ofthe Plaintiff's Brief in Support of Class Certification to the defendants was served on William F. Scapitti, Jr., Esq., counself or defendants, by first class mail postage prepaid, addressed as follows:
William F. Scapitti, Jr., Esq.
Bifulco, Waidley, Scarpitti
and Associates
1300 G. Baldwin Bldg.
Erie, PA 16501-1896

Richard w. Roeder

Sept 16, 1988 Transcript of Proceedings of Hearing on Motion for Certification of Class Action Held Aug 25, 1988 filed.

Sept. 19, 1988, Oral Deposition of David McCracken filed.

Nov. 3, 1988 Opinion and Order filed. Order: AND NOW , November 3, 1988, this action is certified as a class action under Pa. R.C.P. 1710.

The class shall consist of all individuals or entities who were members of a cooperative association known as "Master Antenna TV System, Inc.". on April 2, 1987. All such individuals or entities shall be members of the class unless such member shall file of record a written election to be excluded from the class on or before a date to be fixed at the time of the hearing to determine the nature of notice.

In accordance with Pa. R.C.P. 1712, a hearing for the purpose of determining the form and nature of notice to members of the class shall be held on December 15, 1988 at 1:30 o'clock P.M. in Courtroom 2, Courthouse, Meadville, Pennsylvania. On or before November 28, 1988, plaintiffs shall file with the Court and serve upon opposing counsel a written proposal concerning the form and nature of notice to be given. Objections thereto may be filed within ten (10) days of that date by the defendants.

BY THE COURT,

Robeet L. Walker, J.

Nov. 7, 1988 copies of Order to attys. of record.

Nov. 16, 1988 Petition for Reconsideration of Order certifying Class Action filed.

Nov. 16, 1988 Order filed.AND NOW, November 16, 1988, defendants' petition for reconsideration of this Court's Order c ertifying this proceeding as a class action is denied. It was not, the intention of the Court to foreclose the proof of any facts by appropriateevidence and the finds of fact that were made were made only for the purpose of determining the certification as a class action, and because the rules apparently require such findings of fact. Without agreeing that those findings of fact were not supported by the pleadings and/or the evidence, the Court's Order certifying this as a class action insofar as it contains findings of fact shall not be considered as a final determination of those facts, and the trier offact in the ultimate proceeding shall have the right to make determinations as to any facts necessary to an ultimate decision based upon the evidence as presented at trial.

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

Nov. 16, 1988 Copies of Order to attys. of record.

Continued on Page 605

Nov. 16, 1988, EXHIBITS filed.

Linda M. Close
vs.
William F. Close
****

Record continued from page 161
of record
A. D. 1987 - 711
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May 20, 1988 Petition To Modify Custody Order and Order filed. AND NOW, this 20 day of May, 1988, in consideration of the within Petition John Fuller, Esq., is hereby appointed the Child Custody Mediator for this case. The said Child Custody Mediator shall conduct a conference attended by the parties and their counsel at such time and place as he directs. Attendance of the child and witnesses shall be at the discretion of the Mediator.

by the court,
P. Richard Thomas, J

May 24, 1988 Copies of order to Thomas O'Shea and John Fuller

June 2, 1988, Acceptance of Service filed. I, Harry F. White, esq. atty. for dft. hereby accept service of the cert. copy of the Petition to Modify Custody order filed on May 20, 1988 on behalf of my client wm. F. Close
Dated: May 31, 1988

Harry F. White, Esq

June 6, 1988, Defendants Petition to Modify Custody Order filed. ORDER: AND NOW, this 6th day of June 1988, in consideration of the within petition, and further, in consideration of the fact that JOhn Fuller, esq. has been heretofore appointed the Child Custody Mediator for this case and has sc heduled a hearing for June 8, 1988 at 2:00 in this matter, this matter is referred also to John Fuller, esq. to be heard on June 8, 1988 at 2:00 p.m..

BY THE COURT,
Robert L. walker, J.

June 6, 1988, copies to Thomas O'Shea, JOhn Fuller and Harry White.

June 16, 1988 Order filed. AND NOW, June 16, 1988, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED that the prior order of September 15, 1987 shall continue in full force and effect until a further order has been entered.

The parents, LInda M. Close, and William F. Close, are to arrange to have a psychological evaluation of the child and their respective home situations by a staff psychologist at Meadville Medical Center, Mental Health Unit. The parents shall cooperate fully in procuring such an evaluation. The written report of the evaluation shall be furnished to the child custody mediator, John Fuller, Esquire, and to the attorneys for both parents. Following receipt of the written report a proposed order will be submitted to the court, without further mediation conference.

Cost of the mediation conference and psychological evaluation shall be paid by Crawford County.

Robert L. Walker,J

June 17, 1988 Copies of order to Thomas O'Shea, Harry White and John Fuller

Aug. 23, 1988 ORDER filed. AND now, Aug. 23, 1988 after mediation conference before John Fuller, Esq., IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO WIT:

I. Legal custody of Andrew Paul Close, shall be shared between the mother, Linda M. Close, and the father, William F. Close, that is each parent shall be entitled full access to medical records, school records and other important records and each parent shall be entitled to take part in decisions affecting the child's education, religious instruction, medical treatment, and other important decisions.

II. Physical custody of Andrew Paul Close shall be with the mother, Linda M. Close, subject to the following conditions:

(a) The father shall be entitled to visit and take the child into his custody each Summer from June 15th until August 15th.

(b) The father shall be entitled to visit and take the child every Christmas vacation for a period of ten (10) days corresponding with the child's Christmas vacation from school.

(c) When the child is in the home of the mother in Massachusetts, it shall be the obligation of the father to provide transportation of the child from the mother's home in Massachusetts to the father's home in Crawford Co. Pa. When the child is in the home of the father in Crawford Co.,PA., it shall be the obligation of the mother on change of custody to provide transportation of the child from the father's home in Crawford Co., PA. to the mother's home in Massachusetts.

(b) Both mother and father shall seek professional counseling in an effort to deal with any ongoing mental or emotional problems they may have and they shall also secure such counseling for their son, Andrew Paul Close.

(e) Neither parent shall say or do anything in an attempt to turn the child against the other parent, but on the other hand, shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents. Specifically the father shall not write to the child about inappropriate matters and each parent shlal have an option to screen letters received by the child from the other parent before providing the letters to the child.

(f) Neither parent shall expose the child to any situation or person which may be harmful to the child's health or welfare.

(g) Bother mother and father shall notify the other in the case of any emergency or injury regarding the child and each shall provide the other parent with a current telephone number.

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

Additional cost of the mediation conference in the amount of $80.00 shall be paid by Crawford Co.

Robert L. Walker, J.

Aug. 25, 1988 Copy of Order to Atty.s Douglas Ferguson, Harry White and John Fuller.

Continued On Page 568A

1987

Sept. 2, 1988, Defendant's REquest for Trial De Novo and Exceptions to Temporary Order, and Order filed. ORDER: AND NOW, this 2 day of Sept. 1988, upon consideration of the foregoing request for a Trial De Novo, a trial in the above custody case is scheduled for the 30 day of Sept. 1988 at 9:30 a.m. in C. R. No. 1.

BY THE COURT,
P.Richard Thomas, J.

Sept. 2, 1988, copies to D. Ferguson, H. White and John Fuller.

Sept. 21, 1988, ORDER CHANGING HEARING DATE filed. AND NOW, Sept. 21, 1988, hearing in the above matter heretofore set for Sept. 30, 1988 is hereby reset by the court for Oct. 19, 1988 at 9:00 a.m. in C. R. 2.

For the Court, Imogene Yetman, Ct. Adm.

Sept. 22, 1988, copies to D. Ferguson, H. White and JOhn Fuller.

Oct. 14, 1988 Motion To Continue Custody Trial and Order filed. AND NOW, this 14 day of October, 1988, upon consideration of the foregoing motion to continue, the trial de novo in the above captioned case is hereby continued to the 28 day of Dec., 1988 at 9:00 o'clock Pl consents.

BY THE COURT,
P. Richard Thomas, J

Oct. 14, 1988 Copies of order to Douglas Ferguson, Harry White and John Fuller

Dec. 28, 1988 Exhibits filed.

Dec. 30, 1988 Order filed. AND NOW, December 28, 1988, the Temporary Order of August 23, 1988 is adopted as a permanent Order until further Order of Court. In the event any party wishes to have further review of this matter, to which they may be entitled, the Court will expect that thepsychologists or other professionals who have worked with the family will be subpoenaed and called as witnesses.

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

Jan. 11, 1989 Copies of order to Douglas Ferguson and Harry White

July 30, 1990 Defendant's Petition To Modify Custody Order and Order filed. You, Linda M. Close, Plaintiff have been sued in Court to obtain custody of the children: Andrew Paul Close.

You are ordered to appear in person for a conference at such time and place as may be set by John Fuller, Esquire, Child Custody Mediator.

If you fail to appear as provided by this Order, an Order for custody may be entered agains tyour 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
c/o Prothonotary
Courthouse
Meadville, Pennsylvania 16335
Telephone 724-4636

Date: July 30, 1990
1 copy atty; 1 copy mediator

BY THE COURT:
Gordon R. Miller, J

Aug. 31, 1990 Order filed. AND NOW, August 29, 1990, after mediation conference before John Fuller, Esquire, IT IS HER EBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Andrew Paul Close shall be shared between the father, William F. Close, and the mother, Linda M. Close, that is, each parent shall be entitled full access to school records, medical records and other important records and each parent shall be entitled to tak epart in important decisions affecting the child such as the child's education, religious instruciton and medical treatment.

II. Physical custody of Andrew Paul Close shall be with the mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody each Summer from June 15th until August 15th.

B. The father shall be entitled to visit and take the child into his custody every Christmas vacation for a period of ten (10) days corresponding with the child's Christmas vacation from school.

C. When the child is in the home of the mother in Massachusetts it shall be the obligation of the father to provide transportation for the child from the motehr's home in Massachusetts to the father's home in Crawford County, Pennsylvania. When the child is in the home of the father in Crawford County, Pennsylvania, it shall be the obligation of the mother on change of custody to provide transportation for the child from the father's home in Crawford County, Pennsylvania to the mother's home in Massachusetts. In the event the parties are able to arrange to purchase round trip airplane tickets for the child's transportation, the cost of such tickets shall be evenly divided between the mother and the father.

D. The mother and child shall continue professional counseling and the father is encouraged to seek professional counseling.

E. Inasmuch as the mother has agreed to quit smoking, she is ordered and directed not to expose the child to cigarette smoke in any setting, insofar as is possible.

F. The mother is directed to instruct the maternal grandparents not to be physically rough with the child nor to ridicule him in any way.

G. The noncustodial pa rent shall be limited to two (2) telephone conversations per week, which telephone calls shall be made on Wednesday and Sunday of each week at a time to be agreed upon between the parties.

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

I. Neither mother nor father shall expose the child to any person or situation which may be harmful to the child's healt or well being.

J. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish the other with a current telephone numbers and current addresses at all times.

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

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

Gordon R. Miller

Aug. 31, 1990 Copies of order put in Douglas Ferguson, Terry Toomey and John Fuller's box.

Sept 19, 1990, Appearance of Kathleen R. Nelson, attorney for William F. Close filed.

Continued on page 574b

Elaine m. S. Reist

vs.

Richard H. Reist

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Record continued from page 249

of record

A.D. 1987 - 799

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Sept. 13, 1988 Order for De Novo Hearing filed. And now, September 13, 1988, pursuant to the request of the defendant father hereto attached a hearing on adjustment of visitations between the parties is scheduled for November 22, 1988, at 1:30 p.m., in Courtroom 1 or 2.

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

Sept. 16, 1988 Copies of order to Anthony Vardaro, Barry Smith and Richard Reist

Oct. 25, 1988, Confirmation Of Hearing date - Order filed. And now, Oct. 25, 1988, there appears to be some confusion between the parties regarding the established hearing date in this custody matter. By order of Sept. 13, 1988, this court established a hearing date of Nov. 22, 1988, at 1:30 p.m. Corresponsence received from both parties seemingly indicates that one or both are under the assumption that hearing has been cancelled or continued. Such is not the case.

Both parties are advised that the case will be heard as previously scheduled on Nov. 2, 1988 and the parties should prepare for hearing on that date.

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

Oct. 27, 1988, copies to an. vardaro, Barry Smith, Richard H. Reist and Elaine S. Reist.

Nov. 23, 1988 Order filed. AND NOW, November 22, 1988, at the time fixed for hearing after an informal conference and interviewing the subject child, the parties essentially agree to the following modification of visitation:

The father shall have the right to take the child for a visit over the Thanksgiving school vacation and one-half of the Christmas school vacation, which in 1988 will be the second half of the school Christmas vacation and the first half with the child remainint with the mother, and the first and second halves shall be alternated thereafter.

The father shall have the right to take the child on an extended summer vacation beginning on the first Saturday after school is out and ending on July 5th, at which time the child shall return to his mother, and a second period beginning on the last Saturday of July and continuing for a period of three weeks.

During the balance of this school year, the father shall have the right to one weekend visit per month at his option and shall notify the mother at least seven (7) days in advance of any weekend selected. In the event the mother has other plans for that weekend, she may postpone the proposed weekend visit for one week, not to exceed two occasions during the balance of the school year. Since the father is presently in Meadville, the parties have agreed that the 1988 Thanksgiving vacation can commence this date, with the child to be returned to the mother on Sunday, November 27, 1988.

Transportation for the Thanksgiving visits and for any weekend visits and for any optional weekend visits exercised shall be furnished by the father. Transportation for the Christmas visits and the summer visits shall be furnished by the party receiving th e child.

Except as modified herein, the original Order shall continue in full force and effect. Both parties are cautioned that the provision relating to legal custody, which term refers to the right of both parents to have input into serious questions regarding the child's well-being, such as medical decisions, religious training, and the like, is considered extremely important by the Court and the parties will be expected to abide by that Order.

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

Nov. 28, 1988 copies of order to Anthony Vardaro, Barry Smith and John Fuller.

May 29, 1991 Order filed. This Court received a written request from Richard H. Reist on May 28, 1991, complaining that the mother of the child involved in this custody issue is refusing to hone the third paragraph of the Court's Order dated November 22, 1988, according the father an extended summer vacation period beginning the first Saturday after school is out and ending July 5. The father also complains that other provisions of the Order requiring sharing of infomration inthe child's best interests has not been complied with. The objecting father requests a hearing June 3, 1991, to resolve these issues.

Upon review of the June court calender, the Court finds the same is hopelessly crowded with already scheduled cases and there is no opportunity to schedules an emergency hearing for this type of case. ACCORDINGLY, we refer this matter back to Custody Mediator John Fuller and direct that he schedule a conference with the parties and th eminor child on or before June 17, 1991.

In the meantime, mother is advised that the Court expects strict ocmpliance with the Order agreed to by the parties November 22, 1988.

DATED: May 28, 1991.

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

May 29, 1991 Copies mailed to Plaintiff and Defendan tby Court Administrator. May 31, 1991 Copy put in John Fuller's box.

Jan. 24, 1994 ORDER filed. Re: Request for Enforcement of Custody and Visitation Order Janualry 21, 1994 An original custody was entered in this case November 13, 1987. The matter was further reviewed November 22, 1988 when the original order was modified to some extent. The matter was again before the Court May 28, 1991 with the father's request for review because previous orders were not being complied to. Due to a crowded court calendar, the matter could not be scheduled on the June 3, 1991 date requested by the father. Accordingly, we referred the matter back to the ?Custody Mediator for scheduling of a further conference between the parties on or before June 17, 1991. Apparently through some procedural oversight, the Custody Mediator was not supplied with a copy of said order and accordingly, never scheduled a review conference with the parties.

On December 22, 1993, the Court received the attached request by the Defendant father pointing out the failure of the mediator or schedule said conference and enumerating various instances where the previous order had been violated by the mother or that the mother was condoning improper conduct by the juvenile and that the father's interest in the child has been thwarted by the mother's uncooperatiave attitude (see copy of letter to Court attached hereto).

Father also requested an immediate temporary order changing legal custody of the child from mother to father and also requesting a formal custody hearing to be scheduled after the termination of the school year in June 1994.

CONTINUED ON PAGE 568C

Elaine M.S. Reist
vs.
Richard H. Reist

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We decline at this time to enter an ex parte order changing custody of the minor child but will accede to the Defendant's request that a review hearing be held after school terminates in June 1994.

Accordingly, we set a review hearing before one of the judges of Crawford County to be held June 7, 1994 at 9:30 A.M. in Courtroom No. 1, 2 or 3 of the Courthouse, Crawford County.

We urge the parties in the meantime to cooperate in the best interest of the child in compliance with the terms and conditions of existing orders.

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

Jan. 26, 1994 copy to Plf. & Dft.

June 9, 1994 ORDER filed. AND NOW, June 7, 1994, after a formal hearing where the parties were not represented by counsel the Court heard evidence in two areas (1) the father's allegations that the mother was not following the Court Order, and (b) a modification for the future. The Court is attempting to do what is in the best interest of the child who is sixteen (16) and advises his preferences and respecting the father's absolute right to have his child with him. Accordingly, it is ORDERED as follows:

1. The mother has violated the Court Order with respect to the Christmas, 1993 visitation by permitting elective surgery to take place at such a time that interfered with the father's Court ordered visitation during the first half of Christmas. The mother isheld in contempt for that event, but no further punishment is imposed so long as she fully and completely complies with this Order for the next twelve (12) months without fail.

2. The parties are encouraged to work together to afford the father reasonable periods of visitation and access to his son. If they mutually agree to modifications or changes then they may modify the Order on their own. If they don't mutually agree thaen this Order shall be followed without exception.

3. Primary physical custody of the child shall be with the mother with the parties having shared legal custody, that is each shall be entitled to full access to his medical records, school records and other important records and information and each shall be entitled to take part in decisions affecting the child's education, religius upbringing, medical treatment and other important matters. The mother shall at least on a monthly basis report in writing to the father in a nonabrasive and nonconfrontational way the progress that her son has been making and other important matters in his life so that the father is aware of what is taking place. That may include sporting events and other types of events that the child is engaged in.

4. Each party shall advise the other of any injury, illness or sickness that occurs while the child is in his or her custody. If there is time to make elective decisions the parent havign custody shall contat the other parent ot let the other parent know what is taking place and give the other parent a reasonable opporltunity to participate in the decision. If there is not time for elective decisions and the child is facing emergencies, then the custodial parent shall notify the other parent as soon as possible of the event that involves the child. At all times they shall each have a current address and telephone number where the other may be reached.

5. The father shall have the following visitation rights:

A. He shall be permitted to take the child on a visitation over the Thanksgivign school vacation starting at 6:00 o'clock p.m. on the day school is out and ending at 8:00 o'clock p.m. the following Sunday unless the next day Monday is not a school day in which case he shall return the child at 4:00 o'clock p.m. on Monday.

B. The father shall be permitted to take is son with him during one-half (1/2) of the Christmas School vacation. For 1994, that shall be the first half of the school vacation with the second half being with the mother. In even numbered years the father shall have his son during the first half of Christmas vacation and in oddnumbered years he shall have his child during the second half of school Christmas vacation.

C. For the summer of 1994, the father shall have the right to take his child on an extended summer vacation for one (1) month, that is thirty-one (31) consecutive days. He shall elect these days for 1994 and notify the mother in writing of his election no later than 5:00 o'clock p.m. on Friday, June 10, 1994.

D. The father shall have the right to take his child on an extended summer vacation during the summer of 1995 for a period of seven (7) weeks with the time to be mutually agreed upon between the parties. If they cannot agree, then the summer vacation shall begin on the first Saturday after school is out and end on July 5th and the second period hall begin the last day of July and continue for three (3) weeks.

sThe main reason the Court is shortening the 1994 summer vacation is that the Court believes the son should have a private room in private sleeping quarters, but also believes he should be with his father for some part of the summer nontheless. We would expect the father to have better sleeping arrangements for his son for the summer of 1995 if he is to have the son for seven (7) weeks that summer.

E. Summer visitations are a problem and difficult to work in a way that satisfies all parties. For instance, the son may want part time work and may want to engage in other activities. On the other hand, the father has an absolute right to be with his son and have his son with him. The parties are encouraged to try to work this out in a smooth way. For instance, maybe the son may engae in extracurricular activities in North Carolina such as joining weight clubs, et cetera, so that he can continue to do the things he wants to do and quite possibly obtain part time employment or summer time employment in North Crolina so he could be working during periods of time when his father is working. It is hoped, but we do not order, that the father would take his vacation in the summer time if he can and that that would be during a period of time when his son is with him so that they could spend the entire day together.

F. During the balance of the school year the father shall have the right to one (1) weekend visitation per month at his option and shall notify the mother at least fourteen (14) days in advance of the weekend selected. If the mother has other plans for that weekend, she may postpone the proposed weekend visits for one (1) week, but she may only make postponements on two (2) occasions during the school year.

5. Transportation for weekend visits and Thanksgiving visits shall be paid for by the father. So long as the father lives no farther away than Chapel Hill, North Carolina transportation for Christmas and summer shall be split by the parties with the party receiving the son having the responsibility for providing transportation. The party receiving the son shall notify the other party as soon as possible but no less than seven (7) days in advance of a pickup as to the exact manner in which transportation should take place. If transportation is going to take place by public transportation such as bus, railroad or airplane, then the party responsible for transportation shall make sure that the tickets are properly delivered and that the other party knows at least seven (7) days in advance of the exact schedule for that transportation.

The other party who has custody of the child shall then make certain that the child is delivered to the terminal on time for the transportation that has been scheduled. The cost of delivery of the child to the terminal shall be paid by the party who then has custody and is about ready to relinquish custody.

6. The father is encouraged to communicate with his son on importatn dates such as holidays, religious events, birthdays and other significant events in the life of the child. The noncustodial parent shall have the right to contacat the child by telephone while the child is in the custody of the other. The Court believes that those phone calls should not exceed two (2) per week, but leaves that up to the parties. The that should not exceed two (2) times per week. Since this child is almost an adult, the telephone calls should not be monitored or censored in any way.

7. Neither party shall do anything nor say anything in the presence of the child that would tend to turn the child against the other parent. on the other hand, each parent shall do everything within his or her power to foster a favorable and loving attitude on the part of the child toward both parents. There in the presence of the child. If there are any disputes, arguments or bickering that shall take place outside of the hearing of the child.

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

June 16, 1994 copy faxed to Fuller, mailed to B. Smith, Plf. & Dft.

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-d-

1987 **TERM**

10. **INCOME TAX MATTERS:** For the tax year of 1988, and any subsequent years until both parcels of real estate are sold, the parties shall cooperate and share information in the filing of tax returns and shall prepare and file returns which shall produce the lowest possible tax liability for both parties, and each party shall be responsible for the taxes upon the income he or she generates, earns or accrues in any such tax year excpet that the total income taxes payable by both partie swith respect to income produced as a result of the sale or sales of real estate shall be apportioned between the partie supon the basis of seventy (70%) percent payable by husband and thirty (30%) percent payable by wife.

11. **ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES:** Each party relinqueshes any right to alimony pendente lite or alimony that he or she may have and each par ty shall bear his or he rown counsel fees, costs and expenses.

12. Husband has filed an inventory and appraisement. Wife did not file an inventory and appraisement. Neither party has filed an income and expense statement. Each party hereby waives the requirement of filing inocme and expense statements and husband waives the requirement of the filing of an inventory and apprisement by wife. Each party is sufficiently knowledgeable regarding the assets, debts, income and expenses of the other party hereto. to his or her own satisfaction.

13. Each party hereby represents to the Court that he or she has had the benefit of separate legal counsel throughout this matter.

14. Neither party hereto shall make any claim against the estate of th eother party hereto apart from th erights et forhtin this decree, and neither shall seek to administer the estate of the other, nor in any way to contest the willor make any claim against the estate of the other party hereto.

15. Ronald C. Amos, by himself and by his attonrey, Gary A. Fabian, Esquire, and Annetta L. Amos, by herself, and by her attonrey, R. Charles Thomas, Esquire, do her eby consent to the terms and conditions of this divorce decree and that this decree may be ntered into Court other without further notice to the attonrey or the parties.

This order shall be effective as of this 29 day of June, 1988.

BY THE COURT,

P. Richard Thomas, P.J.

Sept. 20, 1988 Motion to Set ARgument Before the HOnorable Robert L. Walker and Order filed. And Now, September 20, 1988, argument reset for October 20, 1988, at 11:00 a.m., before Judge Robert L. Walker, For The Court,
Imogene Yetman, C.A.

Sept. 20, 1988 Copies given to atty's

Oct. 21, 1988 ORDER filed. AND NOW, Oct. 20, 1988, at the time fixed for argument on the cross exceptions filed to the Master's report, it being apparent that the Court will need a current payoff figure of the two mortgages on the property, each party is directed to submit to the Court a payment schedule on the mortgages covering the year 1988, from January to December, the period from this date to December, being on the assumption that regular monthly payment are made.

Each party shall submit these documents on or before Oct. 27, 1988, and shall furnish copies to the other and either party that wishes to dispute the figures of the other may request a hearing from the Court within five (5) days after the copies are received.

By Order Of The Court,
Robert L. Walker, Judge

Oct. 24, 1988 Copy of Order to Attys. Mary Ann Kirkpatrick, R. Charles Thomas.

Dec. 14, 1988, Petition for Bifurcation and Order filed. AND NOW, Dec. 14, 1988, upon presentation of Plaintiff's Petition to Bifurcate, a hearing is scheduled thereon for Jan. 25, 1989, for 9:30 a.m. in Courtroom 1 or 2 of the Crawford County Courthouse, in Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Dec. 16, 1988, copies to Attys. M. Kirkpatrick, and R. C. Thomas.

Jan. 27, 1989 Memorandum filed.

Jan. 27, 1989 **D E C R E E F I L E D .**

AND NOW, January 27, 1989, upon consideration of the pleadings and affidavits filed in the above captioned case, the Master's Report, and the Memorandum filed simultaneously herewith, an absolute divorce from the bonds of matrimony is granted to RALPH AL ACKER and YVONNE D. ACKER on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of f iling the complaint, and an affidavit has been filed by each of the parties evidencing their consent to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

This Decree is entered with the following additional provisions:

1. The Defendant shall return to the Plaintiff within five (5) days of the date this Decree be comes final an afghan made by the Pl aintiff's grandmother, now in the Defendant's possession.
2. The Plaintiff shall within five (5) days of the date this Decree becomes final return to the Defendant a 1975 Masey Mercurysnowmible.
3. The Plaintiff shall retain possession and ownership of a 1976 Ford truck.
4. The Defendant shall retain ownership and possession of a Farmall tractor subject to payment to the Plaintiff of the sum of $2,000.00 as hereinafter provided.
5. The Defendant shall retain possession and ownership of a 1979 Buick.
6. Allother personal property in the possession of the Defendant is awarded to the Defendant.
7. All other personal property in the possession of the Plaintiff is awarded to the Plaintiff.
8. The marital home which includes the Defendant's business premises situated in Vernon Township, Crawford County, Pennsylvania, at R.D.4, Hager Road, Meadville, Pennsylvania, is awarded to the defendant subject to all existing liens which shall be the obligation ofthe defendant, and subject to payment by the Defendant to the Plaintiff of the sum of $23,357.94, which obligation is hereby imposed as a lien upon the premises, and the Prothonotary of Crawford County is directed to index in the judgment dockets of his office a judmgent in favor of the Pl aintiff and against the Defendant in said sum. The entire balance of said obligation shall be paid on or before a date two (2) years after the date this Decree becomes final. Pending payment of the principal of said pbligation, the Defendant shall pay to the Plaintiff in monthly installments interest at the rate of 10-1/2% per annum computed and payable monthly on the unpaid balance. The Plaintiff may enforce this obligation by execution process after the same becomes due and payable, or at any time in the interim that interest payments become in default for a period exceeding ninety (90) days. In any execution or enforcement proceedings in connection with the obligation hereby created, the Defendant shall be entitled to the benefits of the Act of January 30, 1974, P.L. 13, 41 P.S. 101 et seq. in the same manner as though this obligation were a residential mortgage as defined in that Act.
9. The Costs and fee sof the Master and other appropriate costs in this proceeding having been paid pursuant to an earlier Order, no further order is entered in relation thereto.

BY THE COURT,
Robert L. Walker, J

Aug. 9, 1991,Upon praecipe of plaintiff, judgment above is hereby forever, discharged and satisfied, of record.

1987

Kerry P. Kuhns

VS.

Brenda L. Richmond

RECORD CONTINUED FROM PAGE 87

OF

AD 1987 - 637

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July 8, 1988 ORDER filed. AND now, this 8 day of July, 1988, the Motion for Referral to a Custody Mediator is granted.

The parties are ordered to appear in person at the time and place selected by Wm. Pineo, Custody Mediator.

Service of this Order shall be made by regular mail upon respondent's attorney.

By The Court,
Robert L. Walker, J.

July 8, 1988 Copy of Order to William T. Morton and William Pineo.

July 15, 1988 Answers in response to the petition for Contempt filed

Aug. 16, 1988 Temporary Order filed. AND NOW, this 16th day of August, 1988, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The mother shall have legal and physical custody of her daughter, Heather Renee.

2. The father shall have the right of visitation every Saturday, beginning with Aug. 27, 1988 from 10:00 a.m to 11:00 a.m. Visitation shall take place at the home of the mother. Starting Sept. 31, 1988, the hours of the Saturday visitations shall be lengthened so that they begin at 10:00 a.m. and end at 5:00 p.m. The father shall have the right to take his daughter from the home of the mother to visit his parents or any other place which is appropriate for a child of Heather's age and experience to be, provided he lets the mother know where the child will be taken. Starting with the weekend of March 25, 1989, the father shall have visitation on alternate weekends from Saturday at 10:00 a.m. to Sunday at 5:00 p.m.

3. For Christmas, 1988, and in each year thereafter, the father shall have the right of visitation with his daughter from 1:00 p.m. to 6:30 p.m. Other major holidays are defined as Thanksgiving, Easter, Memorial Day, Independence Day and Labor Day. Holiday visitation hours shll be from 10:00 a.m. to 6:30 p.m. The father shall have the right of visitation with his daughter for Thanksgiving, 1988 and the parties shall thereafter alternate the holidays. The provisions of this paragraph shall take precedence over the other provisions of this Order respecting visitations.

4. In all visitations, unless specifically otherwise provided, the father shall have the right to take his daughter wherever he wishes, provided that he lets the mother know where the child is to be taken and that the places to which he intends to take Heather are appropriate for a child of her age and experience.

5. In view of Heather's present youth, extended summer vacation visitation periods are not now provided for but either party shall be allowed to ask the Court to adjust the visitation schedule to allow for summer visitation or to make other adjustments that may seem to be required after Heather reaches the age of 4.

6. Should the father be more than one hour late in picking up his daughter for visitations and shall not have called the mother ahead of time with a void excuse, the mother may consider the visitation canceled.

7. The parties shall share any and all information related to Heather's health, education, and major events in her life. Health care and school personnel are directed to divulge to either party, upon request, any and all confidential information that they may have about Heather.

8. The parties are to keep each other informed of each other's addresses and phone numbers so that the communications necessitated by this Order can be carried out. The parties are not to use contacts necessitated by this Order to harrass or annoy each other in any way.

9. If the father has to work on any weekend and so will be late or cannot make a visitation, he shall give the mother 48 hours notice if that is at all possible and as soon as he can, if that is not, then the parties shall make alternative arrangements.

10. Costs and fees of this Mediation, which are fixed at $102.00 are divided equally between the parties with a share of each being assesed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford Co.

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

By the Court,
Robert L. Walker, J.

Aug. 16, 1988 Copy of Order to Attys. William T. Morton and William Pineo, and Ruthanne Beighley.

Mary A. Dritto

vs.

Bonnie R. Easler and Regis J. Easler

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of record

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Dec. 19, 1989 Sheriff's Return filed. SERVED Bonnie R. Easler personally on November 29, 1989 at 3:39 PM by handing copy of Subpoena toher at residence, R.D.#1, Bxo 532, LInesville Crawford County, PA.
SERVED Regis J. Easler on November 29, 1989 at 4:30 PM by handing copy of Subpoena to Bonnie R. Easler, his wife, at residence, R.D.#1, Box 532, Linesville, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

On February 1990 Trial List

Jan. 31, 1990 Order filed. AND NOW, January 29, 1990, in view of bankruptcy proceedings of the Defendants, this case is continued generally, only to be relisted on motion of either party.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Feb. 2, 1990 Copy of order put in Stephen Hall's box and copy mailed to Terry Wheeler

Continued from page 519 AD 1987 - 1069 (Hogue vs. Hogue) Divorce

Dec. 1, 1988 **DIVORCE DECREE FILED.**

AND NOW, November 29, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

THEODORE J. HOGUE and ROBIN K. HOGUE

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. Richhard Thomas, J.

5. The mother shall have the right to telephone her children each week for a period not to exceed one -half hour

6. The costs of transportation shall be allocated as follows: The father shall be responsible for transportation necessitated by the mother's visitation in the summer of 1988. Thereafter, the parties shall split the costs of the visitation. the costs of the telephone conversations will also be split evenly.

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 children and neither shall do or say anything to blacken the charac ter of the other in the eyes of said children.

8. Costs and fees of this Mediation, which are fixed at $62.00 are dividedn in half. The Mediator has noted for the Court that the mother has no income and her share is assessed to Crawford Co. The father's Sahre is assessed to him as costs in this case.

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

BY THE COURT

Robert Walker, J.

August 1, 1988 Copies of Order sent to Bettie J. Peterson-Muth, Theodore H. Watts, Wm Pineo Anna m. Phelps and Dean A. PHelps

Sept. 14, 1988 Petition To Have Respondent Held In Contempt For Failure To Comply with Visitation Order and Order filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for visitation.

If you wishe to defend against the claim set forthin the following pages, you may, but are not required to, file in writing with the curt your defenses or objections.

Whether or not you file in writing withthe court your defenses or objections, you must appear in person in court on Sept. 29, 1988 at 2:00 p.m. in Court Room 1 or 2, at Court of common Pleas of Crawford County ,Courthouse, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for visitaiton, you may be found to be in contempt of court and committed to jail, fined or both.

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

Crawfor dCounty Bar Association
Service to the PUblic Committee
c/o Prothonotary
Courthouse
Meadville,Pennsylvania 16335
Telephone 724-4636

DAted: 9/14/88

BY THE COURT,
P. Richard Thomas, J

Sept. 19, 1988 Copies of order to Bettie Muth, Theodore Watts and William Pineo

Sept. 26, 1988 Motion To Continue and ORDER filed. AND NOW, this 26th day of September, 1988, upon consideration of the within Motion to Continue, hearing in the above matter is continued to the 17th day of Oct., 1988, at 9:00 o'clock A.M., prevailing local time, in Courtroom No. 1 or 2, Crawford County Courthouse Meadville, PA.

For the Court,
Imogene Yetman, J.

Sept. 29, 1988 Copy of Order to Bettie Peterson-Muth, Theodore Watts and William Pineo.

Oct. 21, ORDER filed. AND NOW, Oct. 17, 1988, the matter is before the Court on a contempt petition alleging the father had not complied with a Court Order of Aug. 1, 1988 regarding a summer visitation period for the children between Aug. 13 and Aug. 21. The matter is handled in an informal manner with input from the parties and their counsel. It appears that the children were here the first week of August, stayed with their grandparents in Ashtabula, Oh and had daytime visits with the mother. It appears the letter from the Custody Mediator, dated June 14 was not received by the Court of the parties until some time after July 26, 1988 and indeed the temporary Order of Court was not dated until Aug. 1, 1988, even though the Mediation Hearing was held June 13, 1988. Thus there was some confusion on the part of both parties as to the recommendations contained in the letter of the Custody Mediator, dated June 14,1988. Under any circumstances, we find no basis for holding the father in contempt and dismiss that allegation.

The matter is reviewed again by the parties and the situation regarding the mother presents problems because of her limited physical arrangements. She still resides at the same address on Walnut Street and has a two-room apartment that contains only one double bed.

While her suggestion that the children sleep in sleeping bags on the floor might be satisfactory for one or two nights, the Court does not visualize this arrangement as a satisfactory one over extended visitation periods.

The next visit required by the Order is a Christmas visit in 1988 and the Court hereby establishes the dates for said visits as Tuesday, Dec. 27 through Tuesday, January 2. The difficulty arises by virtue of the fact that the children live nine hours away in Fredericksburg, Virginia with the father. It shall be the responsibility of the father to deliver the children for said visit by 5:00 p.m., Dec. 27, and he may pick them up from said visit at a time to be arranged after Noon on Jan. 2, 1989. The mother is unemployed and has no transportation, and accordingly, the Court imposes on the father the responsibility of picking up and returning the children for the Christmas visit and any of the summer visits provided by the Order until there is a change in the mother's situation.

The Court agrees that for extended visits between mother and children, that she has inadequate space in her apartment to adequately care for the children. The father has volunteered the services of his brother, David Phelps, who resides in Kerrtown as the primary custodial home during the night time for the children on the Christmas visit and all other visits until the mother's circumstances change. ACCORDINGLY, the children will spend the nights at the residence of their uncle for all visits, but the Court declines to precisely set the hours that the children will be picked up by the brother, believing that the mother's plans for the children and perhaps the brotehr's plans may vary from day to day. It is the intention of the Court, however, that the children will spend largely their sleeping hours at the brother's

Record Continued on Page 575 (a)

1987

Anna M. Phelps

Vs.

Dean A. Phelps

RECORD CONTINUED FROM PAGE 575

OF

AD 1987 - 894

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home and generally, these hours would run between 9:00 or 9:30 am., each night.

The Court notes that the Order of Aug. 1 provides for two non-continuous one-week visits for the children with their mother during the summer school vacation period. It shall still be the obligation of the mother to designate these two-week periods and we urge the parents to cooperate in making these periods at such times as will not grossly interfere with the father's work schedule. In this regard, the Court notes that the grandparents presently living in Ashtabula, Ohio project that some time in the immediate future, they will be moving to the vicinity of their son in Fredericksburg so the summer arrangements in 1988 whereby the children were housed at the grandparents' home in AShtabula is not possible for the future. The father advises that he believes his brother will accommodate the visits in the same manner as he volunteered his services to do for the Christmas, 1988 visit.

In the future, any time the children are going to be coming to the area to visit grandparents or other relatives, the father shall give the mother notice thereof and a reasonable visit with the mother will be required, with the length of said visits largely to be dependent upon the amount of time the children will be in the area.

Each parent is required not to make derogatory remarks to the children about the other parent and to attempt to foster a loving respect in the children for both parents.

By Order of the Court,
P. Richard Thomas, P.J.

Oct. 21, 1988 Copy of Order to Attys. Bettie Peterson-Muth, Theodore Watts, and William Pineo.

1987

Linda M. Close

vs.

William F. Close

Record continued from page 568a
of record
A.D. 1987 - 711

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Sept. 19, 1990 Motion For Trial De Novo and Order filed. AND NOW, this 19 day of September, 1990, upon presentation and consideration ofthe foregoing Motion for Trial De Novo, a hearing is set forth the 22 day of Oct., 1990, at 9:00 a.m. o'clock .m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

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

Sept. 20, 1990 Copies of order put in Kathleen Nelson, Douglas Ferguson, Terry Toomey and John Fuller's box.

Oct. 12, 1990 Return Of Service Of Subpoena filed. On the 10 day of October, 1990, I Henry S. Miller served Victor Mason with the foregoing subpoena by: in person at subjects residence - 103 Granada Dr., Edinboro, PA.
I verify that the statements in this return of service are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. Sec. 4904 relating to unsworn falsification to authorities.

Henry S. Miller

Oct. 12, 1990 Return of Service Of Subpoena filed. On the 10 day of October, 1990, I Henry S. Miller served J. Annette Eccles with the foregoing subpoena by: in person at residence - Vista Dr. Saegertown, Pa.
I verify that the statements in this return of service are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. Sec. 4904 relating to unsworn falsification to authorities.

Henry S. Miller, J

Oct. 15, 1990, Return of Service of Subpoena filed. On the 11 day of Oct. 1990, I, Henry S. Miller, served Rebecca A. Culbertson with the foregoing subpoena by: in person at 941 Federal court, Meadville, Pa. 16335 . Henry S. Miller.

Oct. 15, 1990, Acknowledgement of receipt of subpoena filed. I acknowledge receipt of a copy of the subpoena in the above matter.
Date: 10 Oct 1990 Victor Masone.

Oct. 15, 1990, Acknowledgement of Receipt of Subpoena filed. I acknowledge receipt of copy of subpoena in the above matter.
Date: 10 Oct. 1990 J. Annette Eccles.

Oct. 15, 1990, Acknowledgement of Receipt of Subpoena filed. I acknowledge receipt of of a copy of the subpoena in the above matter.
Date: 11 Oct. 1990 Rebecca A. Culbertson.

Oct. 22, 1990 Exhibits filed.

Oct. 23, 1990 Memorandum and Order filed. And now, October 23, 1990, the Temporary Order of August 29, 1990, is adopted as the permanent Order of the Court with the following modifications.
1. Paragraph II A. is modified to read as follows: The father shall be entitled to visit and take the child into his custody each summer from June 10th until August 20th, provided that in no event shall the summer visit begin less them five days after the last day of school nor shall it end less them five days before the first day of school in the fall.
2. There is added to Paragraph II C. the follwoing provisions: In the event the father uses public transportation to satisfy the requirements of transportation imposed upon him, the mother shall furnish transportation from her home to the nearest reasonable terminal of the public transportation being utilized by the father (i.s., bus station, airport, railroad station, and the like).
3. It appearing that the father ha snow sought professional counseling with David Glenn. Paragraph D. is modified to require the father to continue that counseling.
4. Paragraph E. is modified to reflect the fact that the mother may not have totally stopped smoking, but it is ordered and directed that th emother shall not expose the child to cigarette smoking in any setting, either he rown or those of others in the ch child's presence.
5. Paragraph II G. is modified by permitting three telephone conversations per week. The third conversation to be on Friday, unless the parties agree on a d ifferent day of the week.
Except as herein modified, the Temporary Order is confirmed as the permanent Order of Court.

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

Oct. 25, 1990 Copies of order put in Douglas Ferguson and Kathleen Nelson's box.

August 8, 1988 Order filed. AND NOW, this 8th day of August, 1988, upon consideration of the foregoing Petition for Sanctions a hearing is scheduled thereon for 8/17/88 at 10:00 AM. A copy of this Petition for Sanctions shall be served upon the Plaintiff's counsel, James R. Irwin, Esquire, by leaving a copy of the same for him in the Prothonotary's box at the Crawford County Courthouse.

Per Curiam

Robert L. Walker, J.

August 8,1988 Copies of ORder sent to James R. Irwin and Douglas W. Ferguson.

Aug. 22, 1988 Defendant's Income and Expense Statement filed.

Aug. 22, 1988 Order filed: AND NOW, August 17, 1988, after hearing, the following Order is entered:

1. The Plaintiff will file an amended Inventory & Appraisement setting forth in dollar amounts his personal opinion of the value of what is listed as Item Eight, the business of Haemer Tool & Die, Inc., that personal opinion as to value may be based upon other appraisals, but the appraisals shall not simply be incorporated by reference.

2. The Plaintiff shall pay to the Defendant the sum of $200.00 per week, effective this date, as alimony pendente lite, which shall continue until December 31, 1988, and not thereafter, without further Order of Court, and unless the parties have made a genuine effort to resolve this matter, we would not be inclined to extend payment of alimony pendente lite.

3. The Plaintiff shall pay all reasonable medical, hospital, dental and similar expenses of the Defendant, which he may do by including them on an appropriate insurance policy.

4. No Order is entered regarding support for the Defendant's daughter, although undoubtedly he owes an obligation of support and that matter will be left for the Domestic Relations proceeding, which we understand is pending.

5. The Plaintiff shall pay towards the Defendant's counsel fees the sum of $1,000.00 on or before August 31, 1988, with the ultimate disposition of counsel fees to be a matter for consideration and recommendation by the Master.

6. The Defendant's request for expense money for further expert evaluations of the business is DENIED as unnecessary.

7. The DefendaNT SHALL FILE AN Inventory and Appraisement on or before September 23,1988 and if such Inventory and Appraisement is not filed by that date, the Master shall not accept testimony from the Defendant as to valuations that would have been available on thatdocument.

BY ORDER OF THE COURT,

Robert L. Walker, Judge.

Aug. 24, 1988 Copies of Order sent to James R. Irwin and Douglas W. Ferguson.

Aug. 30, 1988 Motion to withdraw as Master and Order filed. AND NOW, this 30th day of August, 1988, upon consideration of the within Motion, Alan L. Pepicelli, Esquire is hereby given leave to withdraw as Master. Joan D. Mason is hereby substituted as Master. BY THE COURT, Robert L. Walker, J

Aug. 31, 1988 Copies of order to James Irwin, Douglas Ferguson, Alan Pepicelli and Joan Mason

Sept. 23, 1988 Amended Inventory and Appraisement of David C. Haemer, Plaintiff filed.

Sept. 23, 1988 Defendnt's Answer To Plaintiff's Inventory and Appraisement filed.

Sept. 23, 1988 Inventory of Appraisement of Kathleen D. Haemer filed.

Sept. 28, 1988 Motion For Alternate Master and Order filed And Now,Sept. 28, 1988 M. Dan Mason appointed substitute Master filed. P. richard Thomas

Sept. 30, 1988 copies of order to James Irwin, Douglas Ferguson, Joan Masonand Dan Mason

Dec. 7, 1988 Order filed: AND NOW, December 2, 1988, the parties being before the Court by reason of the fact that an Order for alimony pendente lite was entered on August 17, 1988, in the divorce action and an Order regarding spousal support was entered on September 12, 1988, in the Domestic Relations action based on the September 8, 1988, Conference Summary and Recommendations, and although the amount of alimony and of Spousal support are identical and from the cases in the Hearing Officer's report were intended to be coextensive, some provisions of the two Orders are not totally consistent and require clarification.

The Order in the Domestic Relations proceeding setting the commencement date of support payments as July 18, 1988, is hereby confirmed provided that any payments made unde the alimony pendente lite Order shall be credited to the Domestic Relations account. The alimony pendente lite Order terminated December 31, 1988, unless extended for reasonable cause and it was the Court's intention at the time to grant an extension only depending upon whether one or more parties had unduly delayed the proceedings. The alimony pendente lite Order shall be paid through Domestic Relations with each $200.00 weekly payment acting as a credit for both Orders as far as support of the wife is concerned.

The parties have advised the Court that a Master's Hear ing is scheduled for December 6,1988 and it does not appear that either party has been unduly dilatory in bringing this matter to a head.We assume that it will be at least a month before a Master's repost is submitted and there is always the potential for exceptions thereto. To avoid further pleadings and hearings, the Order for alimony pendente lite heretofore issued is extended to February 28.1989, unless a final decree in divorce is granted prior thereto, in which event the obligation to pay alimony pendente lite will terminate with the Court's decree.

The Order to pay spousal support through the Domestic Relations Office in the Domestic RelaTIONS Order is suspended effective immediately to clarify the situation, it being the intent of the Court that the $200.00 per week payments to the wife shall continue until the divorce is granted or until February 28, 1989, whichever shall first occur, without prejudice to the right of the wife to petititon for a further extension in the event the divorce has not been granted at that time.

The requirements of the Domestic Relations Order regarding payment of uninsured medical expenses of 90 percent by the faTHER AND 10 PERCENT BY THE MOTHER SHALL BE APPLICABLE ONLy to the child support phase of the Order and the provisions of paragraph three of the Order of Aug. 17, 1988, in the divorce action shall be applicable as between the parties.

BY ORDER OFTHE COURT.
Rober t L. Walker, J.

Dec. 9, 1988 copies of order to Douglas W. Ferguson adn James R. Irwin, Esqs.

Continued on page 576

Jan. 18, 1989 Report of the Master filed.

Jan. 18, 1989 Petition For Payment of Master's Fees and Order filed. AND NOW, January, 1989, upon presentation of the foregoing Petition, and consideration thereof, it is hereby ordered that the Master's fees are set at $1020.00 and the Prothonotary is directed to pay $214.00 to Barbara L. rains, Court Reporter, and to release the balance of $286.00 to the Master as partial payment of Master's fees; it is further Ordered that Plaintiff shall, within thirty (30) days, deposit with the Prothonotary the sum of $734.00, the Prothonotary, the Pro= thonotary shall thereafter pay said amount to the Master. BY THE COURT, Robert L. Walker, J

Jan. 18, 1989 copies of order to to James Irwin, Douglas Ferguson and Dan Mason

Jan. 18, 1989 **DECREE FILED.**

AND NOW, pursuant to the Pennsylvania Rules of Civil Procedure and the Divorce Code, 23 P.S. Section 1 et seq it is Ordered and decreed as follows:

1. Kathleen Haemer and David C. Haemer are divorced from the bonds of matrimony under Section 201(d) of the divorce Code.

2. That the following assets shall beocme the sole and exclusive property of the defnedant wife and all of the right, title and interest of the P laintiff husband shall be vested inand transferred to the defendant:

a) The marital residence located at R.D.#1, Saegertown, situate on Route 560 in the Township of Hayfield, Crawford County, Pennsylvania and further described in Crawford County Deed Book 455, page 425, Deed Book 473, page 754, and Deed Book 474, page 254. Plaintiff husband is to exeucte a quitclaim deed relinquishing all his right, title and interest in and to the marital residence at R.D.#1, Saegertown, Pennsylvania, within thirty (30) days after the entry of the final Decree of divorce. Plaintiff husband will pay the outstanding 1988 real estate taxes onthe marital residence in the amount of $1,976.46 to be paid within thirty (30) days after the entry of a final Decree in divorce.

b) All furnishings and personal contents of the marital residence at R.D.#1, Saegertown, Pennsylvania, with the exception of a snowblower, which is owned by Haemer Tool and Die, Inc.

c) All IRA accounts in the name of Kathleen Haemer.

d) $45,000.00 in cash from Plaintiff Husband to Defendant wife as equitable property settlement for her right, title, and interest in all of Plaintiff husband's sole and exclusive property hereinafter set forth in this Decree, said sum to be paid within thirty (30) days after the entry of a final Decree in divorce.

e) Plaintiff husband shall pay to Defendant wife in periodic payments acknoledged by both parties to be tax deductible to the husband and taxable to the wife and payable as alimony, the sum of $23,200.00 per year, for a period of twenty (20) years. Said payments to be made in the manner following to-wit:

Payments for the year 1989 shall be made in twelve (12) monthly installments of $1,933.33, commencing the first week of January, 1989 and monthly thereafter, each monthly payment to be made during the first week of each succeding month. Commencing in 1990, husband shall make semi-annual payments of $11,600.00, the first payment to be made the first week of January of each year and the second payment in a like amount of $11,600.00 to be made the first week of July of each year, said semi-annual payments to continue for the remainder of the twenty(20) year payment period.

, It is the intent of the parties and it is specifically agreed that said amilony payments shall be tax deductible to husband and taxable to wife. In the event that hsuband shall lose the tax deduction for said alimony payments, the parties agree that husband will make periodic payments to the wife in the total sum of $18,500.00 per year, rather than $23,200.00 per year, until said twenty (20) year payment has been satisfied. The $18,500.00 per annum figure shall be paid in semi-annual payments, the first payment of $9,250.00 to be paid during the first week in Janury of each year and the second payment of $9,250.00 to be paid during the first week of July of each year, said semi-annual payments to continue for the remainder of the twenty (20) year payment period.

Said alimony payments shall not terminate upon the remarriage of defendant wife or upon her cohabitation with a male unrelated by blood or marriage, but said payments will terminate upon the death of either the Plaintiff husband or the Defendant wife.

Alimony as set forth herein shall not be modifiable by amount or duration.

f) 1985 Pontiac Sunbird.

3. The Defendant wife will file a joint 1988 income tax return with Plaintiff husband on or before April 15, 1989. In the event there is a refund from the filing of the joint personal income tax return wife will receive the amount to which she would have received if she would have filed separately for said tax year. Wife relinquishes any and all right, title and interest, if any, in the balance of the refund above the amount for which she would have been entitled if she would hav efiled separately for said tax year. In the event that there is any sum due and owing from the filing of the joint income tax return, husband is solely liable for any amount due as tax obligation, and wife shall still be entitled to the amount she would have received had she filed separately.

4. That the following assets shall become the sole and exclusive property of the Pl aintiff husband and all of the right, title and interest, if any, of the Defendant wife shall be vested in and transferred to the Plaintiff:

a) The business know as Haemer Tool and Die, Incorporated, together with all tangible personal property and all intangible personal property including inventory, accounts, hard assets, and chekcing accounts.

b) The real estate located in the Borough of Saegertown, Crawford County, Pennsylvania, situate on Route 198 and further described in Crawford County Deed Book 557, page 185, Deed Book 557, page 973, and Deed Book 559, page 353.

C) The real estate loacted in First Ward, Meadville, at 114 Doughty Road, as more specifically described in Crawford County Record Book 4, page 24, and all personal property including furnishings and contents therein.

d) All IRA accounts in the name of David C. Haemer.

e) All personal checking and savings accounts in the name of DAvid C. Haemer.

f) 1989 ford Topaz currently titled in the name od David C. Haemer, but by agreement of the parties, a vehicle which is provided to the parties' daughter, Julie.

5. Wife agrees to tkae all steps necessary to extinguish the temporary alimony award and any arrearages that were due and otwing under said temporary alimony ward. Wife acknowledges receipt of temporary alimony payments, including arrearages through December 31, 1988, and she also acknowledges receipt of the first monthly payment of $1,933.33, in accordance with this Agreement and Decree.

6. The Defendant shall pay her own attorney fees and expenses.

7. The Plaintiff shall pay his own attorney fees and expenses.

8. All Court costs including Master's fees and court reporters' fees shall be paid by the Plaintiff, husband, who shall receive credit for all payments deposited with the Prothonotary. Master's fees court reporters' fees and all Court costs shall be paid within thirty (30) days after they become due. BY THE COURT,

DATED: January 18, 1989 Robert L. Walker, J

DONALD E. STONEMAN

vs.

NORA L. STONEMAN

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of

AD 1987 - 593

Dec. 16, 1988, Plaintiff s Income and Expense Statement filed.

Dec. 16, 1988, Plaintiff's Inventory and Appraisement filed.

Dec. 30, 1988 Order filed. And now, December 29, 1988, a hearing in the above captioned matter was originally set for December 8, 1988, before the Honorable P. Richard Thomas, However, at the time scheduled for hearing Judge Thomas was not available and Judge Robert L. Walker heard a portion of said matter, at which time Judge Walker determined that the matter need to be heard by the original Judge and the hearing continued, to be rescheduled by Judge Thomas.

Hearing in said case is now set for January 19, 1989, at 1:30 p.m., in Courtroom No. 1.

Plaintiff has filed a motion for the appointment of a Master in this case and the matter ofthe appointment of a Master will be decised after the above hearing.

FOR THE COURT,
Imogene Yetman, C.A.

Jan. 4, 1989 Copies of order to James Irwin and Emil Spadafore

Jan. 3, 1988 Inventory and Appraisement of Nora L. Stoneman, filed.

Jan. 19, 1989 Income and Expense Statement of Defendant filed.

Jan. 19, 1989 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, 1-19, 1989, Gary Fabian, Esquire is appointed Master in respect to the following claims: Divorce, Equitable Division, Permanent Alimony, Atty Fee & Cost

Deposit required: By Plaintiff $300; By Defendant $150. To be paid 20 days of filing appraisers report. Master to schedule a hearing within 20 days of receipt of realators appraisal.

PER CURIAM,
P. Richard Thomas, J

Jan. 20, 1989 Copies to James Irwin, Emil Spadafore and Gary Fabian

Jan 24, 1989 Order filed: AND NOW, January 19, 1989, the matter is back before the Court in a rather confused posture. It appears that in response to this Court's Order of February 25, 1988, the Defendant paid alimony in the amount of $40.00 per week required by the Order. However, due to a change of counsel and apparently inaction by the Defendant and a misplaced file in the attorney's office, the affidavit of consent for the divorce was not filed by the time specified in our Order, but later became filed on or about June 15, 1988. While the Court ordered alimony to continue until August 1st, the circumstances of the case, and the current unemployment of the husband make it somewhat impractical to collect alimony allegedly due, because the wife had not timely filed the affidavit of consent. Accordingly, the Court believes that under the circumstances of this case, it will order no further alimony payments for past sums due under the Court's Order of February 25, 1989. However, Judge Walker in an Order dated December 8, 1988, ordered an extension of alimony, which the Plaintiff has paid, and said alimony will be retained by the wife and no refund to the Plaintiff will be given.

It appears the Plaintiff/Husband became unemployed on or about December 30th and is not receiving unemployment compensation in the amount of $160.00 per week. The wife now has employment and her net take home pay is approximately $138.00 per week. From the husband's unemployment, he is required to pay child support obligation under an Ohio Court Order of $70.34 per week plus $62.50 for hospitalization covering himself and minor child. Wife's hospitalization is covered under her present employment.

In view of the foregoing limited income of the husband, it is mutually agreed that at this time, a continuance of the aforesaid alimony Order or the entry of a new Order is impractical. Accordingly, the Court defers any action on the recent request to reinstate alimony pendente lite, without prejudice to the right of the Defendant/Wife to request a review of that matter once the husband returns to work, which is projected to be sometime in March of 1989.

Both parties agree that the marital residence is the substantial assets for division between the parties, and while the husband has listed valuations in his inventory and appraisement, both parties and their counsel agree that a valuation by an experienced realtor would aid in settlement negotiations. Accordingly, the parties mutually agree that realtor Ed Kaufmann will within thirty (30) days make an appraisal of said property, establishing the value of the real estate, but none of the personal property. Copies of the appraisal shall be submitted to both parties and the appraisal fee will be paid by the husband within ten days of the submission of the realtor's bill to him.

By separate Order, the Court appoints Gary A. Fabian as Master in this case, requiring each of the parties to pay the specified amounts noted in said separate Order.

Parties mutually agree that upon reciept of W-2 Forms for 1988 wages from all sources, copies of the same will be submitted to counsel within three days of the receipt thereof.

Court notes the husband has voluntarily agreed to pay Kaufmann's appraisal bill, and the Court DIRECTS the master to make a ruling on appropriate division of this expense is submitting his report to the Court.

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

Jan 25, 1989 Copies of order to Attys. Irwin and Spadafore.

Mar 6, 1989 Amended Inventory and Appraisement of Plaintiff filed.

Mar. 9, 1989 Notice Of Master's Hearing filed.

Mar. 10, 1989 Memorandum of Pre-Hearing Conference filed.

Apr. 10, 1989 Amended Inventory and Appraisement of Plaintiff filed.

July 21, 1989 Motion To Withdraw Counts filed.

July 21, 1989 Order of Court filed. AND NOW, upon consideration of the foregoing Motion, the request for alimony and alimony pendente lite as well as the Defendant's request for counsel fees and costs, and expenses are hereby withdrawn.

DATE: July 21, 89

BY THE COURT,
P R Thomas

July 21, 1989 Copies of order put in James Irwin, Emil Spadafore and Gary Fabian's box.

July 21, 1989 Separation and Property Settlement Agreement filed.

Continued on the next page

Aug. 10, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Aug. 24, 1989 **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 theabove 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 accordance with a Separation and Property Settlement Agreement dated June 8, 1989, 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:
a. Plaintiff and Defendant have previously divided some of the tangible personal property, including, but not limited to:Jewelry, clothes, furniture, furnishings , rugs, carpets, household equipment and appliances, pictures, books, works of art, farm machinery, livestock, and other personal property. Plaintiff shall be entitled to all personalty currently in his possession,including but not limited to: Society Stock and an anvil; Defendant shall be entitled to all personalty currently in her possession, including but not limited to: the contents of the marital residence. The parties specifically waive, release, renounce and forever abandon claims, if any, he or she may have with respect to these items of personalty which shall become the sole and separate property of the other.
b. The 1984 Ford Truck and 1985 Moritz trailer with bumper hitch shall become the sole and exclusive property of Plaintiff and Plaintiff shall be responsible for and hold harmless and indemnify Defendant from any and all outstanding obligations due and owing on the said vehicles.
The 1985 Mercury Lynx shall be come the sole and exclusive property of Defendant. Defendant agrees that the outstanding obligation due and owing on said vehicle shall be paid in full. Defendant shall be responsible for payment of said obligation and shall hold Plaintiff harmless and indemnify him from said obligation.
The titles to the said motor vehicles shall be excecuted by the parties, if appropriate for effecting transfer, and deliver same to the proper party.
c. Plaintiff shall become the sole and exclusive owner of the parties' real estate located on the west side of Legislative Route 20044, Linesville, Crawford County, Pennsylvania, and Defendant shall make, execute and deliver all documents in the usual form, conveying, trans= ferring and granting to Plaintiff all of her right, title and interest in and to said realty.
Defendant shall become the sole and exclusive owner of the parties' real estate located on the east side of Legislative Route 20044, Linesville, Crawford County, Pennsylvania, and Plaintiff shall make, execute and deliver all documents in the usual form, conveying, transferring and granting to Defendant all of his right, title and interest in and to said realty.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated June 8th, 1989, 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 are reserved b y either of the parties.

This ORder shall be effective as of this 23rd day of August, 1989.

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

Sept. 29, 1989 Sepatation and Property Settlement Agreement filed.

Sept. 29, 1989 **REVISED 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 irretrievbly 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 aprties 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 accordance with a Separation and Property Settlement Agreement dated June 8, 1989, 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:
a. Plaintiff and Defendant have previously divided some of the tangible personal property, including, but not limited to: jewelry, clothes, furniture, furnishings, rugs, carpets, household equipment and appliances, pictures, books, works of art, farm machinery, livestock, and other personal property. Plaintiff shall be entitled to all personalty currently in his possession, including but not limited to; Society Stock and an anvil; Defendant shall be entitled to all personalty currently in her possession, including but not limited to;. the contents of the marital residence. The parties specifically waive, release, renounce and forever abandon claims, if nay, he or she may have have with respect to these items of personalty which shall beocme the sole and separate property of the other.
b. The 1984 Ford Truck and 1985 Moritz trailer with bumper hitch shall beocme the sole and exclusive property of Plaintiff and Plaintiff shall be responsible for and hold harmless and indemnify Defendant from any and all outstanding obligations due and owing on the said vehicles.
The 1985 Mercury Lynx shall be come the sole and exclusive property of defendant. Defendant agrees that the outstanding obligation due and owing on said vehicle shall be paid in full. Defendant shall be responsible for payment of said obligation and shall hold Plaintiff harmless and indemnify him from said obligation.
The titles to the said motor behicles shall be executed by the parties, if appropriate for effecting transfer, and deliver same to the proper party.
C. Plaintiff shall beome the sole and exclusive owner of the parties' real estate located on the east side of Legislative Route 20044, Summit and Summerhill Township, Pennsylvania, and defendant shall make, execute and deliver all documents in the usual form, conveying, transferring and granting to Plaintiff all of her right, title and interest in and to said realty.
Defnedant shall beocme the saole and exclusive owner of the parties' real estate located on the west side of Legislative Route 20044, Summit and Summerhill Township, Pennsylvania, and Plaintiff shall make, execute and deliver all oducments in the sual form, conveying, transferring and granting to Defendant all of his right, title and interest in and to said realty.
3. A copy of the Separation and Property settlement Agreement of the parties, dated June 8th, 1989, 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 are reserved by either of the parties.
5. The purpose of this revised decree is to correct an error in the description of the real estate awarded to the Plaintiff and defendant.
This Order shall be effective as of this 29th day of September, 1989.
BY ORDER OF THE COURT
Robert L. Walker, J
Sept. 29, 1989 Copies of decree put in James Irwin and Emil Spadafore'x box.

Troy Burge

vs.

Tammy Long Burge

Record Continued from Page 433

of

AD 1987 - 983

Dec. 21, 1988, ORDER filed. AND NOW, Dec. 20, 1988, at the time scheduled for hearing on the defendant's current petition for bifurcation and other relief, the parties indicate that many of their problems have been resolved, but that remaining unresolved is a question concerning certain documentation which the defendant needs for a dispute she is having with the Internal Revenue service and the validity of an agreement of Nov. 12, 1987 relating to the disposition of all ancillary matters to the dissolution of this marriage.

In order to attempt toexpeditiously resolve the matters, the following Order is entered:

1. The defendant shall advise the plaintiff of the cancelled checks that she needs which were written on the plaintiff's account for payment of income taxes, identifying those checks insofar as possible by date, amount, payee and the like. That shall be submitted to the plaintiff within twenty-four hours (24) of this time. The plaintiff shall promptly contact his bank and obtain from the bank at his expense such necessary checks or photocopies thereof and the court reserves the right to allocate the cost thereof at the time of further hearing. If there is any problem concerning the obtaining of such checks, his counsel shall promptly notify defendant's counsel concerning the problem.

2. Each party shall file their written affidavit of consent to this divorce on or before Dec. 30, 1988.

3. The court will nto entere a decree of divorce until such time as the validity of the settlement has been determined. a hearing to make such determination is scheduled for February 28, 1989, at 9:30 a.m. in courtroom No. 2 Courthouse, Meadville, Pennsylvania. On or before Dec. 30, 1988, the defendant shall file a written statement of the reasons she believes that agreement to be invalid in a form similar to a Complaint in Civil Action and serve a copy on the plaintiff so that he will know what he is being called upon to meet and within twenty (20) days of that date, the plaintiff shall file a statement similar to an answer, and if desired, new matter in a civil action law so that both parties will be prepared at the time of hearing to establish or respond to the allegations.

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

Dec. 21, 1988, copies to attys. Michael Halliday and Robert Felton.

Dec 29, 1988 Complaint to Declare Memorandum of Agreement of Parties Null and Void or, in the Alternative, to be Voidable After Hearng on the Merits.

Dec 29, 1988 Affidavit of Consent of Defendant filed.

Dec 30, 1988 Affidavit of Consent of Plaintiff filed.

Jan. 27, 1989, Answer to Complaint to Declare Memorandum of Agreement of Parties Null and Void or, in the alternative, to be voidable after hearing on the Merits, filed.
1 copy (atty)

Feb. 28, 1989 Plaintiff's Inventory and Appraisement filed.

Feb. 28, 1989 Plaintiff's Income and Expense Statement filed.

Feb. 28, 1989 Order filed. AND NOW,February 28, 1989, the document signed by the parties on November 12, 1987, is hereby declared null and void insofar as it relates to any matters raised inthis divorce action.

Both parties have filed affidavits of consent to the dissolution of this marriage and the peladings now include various items such as child custody, which the parties indicate has been resolved, alimony pendente lite, and distribution of property. The Plaintiff hasthis date filed an inventory and appraisement as an exhibit inthis proceeding and that will be filed with the papers as the Plaintiff's inventory and appraisement. The Plaintiff shall file a statement of income and expense and the Defendnat shall file both a statement of income and expense and an inventory and appraisement on or before March 31, 1989, and any default in the filing of such documents will cause a sanction that will prohibit the default party from testifying as to matters that would have been included in those documents at any subsequent Master's hearing.

Effective March 31, 1989, a bifurcation of this divorce proceeding is granted and at any time on or after April 1, 1989, either party may submit the case to the Court on a bifurcation basis dor dissolution of the marriage reserving any economic or other issues.

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

Feb. 28, 1989 Copies of order to Michael Halliday and Robert Felton

Feb. 28, 1989 Exhibits filed.

Mar. 30, 1989, Income and Expense Statement of Tammy Long Burge filed.

Mar. 30, 1989, Inventory and Appraisement Pursuant to Rule 1920.33 et seq., of the Pa. Rules of Civil Procedure, filed.

Mar. 30, 1989, Defendant's Income and Expense Statement filed.

June 8, 1989, Motion for Appointment of a Master in Divorce and Order filed. ORDER APPOINTING MASTER: AND NOW, June 8, 1989, Sylvia Dratler, esq. is appointed Master in respect to the following claims: Alimony Pendente Lite,
Equitable Distribution
Counsel Fees and Costs

Deposit required:

By Plaintiff $300.00 By Defendant $200.00

PER CURIAM,
Robert L. Walker, J.

June 13, 1989, copies of order to Sylvia Dratler, M. Halliday and Robert Felton.

CONTINUED ON PAGE 610

Jan. 26, 1989 Motion To Compel filed.

Jan. 26, 1989 Upon praecipe of Attorney Haller the above captioned case is placed onthe next agrument list.

February 1989 Agrument List

Feb. 14, 1989 Motion For Sanctions and Order filed. AND NOW, to-wit, this 15 day of Feb., 1989, upon consideration of the within Motion for Sanctions filed by the defendant, Luis L. Gomez, M.D., it is her eby ORDERED, ADJUDGED and DECREED that the within Motion is granted and plaintiff is directed to file complete Answers to Interrogatories within ten (10) days of the date of this order.

BY THE COURT,
P. Richard Thomas, J

Feb. 15, 1989 Copies of order to Darrell Kadunce, Gilbert Soloman and John Quinn, Sr.

Mar. 6, 1989, ORDER filed. AND NOW, this 6 day of March 1989, upon consideration of the foregoing Motion to Compel, it is hereby ORDERED, ADJUDGED AND DECREED that Plaintiff shall file Supplemental Answers to all defendants' Interrogatories on or before June 15, 1989 and if no such answers are filed or if the answers fail to identify Plaintiff's exper and/or fail to set forth the substance of the facts and opinions to which the expert is expected to testify as well as a summary of the grounds for each opinion, the n Plaintiff shall be precleded from introducing any expert testimony or evidence at trial.

P. Richard Thomas, J.

Mar. 7, 1989, copies of order to Attys. D. Kadunce, Gilbert Soloman and John Quinn Sr.

June 16, 1989 Petition For Leave To Withdraw as Counsel of Record filed.

June 16, 1989 RE: Petition For Leave To Withdraw As Counsel Of Record Order filed. And now, June 15, 1989, the Court having been advised by counsel for defendants that they object to the withdrawal of counsel for the reason that discovery deadlines would have to be continued to accommodate new counsel and for other reasons, this Court sets hearing and argument onthe motion of counsel to withdraw for June 30, 1989, at 1:30 p.m., before the undersigned.
The Court requires the presence of counsel and the personal presence of the plaintiff at said hearing and argument.

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

June 16, 1989 Copies mailed by Judge's Chambers

June 23, 1989, Motion of Defendants Spencer Hosp., Meadville Hosp., and Spencer Hospital Maternal Clinic, For Summary Judgment filed.

June 23, 1989, Upon praecipe of defendants Spencer Hospital Meadville Hospital aND Spencer Maternal Clinic, this above Motion for Summary Judgment, placed on next Argument List.

ON ARGUMENT LIST FOR JULY 1989

July 18, 1989, ORDER filed. AND NOW, JUne 30, 1989, at the time set for argument or hearing on counsel for the plaintiff motion to withdraw as counsel of record, the matter proceeds informally and counsel for the plaintiff, Darrell L. Kadunce, advises the court the reasons for his petition. The court granted opposing counsel the opportunity toask questions of atty. Kadunce and they declined to do so. It appears to the court there is justifiable reason to allow the withdrawal of plaintiff's counsel because the plaintiff is not cooperating with her counsel in this case, which has already been inordinately delayed. However, the court for the benefit of any future Judge handling this case or to meet any subsequently filed petitions should have a summary of the reasons advanced by plaintiff's counsel transcribed and made a part of the record.
ACCORDINGLY, Mr. Kadunce, we ask that you give in summary form the reasons related to the court and opposing counsel this date for asking to be allowed to withdraw in this case.
(see paper filed for transcript following between Court and Atty. Kadunce)
The Court: The court orders the Court reporter to transcribe the colloquy between court and counsel on this subject. Send the bill to Darrell L. Kadunce, Suite 140, Butler Mall, Butler, Pa. 16001.

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

7/11/89
July 18, 1989, Copies to Darrell Kadunce, Gilbert S. Soloman, John M. Quinn, Sr.

July 18, 1989, ORDER filed. AND NOW, June 30, 1989, at the time set for hearing on a petition for plaintiff's counsel to withdraw of record, the curt receives input from plaintiff's counsel and agrees that he should be permitted to withdraw, and accordingly, effective this date, Darrell L. Kadunce is authorized to withdraw from this case without further motion.

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

July 18, 1989, copy of order to all counsel of record, and to Mrs. Matthews.

JUly 18, 1889, RE: MOTION FOR SUMMARY JUDGMENT - ORDER filed. AND NOW, June 30, 1989, at the time set for hearing on counsel for the plaintiff's petition to withdraw, the court has also set argument of the motions for summary judgment ifled by each of the defendants.
The court notes it permitted counsel to withdraw, but that plaintiff, contrary to prior Court Order, did not appear, but is is related tothe court that she has been uncooperative with her counsel as evidenced by the narrative filed by her counsel this date. Additionally, it appears she has wilfully and deliberately ignored this court's directive to appear at the hearing this date and is currently in the State of Georgia.
The court agrees with the postulatins of the defendants that with the court order of Mar. 6, 1989, barring the introductionof expert testimony and opinions, the plaintiff by the very nature of her claim, has no other way to present sufficient evidence substantiating the allegations in her complaint.
ACCORDINGLY, the court believes fairness and justice to the defendants and a violation of this court's order constitutes more than ample grounds to grant the summary judgment request of both parties.
ACCORDINGLY, motion for summary judgment in favor of Louis 1. Gomez and Spencer Hospital, Meadville Hospital and Spencer Hospital Maternal Clinic (now known as Meadville Medical Center) is GRANTED.
IN view of the fact we have allowed counsel Kadunce to withdraw, we direct the Prothonotary of Crawford County to send a copy ofthis order by regular mail to the plaintiff at 353 Autumn Drive, Meadville, Pennsylvania, 16335.

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

July 18, 1989, copies to all counsel of record and Ms. Matthews.

Clarence Grundy

vs.

Ann Marie Grundy

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of

AD 1987-821

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Jan 24, 1989 Re: Motion for Appointment of Master in Divorce, Order filed: Plaintiff's counsel moves the court for appointment of a Master in this divorce action to cover divorce, permanent alimony, equitable distribution, counsel fees and costs. The Court notes that the defendant admits in the pleadings that the marriage is irretrievably broken, but has failed to file the requisite 201(c) affidavit. Accordingly, the Master will proceed to hear the case on indignities.

The Court also notes that the defendant has filed to file an inventory and appraisement. Accordingly, the Master will proceed on the irrebuttable presumption that the plaintiff's inventory and appraisement accurately list all marital property.

The Court leaves to the discretion of the Master an appropriate division of counsel fees and costs, noting that an extensive stenographic record will probably have to be compiled to establish requisite indignities and allocate the added cost thereof in an equitable fashion.

William T. Jorden is hereby appointed master, and each party is required to deposit the sum of $500.00 to underwrite master fees and expenses.

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

Jan 25, 1989 Copies of order to Attys. Jorden, Kirkpatrick and Thomas.

Feb. 10, 1989, ORDER FOR APPOINTMENT OF NEW MASTER filed. And now, Feb. 8, 1989, the court having been advised by William Jorden, Master in this case, that he disqualified himself from serving, the court hereby appoints DAVID W. PICKENS AS MASTER in this case.

The court notes that its previous order filed January 24, 1989, was in error to the end that the divorce will have to proceed in the grounds of indignities. Counsel seem to be in agreement that the divorce may now proceed on the basis of 201(d). Accordingly, the court reduses the amount each party was ordered to deposit, amends that portion of the prior order and now requires each party to deposit the sum of $300.00 to cover Master fees and costs. The court will permit the Master to petition the court for additional sums if he deems the deposits to be inadequate as the case progresses.

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

Feb. 10, 1989, Copies of order to Attys. wm. T. Jorden, David Pickens, M. Kirkpatrick and R. C. Thomas.

Apr. 19, 1989 Memorandum of Agreement as to Alimony, Equitable Distribution, Counsel Fees, Costs, Expenses and Divorce filed.

May 5, 1989 Motion to Withdraw Claims and ORDER filed. And Now, May 5, 1989 the within Motion is allowed.

By the Court,
P. Richard Thomas, J.

May 9, 1989 Copy of Order to Attys. Mary Ann Kirkpatrick and R. Charles Thomas.

May 18, 1989 Upon praecipe of Plaintiff Attorney for Review Under Section 201(d) of the Divorce Code, this case moved to court.

May 30, 1989 **DECREE AND ORDER FILED.**

And Now, May 30, 1989, it is ordered and decreed that Clarence Grudny, Plaintiff and Ann Marie Grundy, Defendant, are divorced fromthe bonds of matrimony.

By The Court:
Robert L. Walker, J

Oct. 25, 1989 Notice Of Election To Retake Maiden Name filed. Ann Marie Grundy
TO BE KNOWN AS: Ann Marie Lobins

R. Curtis Lawrence, an individual; Lawrence's Training School, Sole Proprietorship; and LAWRENCE"S LIMOUSINE SERVICE, Sole Proprietorship

vs.

R. Richard Tedesco, an individual, Gary McGinnity an individual and Quality Driver Training School, a corporation

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record continued from page 195

of record

A.D. 1987 - 745

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Mar. 27, 1989 Motion To Strike Plaintiffs' Certificate of Readiness and To Strike the Above-case from the February, 1989 Trial List or, Alternatively, To Remove The Above-Case from The February, 1989 Trial List and Place It upon The June, 1989 Trial List filed.

Apr 6, 1989 Defendants' Motion for Sanctions and Order filed: AND NOW, to-wit, this 10th day of April, 1989, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED THAT Argument/Hearing on the foregoing Motion be held before this Member of the Court on April 24, 1989, at 1:30 P.M. in Court Room No. 2, Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
robert L. Walker, J

Apr 12, 1989 Copies of mailed to Attys. Sterling and Shields.

On June 1989 Trial List

On October 1989 Trial List

On February 1990 Trial List

Mar. 15, 1990 Upon praecipe of Plaintiff Attorney the above action is marked settled and discontinued of record.

Paul E. Gehr,Jr. and Alice Gehr, his wife, and Leroy Bell and Shirley Bell et al.

VS.

Mitchell Energy Corporation

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OF

AD 1987 - 1000

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March 8, 1989, Motion For Sanctions and ORDER filed. AND NOW, this 8 day of March, 1989, upon consideration of the foregoing Motion, a hearing and argument will be held with respect to this Motion for Sanctions on the 6 day of Apr., 1989, in Courtroom No. 1 of the Crawford County Courthouse, at 9 o'clock A.M.

By The Court:
P. R. Thomas, J.

March 8, 1989 Copy of Order to Attys. William Walker, Jerome Lemire and Louis Stack.

Apr. 6, 1989 Order filed. AND NOW, April 5, 1989, the hearing and argument set on MOtions for Sanctions for April 6, 1989 is cancelled.
An in-chambers conference is hereby set for April 14, 1989, at 4:00 P.M.

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

Apr. 4, 1989 Copies for Attys, Walker, Shafer and Stack put in their box also Lemire copy was put in Atty. Walkers box.

Apr. 21, 1989 RE: Plaintiffs' Request For Production of Documents Memorandum and Order filed. And now, April 21, 1989, the Court hereby denies the Plaintiffs' request for production of this particular document.

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

Apr. 21, 1989 Copies put in Atty's box.

Aug. 28, 1989 Motion To Amend Complaints filed.

Aug. 28, 1989 Order of Court filed. AND NOW, this 28 day of August, 1989, upon consideration of Plaintiffs' Motion to Amend the Complaint in the above-captioned actions to assert these claims as a class action on behalf of the named Plaintiffs and all others similarly situated, an argument is hereby scheduled for the 27 day of Sept., 1989 at 9:00 m. in courtroom No. 1 at the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
P. Richard Thomas, J

Aug. 30, 1989 Copy of order to William Walker, Jerome Lemire and Louis Stack

Sept. 27, 1989, Mitchell Energy Corporation's Response to Plaintiffs' Motion to Amend Complaint, filed.

Oct. 2, 1989 Consent Order filed. AND NOW, to-wit, the 27th day of September, 1989, upon consideration of the Motion to Amend Complaints filed by Plaintiffs in the above-captioned three actions, and with the consent of all parties through their counsel, it is hereby ordered as follows:

1.) The Motion to Amend Complaints filed by Plaintiffs in the above-captioned actions, in which Plaintiffs requested leave to file a First Amended class Action Complaint, is hereby deemed withdrawn.

2.) Within five days of the date of this order, Plaintiffs shall file a new complaint at a new docket number, substantially in the form of the First Amended Class Action Complaint which was the subject of the Motion to Amend Complaints which has now been withdrawn.

3.) Defendnat, Mitchell Energy Corporation, through their counsel of record, Paul D. Shafer, Jr., Esquire, agrees to accept service of the new Class Action Complaint upon its filing.

4.) Upon the filing of the new Class Asction Complaint contemplated by paragraph 2, the above three-captioned actions shall be consolidated with the new action at the new docket number for purposes of discovery and trial. All discovery previously conducted in the above-captioned actions shall be deemed discovery in the newly-filed action.

5.) To the extent that the filing of a new Class Action Complaint in the absence of discontinuance of the above-captioned three actions raises any question or procedural defense relating to a potential 'splitting' of causes of action (such as those that may be available under rule 1020 (d) (4) of the Pennsylvania Rules of Civil Procedure), Defendant, Mitchell Energy Corporation, agrees to waive such defenses.

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

Oct. 3, 1989 Copies of order put in William Walker and Paul Shafer's box and copy mailed to Jerome Lemire

Kenneth J. Mook and
Daisty D. Mook, his wife

vs.

Mitchell Energy Corp.

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OF

AD 1987 - 1001

March 8, 1989 Motion For Sanctions and ORDER filed. AND NOW, this 8 day of March, 1989, upon consideration of the foregoing Motion, a hearing and argument will be held with respect to this Motion for Sanctions on the 6 day of April, 1989, in Courtroom No. 1 of the Crawford County Courthouse, at 9:00 o'clock _.m.

By The Court,
P. Richard Thomas, J.

March 8, 1989 Copy of Order to Attys. William Walker, Jerome Lemire and Louis Stack.

Apr. 6, 1989 Order filed. AND NOW, April 5, 1989, the hearing and argument set on Motions for Sanctions for April 6, 1989 is cancelled.
An in-chambers conference is hereby set for April 14, 1989, at 4:00 p.m.

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

Apr. 6, 1989 Copies for Attys. Walker, Shafer,and Stack were put intheir box, also Lemire's was put in Atty. Walkers box.

Apr. 21, 1989 RE: Plaintiff's Request For Production Of Documents Memorandum and Order filed. And now, April 21, 1989, the Court hereby denies the Plaintiffs' request for production of this particular documents.

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

Apr. 21, 1989 Copy put in Atty's box

Aug. 28, 1989 Motion To Amend Complaints filed. (See paper filed at A.D. 1987-1000)

Aug. 28, 1989 Order of Court filed. AND NOW, this 28 day of August, 1989, upon consideration of Plaintiffs' Motion to Amend the Complaint in the above-captioned actions to assert these claims as a class acton on behalf of the named Plaintiffs and all others similarly situated, an argument is hereby scheduled for the 27 day of Sept., 1989 at 9:00 m. in courtroom No. 1 at the Crawford county Courthouse, Meadville, Pennsylvania.

(See paper filed at A.D. 1987 - 1000)

BY THE COURT:
P. Richard Thomas, J

Aug. 30, 1989 Copy of order to William walker, Jerome Lemire and Louis Stack

Sept. 27, 1989, Mitchell Energy Corporation's Response to Plaintiffs' Motion to Amend Complaint filed.

Oct. 2, 1989 Consent Order filed. (**SEE ORDER FILED AT A.D. 1987 - 1000**)

Sharon Donahue

vs.

Patrick L. Donahue
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A.D. 1987 - 989
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9. Since this is a joint cusotdy arrangement, th eparties shall share any and all information which they may have regarding the health, education, and the major events in the lives of the children but all such communications shall be strictly confined to the sharing of such information. Health care and school personnel are hereby authorized to release to either aprty any and all confidential information which they may have regarding said children except that which the children have legally requested be kept confidential from anyone.

10. The aprties are ordered to arrange for family counseling for themselves and their chidlren with a view to bringing about an acceptance of their status as separated parents. The Mediator has suggested to the Court that the parties contact the Center For Families in Change, but the parties are free to select any reputable counselor upon whom they may agree. If no agreement can be had by thirty (30) days from date hereof, counseling shall be assessed to the father because the Mediator has noted for the Court that the mother is presently unemployed and is seeking further training in order to prepare her to earn a living.

11. Costs and fees of this Mediation, which are fixed at $122.00, are assessed three=fourths to the father and one-fourth to the mother 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 thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J

Mar 23, 1989 Copies of order to Atty's, Mediator and District Justice

Apr. 21, 1989 Motion to schedule a de novo hearing and Order filed. And now, April 21, 1989 Hearing set for May 31, 1989 at 10:00 AM Robert L. Walker
Apr. 25,1989 Copies of order to Brian Lindsay, Joan Mason and John Fuller

June 2, 1989 Order filed. AND NOW, May 31, 1989, after informal hearing where both parties are represented by counsel and after the Court receiving informal input from the parties, counsel and minor child Megan, the temporary Order heretofore entered March 23, 1989, is modified as follows:

Paragraph 1: no change.

Paragraph 2: The parties agree that the father should be accorded additional visitation time with the children and, accordingly, it is agreed that the existing paragraph is hereby incorporated and in addition thereto, during the school year only, and beginning with the second weekend that would otherwise have been for mother alone, father shall have the children from 1:00 p.m. Saturday until 6:00 p.m. Sunday. This shall continue every fourth weekend thereafter. In other words, mother will have one full weekend and on the next weekend that would otherwise be solely hers, she is according father a visit from Saturday at 1:00 p.m. until Sunday at 6:00 p.m.

Paragraph 3: The parties are in dispute with the father wanting more visitation during the summer and the mother being satisfied with the visitation schedule so carefully arranged by the Mediator. The Court accepts the Mediator's suggestionin the temporary Order for summer visits and Paragraph 3 will remain unchanged.

Paragraph 4: Paragraph 4 shall remain as stated by agreement of the aprties except the parties stress the fact that holiday visits prescrived herein shall take precedence over weekend visits above set forth.

Paragraph 5: No change.

Paragraph 6: Both parties have carefully reviewed these conditions with the Court and agree Paragraph 6 shall remain a part of this custody Order in spite of the fact that a harassment Order has been entered at the District Justice level which may be duplicative of the conditions of this Order and Mr. Donahue is intending to perfect an appeal of that District Justice decision.

Paragraph 7: Paragraph 7 will remain the same and the parties mutually agree that the father will have a reasonable length telephone conversation withthe children by placing a call to the home of their mother each Wednesday at 5:30 p.m. On any call that is more than thirty (30) minutes late, the mother has the option of not accepting the call.

Paragraph 8: Paragraph 8 is read by the parties and remains the same except the word "need" shall be inserted in the last sentence after the word "children's."

Paragraph 9: No change.

Paragraph 10: Some confusion has arisen regarding the scheduling of family counseling at the Center for Families in Change and, apparently, the father has not contacted the Center in anticipation that they would be contacting him. The father agrees that it is in the best interests of the parents and the children to have counseling at the Center for Families in Change and, accordingly, within forty-eight (48) hours, the father will call the Center and make a necessary appointment for an interview and advises the Court he intends to keep all further scheduled appointments made by the Center. The mother advises the Court she fully intends to continue keeping all appointments at the Center.

Paragraph 11: it appears that the mo;ther has paid her share of mediation costs and, accordingly, within forty-eight (40) hours, father is directed to pay his share of costs and fees in this case.

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

June 2, 1989 Copies of order put in Atty's Mason and Lindsay's box.

Apr. 3, 1990 Affidavit Of Acceptance Of Service filed. I,Patrick L. Donahue, do hereby state and afirm that on or about November 18, 1987, and in no event later than December 13, 1987, I received certified mail, #P-547 808 476, which was a divorce complaint in the above captioned action, sent to me from the law offices of Mason and Mason, a certified copy of which was received by me, and a true and correct xerox copy of which is attached hereto.

I personally signed the green return receipt card for the divorce complaint.

I hereby waive any defect in service that may otherwise have occurred, due to the fact that the green return receipt card is unavailable for filing with the court (as I am informed through my wife's attorney, Joan D. Mmason, esquire)

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

Patrick L. Donahue

CONTINUED ON PAGE 586

Sharon L. Donahue

vs.

Patrick L. Donahue

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of record
A.D. 1987 - 989

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Apr. 3, 1990 Affidavit of Consent of Patrick L. Donahue filed.

Apr. 3, 1990 Affidavit Of Consent of Plaintif filed.

Apr. 3, 1990 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Decree, this case moved to court.

April 11, 1990 Motion to withdraw Count III and Order filed. And now, 4/9 1990 granted.
P. Richard Thomas, J

April 17, 1990 Copies of order put in Joan Mason and Brian Lindsay's box.

April 11, 1990 **d i v o r c e d e c r e e f i l e d .**

And now, April 11, 1990, itis ordered and decreed that Sharon L. Donahue, plaintiff and Patrick E. Donahue, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
P. Richard Thomas, J

Oct. 17, 1994 SHERIFF'S RETURN, filed. SERVED Patrick E. Donahue personally on October 7, 1994 at 10:45 AM by handing him a copy of the Letter with the Court Order while in the Crawford County Courthouse on the Second Floor, Meadville, Crawford County, PA. So answers,
Shawn E. Ashbaugh, Depty Sheriff
Robert M. Stevens, Seriff

Oct. 20, 1994 Petition to Modify Custody and ORDER filed. AND NOW, this matter is referred to William Pineo, Esquire as mediator. The mediator shall hold a mediation conference and submit recommendations in accordance with Local and Pennsylvania Rules of Civil Procedure.
BY THE COURT,
Anthony J.Vardaro,J.

10-20-94 Faxed to Atty. Pineo. 10-26-94 Faxed to Attys. Mason & Youngs

Jan. 31, 1995 Temporary Order filed. AND NOW, this 30th day of January, 1995, after Mediation in the above referenced matter and upon the recommendations of th Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Meggan Donahue and Chelsea Donahue.
2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, school personnel and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.
3.a. The father shall have primary physical custody of Meggan Donahue and the mother shall have primary physical custody of Chelsea Donahue. Starting withthe weekend of January 27, 1995, both children will spend alternate weekends with each parent form Friday at 6 PM through Sunday at 6 PM. The children will spend the weekend of January 27th with their mother. In addition, the mother shall have the right to visitation and temporary physical custody of both children each Tuesday from 6 P.M. to 9 P.M., and the father shallhave the right to visitation and temporary physical custody of both children each Wednesday from 6 P.M. to 9 P.M.
b. The parent not having physical custody of the subject minor children shall have the right to telephone each of them at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.
4. The provisions of Paragraph 4 of the Order of March 23, 1989 are continued and are incorporated herein by reference.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necissity 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 provisions of Paragraph 6 of the Order of March 23, 1989 are incorporated herein. However said provisions shall not restrict the father from attending the children's activities.
7. Each party shall teach said children togive to the other party that love and respect which is due a parent form his or her children.
8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that medical research has indicated that tobacco smoke isinjurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the children are being transported, or in the bedroom of the children.
9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the otherin a polite and respectful manner when inthe children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.
10. Each of the parties is directed to respect the privacy of the other party. Neither party shall enter the home of the other without invitation and neither party shall interrogate the children with respect to events occurring in the others home.
11. The parties have informed the Mediator that they are undergoing counseling. Said counseling is to continue at the advice of the counselors.
12. costs and fees of this Mediator which are fixed at $202.00, are divided equally betweenthe parties. The Mediator notes for the Court that themother is presently not working and therefore her share isassessed to Crawford County.
13. 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.
14. Either party may move the Court for a hearing de novo within ten (10) days from date hereof. If neither party so moves, this Order shall be considered permanent.
BY THE COURT,
Gordon R. Miller, J

Feb. 8, 1995 Faxed Atty's. Pineo, Youngs & Irwin

Jun. 15, 1995 Motion to Refer Custody Back to Mediator and NOTICE AND ORDER TO APPEAR filed.
You, Patrick E.Donahue,have been sued in Court to obtain custody of Meggan and Chelsea Donahue.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo, Esq. for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody,partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator, Court House
Meadville, PA 16335
Phone (814) 336-1151 ext. 298
Anthony J.Vardaro,J
BY THE COURT:

Date: 6/15/95

6-15-95 Faxed Irwin & Pineo. 6-20-95 Mailed Youngs

Cont. on Pg. 586A

Sharon L. Donahue
vs.
Patrick E. Donahue

CONTINUED FROM PAGE 586
of Record
A. D. 1987 - 989

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Aug 10, 1995 TEMPORARY ORDER, filed. AND NOW, this 9th day of Aug., 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The custody of the subject minor children, Meggan Donahue and Chelsea Donahue.

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

3. During the Summer 1995, the father shall have the right of visitation and temporary physical custody from the date of this Order through 5 P.M. on August 23, 1995 at which time the children shall be returned to the custody of their mother. Thereafter, the mother shall have physical custody of the subject minor children each year from August 15th until the following August 15th. The parent not having physical custody shall have the right of visitation and temporary physical custody each weekend, except for the first full weekend of each month, from Friday at 5 P.M. through Sunday at 5 P.M. The parent not having physical custody shall have the right to telephone the subject minor children at reasonable times and for reasonable lengths of time and such conversation shall not be unreasonaably monitored by the parent having physical custody.

4. Holiday visitations are defined as Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas Eve, Christmas, New Years Day, and Easter. The holiday visitation periods shall begin at 9 A.M. and end at 8 P.M.. The father shall have the right of visitation and temporary physical custody for Labor Day, 1995, and the parties shall thereafter alternate the holiday visitation periods. Where one of the holidays falls on a Monday and where one of the parties who will have both the weekend and the holiday, then the weekend visitation period shall extend through the Monday holiday. The children shall spend Father's Day with their father from 9 A.M. to 7 P.M., and Mother's Day with their mother during the same hours. The provisions of this paragraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said 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 wtih the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania. The parties are directed to be prompt in the carrying out of this Order. The paerty picking up the children shall appear at the appointed time and the party deliverying the children shall have the children ready to go. The party picking up the children shall not have the right to enter on to the property of the other without the others permission.

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

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

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

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

11. Costs and fees of this Mediation, which are fixed at $242.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

12. The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

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

By the Court,
Anthony J. Vardaro, J.

Aug 18, 1995 Faxed J. Mason, Irwin, Lindsay, C. Youngs & Pineo, sent Plf. & Dft.

Dec. 11, 1995 Appearance of Barbara J.Walton, Esquire for SHARON DONAHUE, Plaintiff, filed.

Dec. 15, 1995 MEMORANDUM AND ORDER filed. AND NOW, December 14, 1995, it is ordered as follows:

1. The father's visitation during any portion of the weekend of December 9, 1995 is withheld and no time will be substituted therfore.

2. The Order of August 9, 1995 is modified so that any weekend visitations the father is entitled to thereunder shall occur between 10:00 o'clock a.m. and 8:00 o'clock p.m. with no overnight visitations. In otherwords the father shall be permitted to take Chelsea into his custody during the weekend periods only for a portion of each day and no overnights.

3. In all other respects the Order of August 9, 1995 shall remain in full force and effect without change or modification.

4. This Order is temporary only and shall be in effect until January 8, 1996. After January 8, 1996 the Order of August 9, 1995 shall be restored in its entirety without modification or restriction unless a further order is entered by this Court.

5. While the mother may file a petition to modify at any time, if she desires that the father's visitations in Chelsea be terminated, curtailed or modified after January 8, 1996 she shall file a petition for modification of the August 9, 1995 Order setting forth in detail the reasons for the modification and shall, as a part of said petition for modification, ask for additional special relief. The Court cannot predict how it will react to that but we are giving the mother the opportunity to put her case together, to file a petition for modification and to seek additional special relief, if she desires to do so by January 8, 1996. This will give the mother essentially one month from the time she filed the instant emergency petition for special relief to complete her investigation and put her case together if she has one.

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

12-15-95 dist to Walton, FAXED Lewis, given Deft.

Dec. 15, 1995 Emergency Petition for Special Relief, filed.

Jan. 17, 1996 Petition to Modify Custody filed (see page 586 B).

RECORD CONTINUED ON PAGE 586 (B)

586 B

1987 TERM

NOTICE AND ORDER TO APPEAR

Order:

You, PATRICK DONAHUE , have been sued in Court to obtain custody of MEGGAN DONAHUE AND CHELSEA DONAHUE. You are ORDERED to appear in person at such time and place as will be determined by the Mediator, William Pineo for a mediation conference.

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

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

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

BY THE COURT:
Gordon R. Miller, J.

Jan. 17, 1996 Order to Attys. Walton and Pineo.

Feb 1, 1996 SHERIFF'S RETURN, filed. SERVED Patrick Donahue on January 31, 1996 at 1:15 PM by handing a copy of the Notice and Order to Appear to Dan Donahue, Brother, at R.D.#3, Box 769, Baldwin Street, Meadville, Crawford County, PA. Signed Acceptance of Service attached. So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Susan Calvin

vs.

Arden Douglas Calvin

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Record continued from page 33

of record

A.D. 1987 - 883

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Apr. 19, 1989 Petition To Request Transfer Of Action For Custody and Visitation of Minor Child and Order filed. AND NOW, this 19th day of April, 1989, upon consideration of the foregoing Petition for Transfer, a Rule is issued directed against the Respondent Arden Douglas Calvin to show cause, if any there be, why the within action of custody and visitation should not be transferred from Crawford County to Mercer County.

RULE RETURNABLE the 24th day of April, 1989, at 9 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

Apr. 20, 1989 Copies of order to James Stranahan, and William Gregg

Apr. 24, 1989 Affidavit Of Service filed. James A. Stranahan IV, Esquire, Attorney for Plaintiff, being duly sworn according to law, deposes and states that he served a copy of the Petition to Request Transfer of Action For Custody and Visitation of Minor Child, together with Rule to Show Cause setting date and time of hearing, filed on behalf of Plaintiff in the above-captioned action on William J. Gregg, Esquire, attorney of record for Defendant, by personally handing same to his secretary at his offices in Conneaut Lake, Pennsylvania, on April 17, 1989.

James A. Stranahan, IV

Apr. 24, 1989 Order filed. AND NOW, this 24th day of April, 1989, it is Ordered and Decreed that the custody and visitation action originally filed in Crawford County is hereby transferred to Mercer County.

It is further ordered that the Petitioner shall pay the costs and fees of the petition for transfer and the removal of the record, along with costs of certified copies of docket entries, process, pleadings and other papers filed in the action, as per Pa.R.C.P. 1915.2(d). The Prothonotary shall transfer the records to the Court of Common Pleas of Mercre Co.

BY THE COURT,
Robert L. Walker, J

Apr. 24, 1989 Copies of order Mailed to James Stranahan and William Gregg

Aug. 22, 1988 Affidavit of David Dobish filed.

Aug., 22, 1988 Second Affidavit of David Dobish filed.

Aug. 22, 1988 Upon Praecipe of Defendant's Attorney the above entitled action is placed on the next Argument list.

ON SEPTEMBER , 1988 ARGUMENT LIST

Aug. 23, 1988, Deposition of Patricia Engstrom filed.

Sept. 12, 1988 Order Setting Argument Date filed. And now, September 12, 1988, because of the number of cases on the September 26, 1988 ARgument List and the amount of court time available, argument in the above-captioned matter is hereby scheduled in Courtroom No. 2, before the Honorable Robert L. Walker, on October 18, 1988, at 9:00 a.m.

FOR THE COURT,
Imogene Yetman, C.A.

Sept. 13, 1988 copies to counsel of record.

Oct. 17, 1988, WRit Returned. Summons returned to Prothonotary Oct. 17, 1988. No. instructions, no check.
So answers, Howard N. Stewart, Sheriff

Nov. 3, 1988 Notice of Service of Interrogatories and Requests for Production and Certificate of Mailing filed.

Nov. 10, 1988 MEMORANDUM AND ORDER filed.
ORDER: AND NOW, November 10, 1988, defendant's Motion for Summary Judgment is denied.
Nov. 10, 1988 Copies Given to Attorneys of record.

Dec. 9, 1988 Notice of Depositions of David Dobish; Robert W. Houston; Charles E. Jackson; and Timothy D. Kilmore filed.

Aug. 10, 1989, Notice of Depositions filed.

Aug. 10, 1989, Revised Notice of Depositions filed.

Sept 8, 1989 Answer to New Matter filed.

Sept. 8, 1989 Certificate of Service filed. (Jury Trial demanded)

ON OCTOBER 1989 - TRIAL LIST

Sept. 15, 1989 Motion For Change Of Venue and Order filed. AND NOW, this 15th day of Sept. 1989, upon condieration of the within Motion, a Rule is issued upon the Plaintiff to show cause why this case should not be transferred to the Court fo Common Pleas of Mercer County, Pennsylvania.
Rule Returnable on the 25th day of Sept., 1989, at Call of Civil List.

BY THE COURT,
Robert L. Walker, J

Sept. 18, 1989 Copy of order mailed to Willam Kuhn and copy put in William Jorden's box.

Sept. 15, 1989 Plaintiff's Answer To The MotionFor Change Of Venue filed.

Sept 19, 1989 Verification filed.

Sept. 26, 1989, ORDER filed. AND NOW, Sept. 25, 1989, at the Call of the Trial List, plaintiff calls the case for trial and defendant orally moves for a continuance due to the fact that one of their principal expert witnesses will be in Sweden at the time of the Trial. The case is, accordingly, continued to the February 1990 Term.
The Court takes under advisement the defendant's request for change of venue to Mercer County, where two collateral cases are pending with discovery incomplete.

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

Sept. 27, 1989, copies of order mailed to W. Kuhn and box of W. Jorden.

Sept. 27, 1989, RE: DEFENDANT'S MOTION FOR CHANGE OF VENUE - ORDER - filed.
This Motion for Change of Venue was argued Sept. 25, 1989 before the court. It appears that there is a companion case involving two deceased Plaintiffs arising from the single incident when all three deceased plaintiffs were instantaneously killed when a C. B. antenna, which they were erecting, come into contact with a high voltage electric line owned by the defendant.
The present case in Crawford County is ready for trial, except for the fact that it cannot be tried at the Oct. term because the defendant's exper twitness will be out of the United States at the time of the trial. The case has been continued until the February term. The two cases in Mercer county are not as far advanced as those in Crawford County, but counsel for the defendant advises that in Mercer County a notice to complete the pretrial disco very within 60 days has been filed.
The defendant wishes all three cases consolidated for trial at the same time in Mercer County and, to this end, requests the court to change venue and transfer the plaintiff's case to Mercer County. Plaintiff argues that Plaintiff has a primary choice of forum, and that the accident happened in Crawford County and she is unwilling to consent to the change of venue.
Applying Rule of Civil Procedure 1006 and the language of Brown v. Deleware Valley Transplant Program 538 A.2d 889 (Pa. Super. 1988), this Court declines the Defendant's Motion to Change venue.
Dated: September 26, 1989

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

Sept. 28, 1989 copies to Wm. Jorden (box and mailed to Atty. Kuhn.

On February 1990 Trial List

Continued on page 588 (a)

CYNTHIA L. MALONEY, Executrix of the ESTATE OF HAROLD E. JOHNSON

VS.

PENNSYLVANIA POWER COMPANY

Record Continued from Page 588

of

AD 1987-605

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Jan 29, 1990 Petition for Approval of Settlement of a Wrongful Death and Survival Action and Order filed: AND NOW, this 29 day of Jan., 1990, upon consideration of the foregoing Petition for Approval of Settlement of a Wrongful Death and Survival Action, the court does hereby designate Cynthia L. Maloney and Patricia Engstrom as the persons entitled to share equally in the damages recovered and does hereby approved the proportionabe share of the net proceeds to which each is entitled, as well as counsel fees and other proper expenses as set forth in the foregoing Petition for Approval of Settlement.

P. Richard Thomas, J.

Feb 1, 1990 Copies of order put in Atty. Jorden's box and mailed to Atty. Kuhn.

Feb. 2, 1990 Upon praecipe of Plaintiff Attorney the above entitled action is marked settled and discontinued of record.

Linda Z. Wilson

vs.

Jeffrey S. Wilson

Record continued from page 421

of record

A.D. 1987 - 971

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May 16, 1990 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 abovenamed parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital property of the abovenamed parties shall be divided in accordance with a SEparation and Property settlement Agreement dated February 9, 1990, executed by the parties and file din the Court of Common Pleas of Crawford County, Pennsylvania at the abovecaptioned number and term.

This Agreement, in part, provides that the Plaintiff shall be the sole owner of jointly owned real estate located at R.D.#1, Box 220, Jordan drive, Saegertown, Crawford County, Pennsylvnaia, being the same land conveyed unto the Plaintiff and Defendant by a quit Claim Deed, duly filed in the Recorder's Office of Crawford County, Pennsylvania.

The conveyance shall be free of all liens and encumbrances and shall be under and subject to any convenants and restrictions of record.

Further, it is ordered and decreed that the division of marital owned personal property shall be mad ein accordance with Paragraphs 16, and 17, of the Separation and Propoerty Agreement dated February 9, 1990, which in part, provides:

a) The Defendant shall be the sole and exclusive owner of all maritally owned personal property in the defendant's possession.

b) Additionally the Plaintiff shall be the sole and exclusive owner of all other marital owned personal property, specifically addressed in this decree.

3. Alimony: In accordance with Paragraph 14 of the February 9, 1990, agreement neither of the parties hereto shall be awarded alimonly.

4. Counsel Fees, Costs, and Expenses: It is ordered and decreed that in accordance with Paragraph 14 of the Separation and Proper ty Settlement Agremeent dated February 9, 1990, that each of the parties shall be responsible for the payment of their own counsel fees, costs and expenses.

5. Other Matters: The Court recognizes that the issue of child custody has been resolved by a Consent Order entered by this Court at NO. A.D. 1987-971.

6. A copy of the Separation and Property Settlement Agreement of the parties, dated February 9, 1990, which sets in further detail the agreement of the parties concerning the matters her ein, shall be filed with this decree in the Prothonotary's Office at the abov enumber and term.

7. 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 16th day of May, 1990.

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

ORDER AND NOTICE

AND NOW, this 29 day of April , 1996 , it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc., at 996 South Main St., Meadville, PA 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (45) DAYS AFTER APPLICATION. FAILURE TO ATTEND THE SEMINAR MAY RESULT IN SANCTIONS, INCLUDING CONTEMPT OF COURT, A DISMISSAL OF THE ACTION OR A DELAY IN THE PROCEEDINGS UNLESS ATTENDANCE IS WAIVED BY ORDER OF COURT.

If either party has any questions about this seminar he/she should consult an attorney or refer to the Crawford Co. Civil Rules of Court that are available in the Prothonotary's Office and in the Crawford County Law Library or contact the Center for Family Services, Inc.

BY THE COURT:
Gordon R. Miller, J.

5/1/96 faxed to Irwin, Gamble and Smith

RECORD CONTINUED ON PAGE 588C

Todd Wilson, date of birth, 11/27/81,
Tyler Wilson date of birth 2/14/85
Troy Wilson date of birth 2/14/85

Order:
You, Linda Z. Wilson, have been sued in Court to modify custody of (see left).
You are ORDERED to appear in person at such time and place as will be determined by the Mediator, Bruce Smith for a mediation conference, or hearing; he will send you notice.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 333-7498
5/1/96 faxed to Irwin, Gamble and Smith

AMERICANS WITH DISABILITIES ACT OF 1990:
The court of common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990:
For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact the Ct. Adm. office. All arrangements must be made at least 72 hours prior to any hearing or business before the court. You must attend the scheduled conference or hearing.
Date: 4/29/96
by the court,
Gordon R. Miller, J.

5/1/96 copies to counsel of record.

June 17, 1996, Certificate of Completion of Seminar, of Linda Wilson, filed.

Aug. 22, 1996 ORDER filed. AND NOW, July 30, 1996, the order of April 29, 1996 appointing Bruce L. Smith, Esquire, as mediator is vacated.
This matter is scheduled for hearing before the Court on the 25th day of September. 1007 at 9:15 o'clock A.M.
BY THE COURT
Gordon R. Miller, P.J.
8-22-96 DISTRIBUTED Irwin & Gamble

Sept. 10, 1996 ORDER RE-SETTING HEARING filed. AND NOW, Sept. 9, 1996, due to conflicts in the court schedule, hearing in the above scheduled for Sept. 25, 1996, at 9:15 a.m., is hereby reset for Monday, Dec. 2, 1996, at 1:30 p.m. in Courtroom #1, Crawford Co. Courthouse.
FOR THE COURT,
Ann A. Walker, Court Administrator
Sept. 10, 1996 Order Distributed by Court.

Dec. 9, 1996 Order filed. AND NOW, December 5, 1996, pursuant to the oral stipulation and consent of the parties made and entered into December 2, 1996 it is ORDERED, DIRECTED AND DECREED as follows:
1. Primary physical custody of the minor children, Todd Wilson, Tyler Wilson and Troy Wilson shall be with their mother, Linda Z. Wilson.
2. Legal custody of the children shall be shared equally between the mother and the father. Joint legal custody shall entitle both of the parents to equal access to any records regarding the children held by any third party including but not limited to sschool and medical records, and shall also entitle both parents to equal input with respect to important matters in the life of any child and as to the educational and religious upbringing of a child, or any surgery, hospitalization, or any medical, dental or optometric treatment.
3. The father shall have the right to visit his children and take them into his custody as follows:
a. Weekend visitations.
On the first, second and fourth weekend of every month from September through May and on the weekend commencing with the third Friday of August, from Friday at 6:00 o'clock p.m. unti the following Sunday at 5:00 o'clock p.m..
For this purpose the first weekend of each month shall be the first weekend of the month where Saturday and Sunday are both in the same month.
(FOR COMPLETE ORDER SEE FILE FOLDER)
BY THE COURT
Gordon R. Miller, P.J.
12-9-96 DISTRIBUTED Gamble & Irwin

588 b

1987

Robert L. Gazdacko

vs.

Susan E. Gazdacko

Record Contintued from Page 345
of
AD 1987-895

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Mar 18, 1988 Appearance of Culbertson, Weiss, Schetroma and Schug by Mary Ann Kirkpatrick, Esq. for Defendant filed.

Sept. 26, 1988 Petition To Modify Child Custody and Order filed. And Now, September 26, 1988, this matter is referred to William Pineo, Child Custody Mediator, for hearing.
By The Court,
Robert L. Walker, J

Sept. 27, 1988 Copies of order to Anthony Vardaro, Mary Ann Kirkpatrick and William Pineo

Dec 16, 1988 Separation and Property Agreement filed.

Dec. 22, 1988, Child Custody Agreement and Consent Order, filed. ORDER: AND NOW, Dec. 22, 1988, the provisions of this Agreement are hereby entered as an Order of Court.
BY THE COURT,
Robert L. Walker, J.

Dec. 22, 1988, copies to A. Vardaro, M.Kirkpatrick and W. Pineo.

May 2, 1989 Affidavit of Consent of Defendant filed.

May 24, 1989 Affidavit of Consent of Plaintiff filed.

May 24, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

June 1, 1989 DIVORCE DECREE FILED

1. Divor ce: Upon consideration of the pleadings and Affidavits filed in the above case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that their 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. 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 Agreement dated December 16, 1988 executed by the parties and filed at the above captiioned number and term in the Court of Common Pleas of Crawford County which distribution shall be as follows:

(A) Each party shall have the tangible personal property in their possession at the signing of this Decree and each party shall keep the automobile currrently in their possession.

(B) Husband shall assume the following marital debts:

1. Balance in full at Equibank (VISA) which was $590.as of August 1, 1988 and which may be increased by subsequent purchases, interest or penalties.
2. Jay Gazdacko - $4,500.
3. Balance in full at Citibank (VISA) which was $452 as of August , 1988 and which may be increased by subsequent purchases, interest or penalties.
4. One-half of Dr. Mercatoris bill - $136.
5. 1986 local taxes - $75.00

(C) Wife shall assume the following marital debts:

1. Loan to Edward Zagula - $1,537.
2. One-half of Dr. Mercatoris bill- $136.
3. CPN loan - $808.
4. CPN MasterCard - $440.
5. Payment to Jay Gazdacko toward personal loan by 5/31/89 - $500.
6. Internal Revenue Service refund to Wife in the amount of $957 from, 1987 taxes to be applied to 1986 taxes and an additional $1,685 to be applied to Internal Revenue Service for 1986 taxes.

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

This Order shall be effective as of this 1 day of June, 1989.

BY THE COURT:

P. Richard Thomas, J .

Joanne M. Reib

vs.

Ronald E. Reib
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of record

A. D. 1987 - 897
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Since the assets of the parties are quite limited and largely confined to one piece of real estate, possibly a potential pension and some automobiles, the record in the case normally would be relatively short. However, with the voluminous testimony needed to establish the grounds of indignities, particularly if the same is going to be contested, will require extensive time and a voluminous record. We believe the primary burden at least initially should be borne by the husband.

Accordingly, the Court hereby appoints Joseph C. Barnhart, Esquire, as Master in this case. The Court directs that an initial deposit of $800.00 be made to pay Master's fees and court reporter fees, with the defenant husband required to deposit the sum of $700.00 and the wife required to deposit the sum of $100.00 on or before February 1, 1989. This order is entered without prejudice to the right of the Master or the Court to determine a different allocation of these costs between the parties.

The Master shall resolve the issue of divorce,permanent alimony, equitable division of marital property, counsel fees and costs in this case.

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

Jan. 16, 1989 copies of order to Ann Hansen Gamble, Robert Felton and Joseph Barnhart

Jan. 27, 1989, Affidavit of Consent of defendant filed.

Feb 8, 1989 Motion for Reconsideration and Reduction of Deposit for Master's Hearing and Order filed: AND NOW, 2-7-89 Granted, Divorce proceed on 201(c) grounds. Plaintiff deposit $300, Defendant deposit of $100.

P. Richard Thomas, J

Feb 9, 1989 Copies of order to Attys Felton, Gamble and Barnhart.

Feb. 21, 1989 Order filed. And now, february 16, 1989,the Court's attention is directed to an error in this Court's Order of February 7, 1989. It was the Court's intention that the p laintiff deposit $100.00 and the defendant deposit $300.00 for the appointment of a Master. Accordingly, the Order of February 7, 1989, is amended to correct said mistake.

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

Feb. 22, 1989 Copies of order to Ann Hansen Gamble and Robert Felton

Mar. 23, 1989, Notice of Master's Hearing filed.

Mar. 23, 1989, Continuance of Date of Master's Hearing filed.

Apr. 27, 1989, Affidavit of Consent of plaintiff filed.

Apr. 27, 1989, Affidavit of Consent of defendant filed.

Oct. 27, 1989 Master's Report filed.

Oct. 27, 1989 Notice Of Filing Master's Report filed.

Oct. 27, 1989 Stipulation between parties filed.

Decl2, 1989 Upon praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Dec. 29, 1989 **DECREE OF DIVORCE FILED.**

AND NOW, this 29 day of Dec., 1989, upon consideration of the report of the Master dated October 27, 1989 and filed October 27, 1989, the Court hereby enters the following Order:

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. The Stipulation of the parties filed with the Master's Report and dated April 24, 1989 is hereby incorporated herein fully by reference as an Order of Court.
3. The Prothonotary shall disburse from the funds deposited in this matter Master's fees in the amount of $100.00 to Joseph C. Barnhart.
4. The Defendant, Ronald E. Reib, shall pay to the Plaintiff, Joanne M. Reib, within thirty days of the date of this Decree, the sum of $50.00 representing one-half of the Master's fee.
5. No other matters or causes of action provided under the Pennsylvania Divorce Code of 1980 as amended, are reserved by either of the parties.

BY THE COURT,
P. Richard Thomas, J

Georgia E. Keppler

vs.

Dominic J. Mottillo and
Anthony D. Mottillo and
Jeanne E. Mottillo

Record Continued from Page 447

vs.

AD 1987-997

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Feb 12, 1988 Order filed: AND NOW, February 12, 1988, the hearing originally scheduled for March 10, 1988 at 1:30 P.M. is hereby rescheduled for March 9, 1988 at 1:30 P.M. in Courtroom 2.

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

Feb 16, 1988 Copies of order to Douglas Ferguson and Terry Toomey, Esqs.

Mar. 4, 1988, Motion for Continuance and Order of court filed. ORDER OF COURT: And Now, 3/4/88 Granted. P. Richard thomas, J.

Mar. 8, 1988, copies of order to Attys. D. Ferguson and T. Toomey.

Feb 16, 1990 Petition for Modification of Custody Order and Order filed: AND NOW, this 16th day of February, 1990, upon presentation of the foregoing Petition for Modification of Custody Order, the same is referred to John Fuller, Child Custody Mediator for Mediation Conference.

BY THE COURT,
Gordon R. Miller, J

Feb 22, 1990 Copies of order put in Attys Ferguson, Toomey and Fuller's boxes and in Atty White's box.

May 1, 1990 Appearance of Culbertson, Weiss, Schetroma & Schug by John B. Brautigam for Plaintiff filed.

May 3, 1990 Order filed: AND NOW, May 3, 1990, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Dominic A. Mottillo, George A. Motillo and Zachary A. Motillo shall be shared between the mother, Georgia E. Keppler and the father, Dominic J. Mottillo, that is, each parent shll be entitled to full access to medical records, school records and other important records and each parent shall be entitled to take part fully in decisions affecting the children's religious instruction, education, medical treatment and other such important decisions.

11. Physical custody of Dominic A. Mottillo, George A. Mottillo and Zachary A. mottillo shall continue to be with the mother, Georgia E. Keppler, subject to all of the provisions in the prior order of December 22, 1987, until such time as the father has obtained housing of his own and the mother has had an opportunity to inspect the housing and see that it is adequate and satisfactory for the children. When this has been accomplished, the children shall then reside primarily with their father, Dominic J. Mottillo, subject to the following conditions:

A. The mother shall be entitled to visit and take the children into her custody every other weekend from Friday evening at 6:00 p.m. until Sunday evening at 6:00 p.m. In addition, the mother shall be entitled to have the children in her custody one evening a week, either Tuesday evening or Wednesday evening, from 5:00 p.m. until 9:00 p.m.

B Holidays shall be defined as Thanksgiving and Christmas. On even numbered years the children shall be in the home of the father on Thanksgiving Day and in the home of the mother on Thanksgiving day on odd numbered years. The children shall be in the home of the father on Christmas Day on odd numbered years and in the home of the mother on Christmas Day on even numbered years. On holidays when the children are in the home of the mother, they shall be in the home of father on the evening preceding such holidays from 4:00 p.m. until 10:00 p.m. and on holidays when the chidren are in the home of father, they shall be in the home of the mother on the evening preceding such holiday from 4:00 p.m. until 10:00 p.m.

C. Beginning with the Summer 1990 and each Summer thereafter unless or until this order has been changed or amended, the mother shall be entitled to have the three children in her home for two non-consecutive two(2)week periods. The mother shall provide the father at least thirty (30) days notice of the time in which she intends to exercise this extended Summer visitation.

D. Each party will provide the other party with a telephone number and each party shall be entitled to contact the children by telephone as long as such telephone contacts are reasonable.

E. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent. When the children are in the presence of the grandparents, the grandparents are specifically directed not to say anything or do anything in an attempt to turn the children against the mother. All parties are directed to do everything in their power to foster a favorable and loving attitude on the part of the children towards both parents, as well as the grandparents.

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 any of the children.

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 shall be paid by Crawford County.

Gordon R. Miller, Judge

May 8, 1990 Copies of order put in Attys. White, Brautigam and Fuller's boxes. Also Attys. Ferguson and Toomey's boxes.

June 6, 1990 Motion to Amend Order, Consent and ORDER filed. And Now, June 6th, 1990, upon consideration of Plaintiff's Motion to Amend this Court's May 3, 1990 Order and Defendant's Consent to said Motion, it is ordered and decreed as follows:

I. Legal custody of Dominic A. Mottillo, George A. Mottillo and Zachary A. Mottillo shall be shared between the mother, Georgia E. Keppler, and the father, Dominic J. Mottillo, that is, each parent shall be entitled to full access to medical records, school records and other important records and each parent shall be entitled to take part fully in decisions affecting the children's religious instruction, education, medical treatment and other such important decisions.

II. Physical custod of Dominic A. Mottillo, George A. Mottillo and Zachary A. Mottillo shall continue to be with the mother, Georgia E. Keppler, subject to all of the provisions in the prior Order of December 22, 1987, until such time as the father has obtained housing of his own and the mother has had an opportunity to inspect the house and see that it is adequate and satisfactory for the children and until such time as the father has made necessary chidl care and/or babysitting arrangements for the children and the mother has determined that such arrangements are satisfactory.

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1987

Gary H. Kearney

vs.

Christine Rozelle

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of

AD 1987 - 1087

Feb. 8, 1990, Petition for Leave to Proceed In Forma Pauperis filed.

JACK R. HOWETT

VS.

ELEANOR J. HOWETT

Record Continued from Page 245

of

AD 1987-795

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Jan 27, 1988 Affidavit of Consent of Plaintiff filed.

Jan 27, 1988 Affidavit of Consent of Defendant filed.

Jan 27, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Feb. 12, 1988 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 10, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

J A C K R . H O W E T T and E L E A N O R J . H O W E T 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 terminated.

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

Nov. 23, 1988 Petition to vacate and/or Modify Partial Custody/Visitation filed.

Nov. 23, 1988 ORDER filed. AND NOW, this 23 dayof Nov. 1988 upon consideration of the within Petition to Vacate and/or Modify Partial Custody/Visitation and on Motion of Sylvia L. Dratler, Esq. atty. for Petitioner, it is hereby ordered that any and all visitation of both minor children herein with Respondent be suspended pending investigation and final disposition by Children and Youth Services. It is further ordered that a hearing is scheduled for the 30 day of Nov. 1988 at 3:30 p.m. in Courtroom 1 or 2 of theCrawford County Courthouse, Meadville, Pa.

P. Richard Thomas, J.

Nov. 23, 1988 copies to Sylvia Dratler, Wm. Pineo, Curtis Blystone.

Nov. 30, 1988 Counsel's Application to Withdraw Appearance of Blystone & Blystone for Jack R. Howett, plaintiff filed.

Dec. 2, 1988 ORDER filed. AND NOW, November 30, 1988, at the time set for hearing, the record does not disclose that service was made on the defendant, giving him notice of this hearing. HOWEVER, a representative from Children and Youth Services appears, advising the Court she had a meeting with the defendant this date and advised him of the hearing and urged him to attend, but he failed to appear. ACCORDINGLY, the Court feels it cannot finally determine at this time whether the father should be deprived of visitation rights with both children. It appears there is a sexual abuse investigation being conducted by Children and Youth Services regarding the oldest female child and we are informally led to understand that an indicated report will probably be issued in this regard.

ACCORDINGLY, the defendant's right to visitation or custody of his minor child contained in prior Orders is rescinded and the defendant is denied the right of visitation and custody until further Order of Court.

A copy of this Order will be sent to the defendant at 328 Columbia Avenue in care of Tammy Gallagher, and the defendant may petition the Court at any time for a hearing seeking to restore visitation or partial custody rights.

The Court notes that on November 29, 1988, the Court signed a petition by Curtis Blystone, Esquire, granting his petition to withdraw an appearance in this divorce action. The defendant is advised that he may contact Legal Services or the Crawford County Services to the Public Committee for reprsentation if he wishes to pursue a further hearing in this matter.

By Order Of The Court,
P. Richard Thomas, P.J.

Dec. 2, 1988 Copy to Sylvia Dratler, Atty. and Defendant.

Feb. 22, 1990 Complaint For Visitation and Order filed. You, Eleanor J. Howett, Defendant, have been sued in Court to obtain visitation with the children; Beth Anne Howett and Jack R. Howett, Jr.

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo, Child Custody Mediator.

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

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

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, PA 16335
Telephone: (814) 724-4636

Date: 2/21/90

BY THE COURT,
P. Richard Thomas, J

Feb. 22, 1990 1 copy atty, 1 copy mediator

Feb. 27, 1990 Affidavit Of Service filed. THEODORE WATTS, being duly sworn according to law, deposes and says that he is attorney for the Plaintiff in the above captioned matter, and that he served the Defendant with a certified copy of the Complaint for Visitation filed in the above matter, by certified mail, No. P 966 070 158, on February 24, 1990, at Defendant's address at 781 Garden Street, Meadville, PA 16335, as evidenced by the return receipt card and receipt for certified mail attached hereto.

Theodore H. Watts

June 7, 1990 Upon praecipe of Plaintiff Attorney the Complaint for visitation is hereby withdrawn in the above matter.

June 13, 1990, TEMPORARY ORDER filed. AND NOW, this 11th day of june 1990, after mediation in the above captioned matter, and upon the recommendations fo the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody ofthe subject minor children is hereby awarded to their mother, Eleanor J. Howett.
2. No visitation is awarded to the father.
3. The father may request further mediation at any time or may petition the court for a hearing on this matter.

Cost of Mediation to be split betweent he parties.

By the Court, P. Richard Thomas, J.

June 13, 1990, copies to W. Pineo, plff, dft.,Sylvia Dratler,T. Watts.

Aug. 4; 1988 Answersto Interrogatories to Plaintiffs filed.

Aug. 4, 1988 Answers To Interrogatories To Plaintiffs and Defendants filed.

Aug. 4, 1988 Response to Request for Production of Documents filed.

Aug. 4, 1988 Reply To New Matter Of Defendants, Cussewago Township filed.

Oct 31, 1988 Petition to Compromise Action on Behalf of Minors, Allow Counsel Fees, and to Direct Distribution and Order filed: AND NOW, October 31, 1988, upon consideration of the foregoing Petition to Compromise Action on behalf of Minors, Allow Counsel Fees, and to Direct Distribution, it is hereby ordered and decreed that said Petition is granted and the settlement proposed therein is hereby approved.

By the Court,
P. Richard Thomas, Judge

Nov 2, 1988 Copies of order to Attys. Spadafore, Sennett, Weiss, Eidemueller and Pineo.

Nov 1, 1988 Certification of Service of Petition to Compromise on Behalf of Minors Allow Counsel Fees and Direct Distribution fil.ed

Nov 21, 1988 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

1987

Vargason vs. Harkins A.D. 1987 - 813 CUSTODY

Dec. 24, 1987 Order filed. AND NOW, December 23, 1987, the court is in receipt of a report from Children and Youth Services that the previous allegation of abuse has been investigated. while it is reasonably believed that an abuse perpetrated upon the child, there is no evidence that the grandparents, Delbert and Christine Vargason, were responsible for said abuse. Accordingly, previous orders cancelling visitation with the grandparents are rescinded and the visitation schedule established by a court order dated October 22, 1987, are reestablished.

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

Dec. 31, 1987 Copies of order to Stephen Hall and Gerald Sullivan

the provisions of this order relating to holiday visitation shall take precedence over the other provisions of this order relating to custody and visit ation periods.

6. Each party shall provide the other with their current telephone numbers and physical addresses. The parties not having physical custody of visitation withthe children shall the right to telephone them at reasonable times for reasonable lenghts of time and with reasonable frequeny. Said party shall also have the right to write said children and the other party shall see that the children receive the cards and letters and reply to them.

7. Neither party shall use any drug or other chemical substance except as permitted by law.

8. Each party shall provide adequate day care arrangements with persons or agencies who have been certified by the relevant government agencies. Each shall kepp the other advised of the day care arrangements which ave been made.

9. In addition to the visitations set out herein, each party may visit the children if he is in the area of the others residence upon a one week's notice to said other aprty.

10. Each party shall teach the children to give to the other party that love and respect which is due a parent fromhis or her children and neither shall do or say anything to blacken the character of the other in the eyes of said children.

11. This is a shared legal custody arrangement and each party is directed to release to the other any and all information which he or she may have regarding the children's health, education and the major events in the chidlren's lives. Health care and school personnel are hereby authorized to release to either party an and all confiential information which they may have regarding said children exept that information whic h the children may request be kept cinfidential in accordance with the law.

12. Costs and fees of this Mediation, which are fixed at $110.88 are divided equally between the parties with the shares of each being assessed to himor her as cost sin 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 thirty days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the court,
P. Richard Thomas, J

Dec. 4, 1987 copies of order to Curtis Blystone, Plaintiff, Defendant and William Pineo

Dec. 10, 1987 Motion for Technical Corrections and Order filed: AND NOW, this 10th day of Dec., 1987, by consideration of the foregoing Motion, the same is hereby granted and the Temporary Order of December 1, 1987, is hereby amended as proposed in said motion.

By the Court,
Robert L. Walker, J.

Dec. 14, 1987 Copies of order to Curtis Blystone, Plaintiff and Defendant and William Pineo, Esq.

Nov. 17, 1988 Affidavit of Consent of Plaintiff filed.

Nov. 28, 1988 Affidavit of Consent of Defendant filed.

Dec. 5, 1988 Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Dec. 13, 1988 **DIVORCE DECREE FILED**

AND NOW, December 13, 1988, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SUSAN L. McCLAIN and MICHAEL L. McCLAIN

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. 6, 1989 Petition To Modify Child Custody and Order filed. AND NOW, this 6th day of January, 1989, in consideration of the within Petition, William Pineo, Esq. is hereby appointed the child Custody Mediator for this case. The said Child Custody Mediator sh all 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 Mediator.

By The Court,
Robert L. Walker, J

Jan. 9, 1989 Copies of order to Douglas Ferguson, Curtis Blystone and William Pineo

Feb. 22, 1989 Temporary Order filed. AND NOW, this 22nd day of Feb., 1989, 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 minor children, Chad K. McClaim and Melinda R. McClain.

2. The mother shall have primary physical custody of the children from noon of the third Sunday in August each year through noon of the second Sunday in June of the following year. the father shall have primary physical custody fromnoon of the third Saturday inJune of each year through noon of the second Sunday of the following August.

3. The party not having primary physical custody of the children shall have visitation with them except for the first full weekend of each month from Friday at 6:00 p.m. through Sunday at 6:00 p.m. If circumstances prevent the visiting parent frim exercising this visitation them he or she shall notify the other

Continued on the next page.

party twenty-four (24) hours in advance. If the visiting party shall not have appeared inthe exercise of his or her visitation rights by 7:00 p.m. on Friday and has not called the custodial parent to explaint why he or she is late, then the custodial parent may assume that the visitation has been canceled and no alternate visitation need be arranged.

4. Each party shall have the right to designate a two-week period during his or her part of the summer vacation during which no visitation need be accorded theother party. Said two-week period may not coincide with the other party's vacation from his or her place of employment.

5. Holiday visitation shall be arranged as follows:

Holidays are defined as Christmas, Easter, Memorial Day, Labor Day and Thanskgiving. The holiday visitation period shall be from 9:00 a.m. to 6:00 p.m. The father shall have his children for Christmas 1989 and the parties shall thereafter alternate theholidays. The father shall also have the right of visitation with his children each year from December 26 at noon through December 31, at 7:00 p.m. For those years in which he has the children for visitation on Christmas, his visitation period shall be continuous from Christmas at 9:00 a.m. through December 31 at 7:00 p.m. The provisions of this Order relating to holiday visitation shall take precedence over the other provisions of this Order relating to custody and visitation periods

6. Each party shall provide the other with their current telephone numbers and physical addresses. The party not having physical custody or visitation with the children shall have the right to telephone them at reasonable times for reasonable lengths of time and with reasonable frequency. Said party shall also have the right to write said chidlren and the other party shall see that the children receive the cards and letters and reply to them.

7. Neither party shall use any drug or toher chemical substance except as permitted by law.

8. Each party shall provide adequate day care arrangements with persons or agencies who have been certified by the relevant government agencies. Each shall keep th eother advised of the day care arrangements which have been made.

9. Each party shall teach the children to give to the other party that love and respect which is due a parent form his or her children and neither shall do or say anything to blacken the character ofthe other in the eyes of said children.

10, This is a shared legal custody arrangement and each party is directed to release to th eother nay and all information which he or she may have regarding the children's health, education and the major events inthe children's lives. Health care and schoolpersonnel are hereby authorized to release to either party and and all confidential information which the children may request be kept confidential in accordance with the law

11. Costs and fees of this Mediation, which are fixed at $82.00 are divided equally between the parties. the father's share is assessed to him as costs in this case. The Mediator has noted for the Court that the mother is indigent and qualified for the services of Northwest Pennsylvania Legal Services, Inc. and therefore, her share is assessed to Crawford County. 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 thirty days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J

Feb. 23, 1989 Copies of order to Douglas Ferguson, Curtis Blystone, defendant and William Pineo

APR. 6, 1989, Notice of Election To REtake Prior Name filed.
To Be Known As: SUSAN LYNN ZIRKLE.

Aug. 21, 1991 PETITION FOR CUSTODY CONTEMPT AND ORDER, filed, ORDER: AND NOW, this 21st day of Aug., 1991, upon presentation of the foregoing Petition for Contempt, a Rule is issued upon the Respondent, Michael McClain, to show cause, if any he has, why he should not be held in contempt of the Feb. 22, 1989 Order of the Court of Common Pleas of Crawford County, Pa. and a hearing is thereon set for the 4th day of Sept., 1991, at 10:30 AM in Courtroom 1 or 2 of the Crawford County Courthouse at Mdvl., Pa.

The Respondent shall immediately return the minor child, Chad McClain, to the Petitioner. The Pa. State Police and/or any police department having jurisdiction in this matter shall enforce this Order.

Pending the hearing scheduled above, custody of the minor children, Chad McClain and Melinda McClain, shall be with the Petitioner and the Respondent is prohibited from removing or attempting to remove the minor children from the Petitioner pending the hearing scheduled above.

This petition shall be served upon Respondent's attorney of record by regular mail or personal service. Service shall be made upon Respondent by regular mail.

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

4 copies Atty.

Aug. 28, 1991 Affidavit of Service filed. I hereby certify that a copy of the Aug. 21, 1991 Order and Petition was sent to the Respondent by regular U.S. Mail on Aug. 21, 1991 and that a copy was placed in Attorney Ferguson's prothonotary box on Aug. 22, 1991
Northwestern Legal Services
Gerald Sullivan, Esq.

Sept. 5, 1991 Order filed. AND NOW, September 4, 1991 at an informal hearing where the defendant is charged with contempt of Court for not returning his child on August 18, 1991 as required by the prior order, the Court is satisfied that the defendant did violate the Court Order but is not satisfied that he did so willfully and intentionally, but rather as a product of saome disagreement between the parties as to whether or not the child should live with the Defendant and go to school where he lives. Additionally, the Defendant's failure to comply with the Court Order was not under aggravated circumstances where he left the jurisdiction or acted in an extreme way.

Accordingly, the Ccurt dismisses the petitioner's petition for cntempt and doe snot now hold the Defendan tin contempt of Court. The Court encourages the parties to resolve their differences amicably and also encourages the parties to comply faithfully and completely with all Court Orders until they are changed thorugh an appropriate process.

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

Sept. 9, 1991 Copies of order to Atty. SUllivan and Defendant.

Continued on Pg. 616

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B

1987

Wilmalee Deets

vs.

Silas Mark Deets

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of record

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May 3, 1991 Request For Alimony Pendente Lite and Order filed. AND NOW, this 3rd day of May, 1991, upon consideration of the attached Request for Alimony Pendente Lite, haring is set for the 26th day of June, 1991, at 1:30 o'clcock p.m., Courtroom #1 or 2 Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
Gordon R. Miller, J

1 copy atty.

May 3, 1991 Petition For Contempt and Order filed. AND NOW, this 3rd day of May, 1991, upon consideration of the attached Petition for Contempt, hearing is set for the 26th day of June, 1991, at 1:30 o'clock, p.m., Courtroom #1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

Per curaim,
Gordon R. Miller, J

1 copy atty

July 1, 1991, ORDER filed. AND NOW, June 26, 1991 at the time scheduled for hearing, the parties believe they have settled this matter but need some brief additional period of time to transact finishing details.

accordingly, on motion of the plaitiff the matter is continued generally to be rescheduled on motion of either party.

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

July 3, 1991 copies to Attys. J. Mason and R. C. Thomas.

July 2, 1991 Affidavit of Consent of Defendant filed.

July 2, 1991 Upon Praecipe of Plaintiff attorney for review under §201(c) of Divorce Code, this case moved to Court.

July 9, 1991 **S T I P U L A T I O N A N D D E C R E E F I L E D .**

AND NOW, this 9th day of July, 1991, the court orders and decrees as follows:

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

2. **REAL ESTATE:** The jointly owned real estate located at 912 Erie Street, Saegertown, Pennsylania, is in the process of being sold. Pursuant to court order of March 21, 1991, Defendant shall be responsible for all mortgage payments (principal, interest and any penalties for late payments), real estate taxes and home owner's insurance payments, and shall be responsible for same till date of closing. Furthermore, the paraties hereto shall bear equally the following: principal balance on First Investment Mortgage at date of closing, calcuated as through paid current to that date; realtor's commission, seller's share of transfer tax, and deed preparation, and Saegertown Sewage Authority.

The balance of said net proceeds shall be divided such that out of Defendant's one-half share, he shall pay 75% of any amounts due to ford Motor Credit on account of a lien against said real estate, with Plaintiff to pay 25% of same,but not to exceed $1,000.00 as her share, whichever shall be less. Also out of Defendant's share, shall be paid $400.00 towards Plaitiff's attorney fees, pursuant to this court's order of March 21, 1991, and appraisal fee owed to Doris Wilson of $200.00, also pursuant to said order, and $100.00 toward Plaintiff's attorney fees in settlement of contempt hearing scheduled for June 26, 1991. Any balance shall be payable to the Plaintiff and defendant equally, and released from escrow once this divorce decree has been entered by the court. If Defendant's remaining share is inadequate to pay the deductions as set forth above, any funds remaining shall be paid out in accordance with this orde rot satisfy his above-noted obligations, and any balance remaining shall be paid by Defendant as set forth above, no later than July 31, 1991.

3. **VEHICLES:** Each par ty shall retain those vehicles he or she now has in his or her possessoin, and neither par ty shall make claim to the vehicle the other party had in his or her possession at the time the parties separated in 1987.

4. **MONY LIFE INSURANCE:** Each party shall retain the policy of life insurance (or proceeds thereof) on himself or herself.

5. **HOUSEHOLD FURNITURE AND FURNISHINGS:** Each party shall retain those items of personal property and tangible possessions, now in his or her individual possession.

6. **PENSION AND RETIREMENT BENEFITS:** A. The parties hereto were married May 11, 1973, and are divorced pursuant to this decree.

B. Silas Mark Deets (S. Mark Deets) social security #180-44-0860, hereinafter referred to a sParticipant, is presently employed by Meadville Forging Company, Baldwin Street Extention (P.O. Box 459 D), Meadville, Pennsylvania 16335, and is a participant in the Meadville Forging Compnay - United Steel Workers of America pension plan, hereinafter referred to as "Plan".

C. Silas Mark Deets' current and last known mailing address is P.O. Box 540 Saegertown, Pennsylvania 16433. Silars Mark Deets' birthday is October 8, 1951.

D. The Alternate Payee is Wilmalee deets, whose current and last known address is R.D.#4, Box 561, Saegertown, Pennsylvania 16433 and her social security number is 191-46-5021. Her b irth date is March 8, 1954.

E. To accommodate marital property distribution between the parties, in accordance with Equitable Distribution provisions of the Pennsyvlania Divorce Code., it is ordered, adjudged and decreed as follows:

1. The Plan previously referenced is marital property as to the portion existing from participation date of January 10, 1979 to date of separation of the parties (October 9, 1987).

2. As to said benefits, same shall be divided according to the following formula to determine Alternate Payee's share:

$$\frac{\text{Total number of years, months and days worked by Participant from January 10, 1979 up to and including October 9, 1987}}{\text{Total number of years, months and days of credited employment to date of retirement or Alternate Payee's election as allowed under the Plan}} \times 50\% \times \text{Monthly benefit amount}$$

3. For all purposes and in all contexts under said Plan, providing for benefit to a surviving spouse or alternate payee, or such other term as shall be used by the Plan or its regulations pertaining thereto, wilmalee Deets (the Plaintiff in this action) shall be deemed designated henceforth and forever as sole survivor or surviving spouse or alternate payee. The Plan Administrator shall not honor designation of any future spouse of Silas Mark deets in conflict with this designationof Wilmalee Deets.

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Wilmalee Deets

vs.

Silas Mark Deets

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4. Participant shall designate Atlernate Payee, Wilmalee deets as sole joint and survivor beneficiary to the maximum extent allowed at the time he or she elects to begin receiving said benefits, as shall be allowed in accordance with the terms of the Plan. The "monthly benefit amount" in the above formula shall be determined after subtraction of any expenses involved in the designation of Alternate Payee in accordance with this paragraph. (Spousal joint and survivor annuity) Participant shall designate Wilmalee Deets (or such name as she may have at the applicable point in time, on his Spouse's Annuity form (or such similar documents as may be acceptable), as his sole an irrevocable payee. If the Participant attempts to revoke such an election, or fails to make such an election at said point in time as said election is appropriate, the Plan Administrator shall immediately notify the Alternate Payee, and shall escrow that sum which would otherwise have been apyable to her in accordance with the terms of this Decree/order. Said notice form the plan or Plan Administrator, to the Alternate Payee, shall be certified mail, and the Alternate Payee shall keep the Plan Adminsitrator advised of any change of address.

5. The Alternate Payee, wilmalee Deets shall be designated as irrevocable beneficiary of one-half of the entire pre-retirement death benefit, and the three children of this marriage, S. Mark Deets, Christophr John Deets and Joshua Michael Deets, whether minors or adults, shall be designated as irrevocable and equal beneficiaries of the remaining one-half of said pre-retirement death benefit in the event that Participant dies prior to retirement. In the event that the Alternate Payee predeceases the Participant, the above-named three children shall be equal an dirrevocable beneficiatires ofthe entire pre-retirement death benefit, and documentation to that effect shall be signed by the Participant and submitted to the Plan Administrator.

6. In the event that Defendant elects and qualifies for a total and permanent disability and takes his pension pursuant to total and permanent disability, same shall be divided between Participant and Alternate Payee as set forth in accordance with the above fractional formula. In the event that Participant applies for total and permanent disability benefits, he and th ePlan Adminsitrator shall immediately notify the Alternate Payee, and provide her with a true and complete copy of his application for same, simultaneous with the date upon which he files same.

7. Alternat Payee shall be entitled to copies of any documents provided to Participant, and shall have same access to information f orm the Plan or Plan Administrators as would be available to the Participant.

8. This Order shall not be deemed to require the Plan to provide any type or form of benefit, or any option, not otherwise provided by the Plan.

9. The court retains jurisdiction in the event of ambiguity or violation of this Decree/Order.

10. It is the intent of this court, that provision of paragraph 6 of this order in its entirety shall be deemed a Qualified Domestic relations Order, under the Retirement Equity Act of 1984, and any amendments thereto, whether such amendments are already enacted or become enacted hereafter.

7. **CUSTODY:** Plaintiff shall have primary custody of the three minor children, S. Mark Deets, Christopher John Deets and Joshua Michael Deets, with Defendnat to have temporary custody of the children from each Sunday from 10:00 a.m. to 5:00 p.m., and for such additional periods of time as the parties may agree upon.

8. **ATTORNEY FEES, COURT COSTS AND EXPENSES:** Provided Defendant complies with the provisions of the orde rof March 21, 1991, and with the provisions of paragraph 2 above, no further attorney fees shall be awarded, except in the event that he breaches this decre ein any manner. In the event of the Defendant's breach, the court retains jurisdiction to determine award of further attorney fees, court costs and expenses.

9. **WAIVER OF CLAIMS:** Neither party hereto shall make any claim against theother party hereto, except for enforcement of the rights and responsibilities set froth in this decree.

BY THE COURT,
Gordon R. Miller, J

George E. Lilley

vs.

Judy Carol Lilley

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July 17, 1991 Inventory and Appraisement of Defendant filed.

July 17, 1991 Income and Expense Statement of Defendant filed.

July 30, 1991, NOtice of Master's Hearing filed.

Aug. 28, 1991 Notice Of Masters Hearing filed.

Sept. 5, 1991 Affidavit of Consent of Defendant filed.

Nov. 27, 1991 MOTION and ORDER filed. AND NOW, this 27th day of November 1991, the within Motion is granted and the Prothonotary shall pay the same from the funds on deposit.

Gordon R. Miller, J.

Nov. 27, 1991 Two copies of Order to Atty. Brian Lindsay; Dec. 3, 1991 Copy of Order to Attys. Douglas Ferguson and Joan Mason.

Aug. 11, 1992 Notice of Filing Master's Report filed.

Aug. 20, 1992 Plaintiff's Exceptions to Master's Report filed.

Aug. 20, 1992, Defendant's Exceptions to Master's Report filed.

Aug. 21, 1992, CONSENT ORDER and ORDER filed. ORDER: AND NOW, this 21 day of Aug. 1992, the court hereby orders that the master shall file an Amended Report by Aug. 28, 1992, and further orders that the original ten day period to file exceptions is hereby extended ten days from Aug. 28, 1992 to the 8 day of Sept. 1992. this court finally orders that the amended Master's Report shall supersede and take the place of the original Master's report filed in this case.

Anthony Vardaro, Judge.

Aug. 25, 1992, copies of order to Attys. B. Lindsay, D. Ferguson and Joan Mason.

Sept. 1, 1992 Amended Master's Report filed. (1 copy atty.)

Sept.2, 1992 ORDER filed. AND NOW, this 1st day of September, 1992, upon consideration of the report and the recommendations of the Master appointed in this case, this Court hereby enters the following Decree:

1. That the necessary Affidavits of Consents to Divorce under 3301(c) of the Divorce Code had been filed and the bonds of matrimony that heretofore existed between the parties are severed and the parties are divorced.

2. That the parties shall cooperate inpreparing a Qualified Domestic Relations Order that is acceptable to Lord Corp. that awards Defendant 65% and Plaintiff 35% of the marital fraction of pension benefits that have accrued during the marriage, which marital fraction subject to division is 100% of all benefits accrued by June 1 of 1987. The QDRO shall comply in all respects with the recommendations of the Master's Report submitted in this case including pre-retirement, death benefits and joint and survivor annuity benefits and shall contain an irrevocable designation fo the Defendant as former spouse for maximum jont and survivor annuity benefit purposes and for maximum pre-retirement death benefits at Defendant's election.

a. That the Qualified Domestic Relations Order shall be prepared by the parties and submitted for review to each other within 20 days of the entry of this Decree and a proposed final version shall be submitted to the court for review and approval within thirty days of the date of this decree. The QDRO shall also provide that Mrs. Lilley is entitled to participate in available health insurance benefit programs available for an exspouse of a Lord Corp. employee.

3. The parties shall cooperate in preparing, as part of the above qualified Domestic Relations Order, language acceptable to Lord Corp. that provides for the payment of Judy Carol Lilley 1/2 or 50% of the June 1, 1991 value of George E. Lilley 401K savings plan when that plan or account reaches pay status. 1/ 2 of the June 1991 value of that plan is in the amount of $3,175.50.

4. The personal property that each of the parties has in their possession, as determined by the Master in the report submitted to this Court on Aug. 11, 1992, shall become the sole and exclusive possession of that party, except for the following:

a. Pleasure boat and trailer, shall be the sole and exclusive possession of Plaintiff, George E. Lilley.
b. Law mower, shall be the sole and ex clusive possession of the Defendant.
c. The three drawer dresser, shall be the sole and exclusive possession of the Defendant.
d. One touch-tone phone, shall be the sole and exclusive possession of the Defendant.
e. Automatic Sunbeam toaster, shall be the sole and exclusive possession of the Defendant.

5. Alomony. The Plaintiff shall pay alimony to Defendant in the amount of $80.00 weekly which represents approximately 20% of Plaintiff's net income, and those payments shall continue for a period of seven years. This alimony award shall be reduced to 15% of Plaintiff's net income if either workmen's compensation, disability benefits or unemployment benefits generate less than $400.00 of weekly income to your Plaintiff.

6. Alimony Pendente Lite, Counsel Fees and Costs. Plaintiff shall pay to Defendnat's attorney, Joan Mason, the sum of $500.00 as reasonable counsel fees and that sum shall be paid in five installments of $100.00 each beginning on the first day of the month following the entry of this Court's Order and being payable thereafter on the first of each month until paid in full.

7. Marital Debts. A judgment agaisnt the parties at Crawford County DSB. 1987-694 in favor of PennBank shall be divided into equal halves as of today's date with each of the parties being responsible for thepayment of 1/2 of that debt and each of the parties shall indemnify and hcld each other harmless for any monies beyond the 1/2 obligation that the other party pays or would berequired to pay to PennBank.

The real estate taxes from 1986 and 1987 in the amount of $1,420.00 plus any interest and cost, shall be divided equally with each party being responsible for 1/2 of the total amount due and each of the parties shall hold the other harmless and indemnify the other party for any monies that the other party pays or be required to pay beyond 1/2 of the obligation.

Lord Credit Union debt shall be the sole liability of the Plaintiff.

The VISA liability shall be the sole liability of the Plaintiff.

8. The cost of this proceeding shall be paid 3/4 by the Plaintiff and 1/4 by the Defendant and shall be paid within 30 days of the date of the filing of the Master's Report. The Court finds the following costs:

a. Master's fees in the amount of $1,884.00
b. Stenographic fees in the amount of $360.00.

The Court notes that of the $700.00 paid into Court pursuant to Plaintiff's request for the appointment of a Master, $360.00 was paid to the stenographer and this leaves $340.00 available to pay on the Master's accoutn which this Court orders to be done forthwith. Because the $700.00 amount was paid totally by thePlaintiff herein, he shall be credited with $700.00

Anthony J. Vardaro, J.

Sept. 3, 1992 copy given to Lindsay, J. Mason. Sept. 4, 1993 copy to D. Ferguson

Sept. 18, 1992 Motion for Reconsideration of Order; Defendant's Exceptions to Amended Master's Report and Order filed.

Sept. 29, 1992 Affidavit of Acceptance of Service filed.

Sept. 29, 1992 Praecipe for Defendant;s Motion for Reconsideration of Order and Defendant's Exceptions to Amended Master's Report filed.

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George E.Lilley
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Sept. 29, 1992 Memorandum and Order Filed. AND NOW, September 29, 1992, the Court's Order of September 1, 1992 in the above captioned matter is rescinded in its entirety as allowed by 42 Pa. C.S.A.§5505.

Insofar as there has been much confusion with respect to this matter,each party may file any additional exceptions they wish to the amended Master's report within ten days of this date and the Court Administrator is directed to scheduled these exceptions for appropriate argument before the Court.

BY THE COURT:
Anthony J. Vardaro, J.

Sept. 30, 1992 Copy of Memorandum and Order to: Attys. Ferguson,Mason, LIndsay.

Oct. 7, 1992 Plaintiff's Exceptions to Amended Master's Report filed.

Oct. 13,1992 Motion to Strike and Order Filed. AND NOW, this 13 day of October, 1992, upon consideration of the attached Motion to Strike, hearing is scheduled for the 30 day of November, 1992 at 1:30 o'clock P.M., Crawford County Courthouse, Meadville, Pennsylvania, Courtroom 2.

For the Court.
Imogene Yetman, Court Administrator

Oct. 13, 1992 Copy of Order to Attys. Feguson & Mason & Lindsay.

Oct. 13, 1992 Exceptions to Master's Report and Assignement of Argument Date filed. October 13, 1992: The Court Adminstrator having been directed by the Court to Schedule an argument date in the above matter, hereby sets argument for November 30, 1992, at 1:30 P.M., in Courtroom 2.

FOR THE COURT,
Imogene Yetman, Court Administrator

Oct. 13, 1992 Copy to Attys. Ferguson, Mason & Lindsay.

Nov. 5, 1992 Affidavit of Service filed. I Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the Master of record for the above named Divorce Complaint, and that as such I am authorized to make this verification; that I did on the 1st day of September, 1992, send to the Joan D. Mason, attorney for defendant, by Fax, a true and correct copy of the Masters Report filed at the above term and number.

Brian J. Lindsay, Esquire

Nov. 5, 1992 Affidavit of Service filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the Master of record for the above named Divorce Complaint, and that as such I am authorized to make this verification; that I did on the 1st day of September, 1992, send to the Douglas W. Ferguson, attorney for Plaintiff, by Hand Delivery, a true and correct copy of the Masters Report filed at the above term and number.

Brian J. Lindsay, Esquire

Dec. 24, 1992 Petition For Payment of Master's Fees filed.

Dec. 24, 1992 Order filed. AND NOW, December 24, 1992 the Prothonotary is authorized and directed to pay to the Master, Brian J. Lindsay the sum of $340.00 previously deposited and the sum of $983.00 deposited by the plaintiff without prejudice to the right of the Master to apply for further payment once the matter of a further deposit is resolved.

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

Dec. 29, 1992 Copies given to Lindsay (w/check) & copies to J. Masonand Ferguson

Jan. 14, 1993 Memorandum and Order Filed. This matter is before the Court with regard to exceptions filed by both parties to an amended Master's report. At the time this matter is orally argued, both parties raise issues that will require the Court to review the testimony presented at the time of the Master's hearing.

Insofar as the testimony has not been transcribed, we have inquired through the Master as to the cost of transcribing the same and learned that it will be approximately $1,200 insofar as there was three days of testimony.

There also seems to be some indication from at least the Plaintiff that there should be further testimony allowed in this matter.

In order to get this matter moving forward to an ultimate resolution, we enter the following Order:

AND NOW, January 13, 1993, the Plaintiff is directed to deposit the sum of $900 and the Defendant is directed to deposit the sum of $300 with the Prothonotary of Crawfford County both within 30 days of the date of this order for the purpose of allowing a transcript to be obtained.

Once those deposits have been made, the Master, Brian Lindsay, Esquire, is directed to request transcription of the testimony taken at the time of the Master's hearing.

Either party may obtaina copy of that reanscript at their own expense and each party may file briefs and/or proposed findings of fact with the Court within 45 days of the date the transcript is filed of record in the office of the Prothonotary of Crawford County.

Such filings by the parties may also include a request for further testimony and an explanation as to why such testimony would be necessary. Once the Court has read the transcript and the submissions of counsel, we will decide whether any further testimony is necessary for us to make our decision with respect to this case.

The order with respect to the deposit for the transcript is made without prejudice to an appropriate allocation by the Court once we have reviewed this matter in its entirety.

BY THE COURT:
Anthony J.Vardaro, J.

Jan. 14, 1993 Copies of order given to Attys.Lindsay, J. Mason & Ferguson.

Jan.14, 1993 Order filed. AND NOW, January 13, 1993, the Defendant's motion to strike the Court's order of September 1,1992 which has already been rescinded is granted.

BY THE COURT:
Anthony J.Vardaro, J.

Jan.14, 1993 Copies of Order given to Attys. Lindsay, J. Mason & Ferguson.

Jan. 29, 1993 Petition for Bifurcation and Order filed. AND NOW, this 29 day of January, 1993, hearing on the Plaintiff's Petition for Bifurcation is set for the 1 day of March, 1993, at 3 o'clock p.m., in Courtroom 1 or 2, of the Crawford County Court, Meadville, Pennsylvania.

BY THE COURT:
Anthony J.Vardaro, J.

Feb. 1, 1993 Copy of Order to Attys.Ferguson, Joan D. Mason & Lindsay.

Mar. 26, 1993 Memorandum and Order Filed. AND NOW, March 26, 1993, after informal hearing and argument, it is hereby ordered and decreed that the prayer of the petiton for bifurcation of proceedings is granted. This Court will enter a decree in divorce based on Section 3301 (c) or 3301 (d) of the Divorce Code upon praecipe of the Plaintiff and provided that all other requirements of one or other of those sections has been met.

It is further ordered that if a divorce is granted this Court will retain jurisdiction of the economic issues.

It is further ordered that if a divorce decree is issued pending final disposition of the remaining economic issues in this divorce action, the Plaintiff husband may only designate a beneficiary with respect to any portion of his pension which would ultimately be determined to be his portion of the pension once an order is entered with respect to an equitable distribution of property within this divorce action whether or not the Plaintiff husband shall be living or deceased at that time. (See Dunn v. Dunn, 375 Pa. Super. 235, 544 A.2d 448 (1988) appeal denied 521 Pa. 630, 558 A.2d 532 for the proposition that a husband's estate was charged with obligations of marital estate and those claims timely filed during lifetime of husband were not defeated by his death.)

BY THE COURT:
Anthony J.Vardaro, J.

Mar. 26, 1993 Copies distributed by Court.

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Mar. 29, 1993 Upon Praecipe of Plaintiff Attorney, Douglas W. Ferguson,Esquire to Transmit record - Section 3301 (c) of the Divorce Code, case moved to Court.

June 17, 1993 Transcript of Proceedings Taken At Time of Hearing filed.

June 17, 1993 Petition for Reconsideration of Order filed.

June 17, 1993 Motion to Schedule Hearing in Alimony Pendente Lite filed.

Juen 17, 1993 Memorandum and Order filed. AND NOW, June 15, 1993, the Court's order of March 26, 1993 ordering bifurcation in this matter is vacated and the Plaintiff's petition for bifurcation is scheduled for hearing and argument on August 5, 1993, at 9:15 AM in Courtroom No. 2, Crawford County Courthouse.
At that same time, the parties may present any testimony and/or legal argument they wish to present with respect to Mrs. Lilley's petition for alimony pendente lite and Mr. Lilley's request for hearing with respect to a case at Domestic Relations 1987-356.
If the parties do not wish to proceed wtih nay of those issues, they should advise the Court through appropriate motion and if the transcript becomes available with respect to the original Master's testimony in this case and the Court is able to decide the exceptions to the Master's report prior to the time of this hearing, the court may determine that some or all of these issues may be moot.

BY THE COURT,
Anthony J. Vardaro, J

June 17, 1993 Copies dst. to Ferguson & J. Mason

June 23, 1993 Order filed. AND NOW, June 22, 1993, the Court has contacted James McCleary, Court Reporter, with respect to when the transcript will be ready concerning this matter since the Court was advised by the Master's office that as of May 20, 1993 the transcript would be rready in six weeks.
Upon contacting the Court Reporter this day, we have learned that the Master's office was apparently requested back in May 1993 to produce copies of all of the exhibits in this matter so that the Court Reporter could be sure in transcribing the hearing that all of the numbers were correct.
This was never done by the Master's office.
Accordingly, the Master is ordered and directed to provide such exhibits to James McCleary, Court Reporter, within seven days ofthe date of this order and to thereafter cooperate in any manner necessary to have the transcript produced so that this matter may proceed.

BY THE COURT,
Anthony J. Vardaro, J

June 23, 1993 Copies dist. by Court.

July 22, 1993 Affidavit of Acceptance of Service filed. I, Christopher Gannon,Esquire, representative of Lord Corporation, being duly sworn according to law, do hereby certify that on July 12th, 1993, I did receive a copy of the subpoena in the above captioned matter, said subpoena having been mailed from the law office of Mason and Mason Attorneys, 973 Liberty Street, Meadville, Pennsylvania 16335 on July 9, 1993. On behalf of Lord Corporation, I hereby waive the formalities of service of this subpoena that might otherwise be required.
July 14, 1993

Christopher Gannon, Esquire
Representative of Lord Corporation

Sep. 10, 1993 Petition for Contempt for Failure of Court Reporter to File Transcript of Record and ORDER filed. AND NOW, this 10 day of September, 1993, upon consideration of the foregoing Petition,it is hereby Ordered and Decreed that a Rule to Show Cause is placed upon the court reporter in this case, James McCleery, to appear to show cause, if any he should have, why he has not filed of record the Master's Hearing transcripts in the above-captioned divorce despite promising to do so to Judge Anthony Vardaro on or before August 9, 1993. A Rule to Show Hearing is scheduled for September 22, 1993 at 4 PM. Service of this Petition, Rule and Order shall be made by the Plaintiff upon James McCleery, Court Reporter, by forwarding the same by certified mail to his business address at Star Route, Box 92, Franklin,Pennsylvania 16323.

BY THE COURT:
Anthony J. Vardaro, J.

9-10-93 Copy of Order to Attys. Ferguson, Mason & Lindsay.

Sept. 28, 1993 Order filed. AND NOW, September 22, 1993 this matter is before the Court on the Plaintiff's petition for contempt for failure of James I. McCleery, court reporter, to file transcript of record.
This petition arises out of the fact that the Court is awaiting a transcript of the Master's Hearing in this matter so that exceptions filed by the parties can be disposed of in a divorce decree and a divorce decree can be entered.
The attorney for the Plaintiff appears as well as the Master and Mr. McCleery.
Mr. McCleery indicates that he is bogged down with various other matters and has a very busy schedule and the Court recognizes that and recognizes that court reporters are at a premium these days.
Nonetheless, this divorce action was filed in 1987 and these parties deserve to have this matter brought to a conclusion and that cannot occur until the transcipt of the Master's proveedings is available to the Court.
We recognize that apparently although the court had wanted the request to the court reporter to be made several months ago, apparently it was not made until approximately 60 days to 90 days ago, and in discussing this matter with the court reporter, we will decline to hold him in contempt provided he complies with the following:
1. The entire transcript shall be completed and filed within this Court no later than November 22, 1993.
2. The court reporter will provide to the Court each 100 pages of the transcript as it is completed, as soon as it is completed so that the Court may begin to rreview the same.
3. The court reporter will cooperate with the attorneys involved in the case as well as the Master to obtain any information that he needs so that this matter may be done as quickly as possible.
4. The court reporter will provide as such of this transcript as possible within 30 days of this date with the intention being that he made every effort to provide at least one-half of the transcript within that time period.
So long as this order is complied with, the petition for contempt will be dismissed at the end of 60 days.

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

Order: AND NOW, September 24, 1993 having rescinded out order for bifurcation in this matter and now having heard additional testimony, we deny the Plaintiff's motion to bifurcate this action.
In doing so, we note that we continue to wait for the transcript in this matter so that we may decide the exceptions and enter a final decree but we have set a deadline for that to occur within the next 60 days and we are still anxious to have this matter resolved as we believe the parties deserve to have a conclusion to this matter.
However, after hearing the additional facts at the time of the latest hearing we do not believe bifurcation is appropriate.

BY THE COURT,
Anthony J. Vardaro, J
Copies circulated by Judge's secetrary

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Dec. 9, 1993 Master's Hearing In Divorce, filed.

Dec. 9, 1993 Master's Hearing In Divorce, Volumn 2 of 3, filed.

Dec. 9, 1993 Master's Hearing In Divorce, Volumn 3 of 3, filed.

Dec. 9, 1993 Memorandum and Decree filed.

DIVORCE DECREE FILED

Dec. 9, 1993 MEMORANDUM AND DECREE. AND NOW, December 7, 1993, upon consideration of the report and recommendations of the Master appointed in this case and after considering the exceptions filed by the parties and having reviewed the transcript of the Master's hearing, we enter the following Decree:

1. Affidavits of consent. The necessary affidavits of consent to divorce under Section 3301(c) of the Divorce Code having been filed, it is ordered and decreed that GEORGE E. LILLEY, plaintiff, and JUDY CAROL LILLEY, defendant, are divorced from the bonds of matrimony.

2. Qualified domestic relations order. The Defendant shall prepare a qualified domestic relations order that is acceptable to the Lord Corporation that awards Defendant 65% and Plaintiff 35% of pension benefits that have accrued during the marriage with the marital fraction subject to division being 100% of all benefits accrued through June 1, 1987. The qualified domestic relations order shall comply in all respects with the recommendations of the Master's report to the extent that they have not been modified by the Court including pre-retirement, death benefits and joint and survivor annuity benefits and shall contain an irrevocable designation of the Defendant as former spouse for maximum joint and survivor annuity benefit purposes and for maximum pre-retirement death benefits at Defendant's election. The Plaintiff shall have, through his counsel, the right to have input into the preparation of such order and, if the parties have not agreed upon an order that is acceptable to the Lord Corporation 60 days from the date of this Decree, either party may petition the Court for the Court to intervene in resolving the language of that qualified domestic relations order.

Otherwise, if there is an order agreed upon by the parties and acceptable to teh Lord Corporation, it shall be submtited to the Court for review and approval. To the extent that it is acceptable to the Lord Corporation, the qualified domestic relations order shall also provide that the Defendant is entitled to participate in available health insurance benefit programs available for an ex-spouse of a Lord Corporation employee and, to the extent permissible by the Lord Corporation and only to that extent, the qualified domestic relations order shall designate that the Defendant may make an election independent of the Plaintiff's with respect to her portion of the pension benefits so long as doing so does not affect the Plaintiff's portion of his pension benefits either at pre or post-separation.

3. 401K savings plan. The Defendant shall prepare, as part of the above qualified domestic relations order, language to Lord Corproation that provides for the payment to the Defendant of $3,020 of the 401K savings plan together with interest with respect to that amount accruing as of June 1, 1991 with such payment being due when the plan or account reaches pay status.

Again, if the parties have not reached an agreement with respect to this language after 60 days from the date of this Decree, either party may petition for the Court to intervene in resolving that issue.

4. Personal property. The personal property that each of the parties has in their possession as determined by the Master in the report submitted to this Court on Sept. 1, 1992 shall become the sole and exclusive possession of that party except for the following:

a. The pleasure boat and trailer shall be the sole and exclusive property of Plaintiff.
b. The lawnmower shall be the sole and exclusive property of Defendant.
c. The three drawer dresser shall be the sole and exclusive proeprty of Defendant.
d. The one touchtone phone shall be the sole and exclusive property of Defendant.
e. The automatic Sunbeam toaster shall be the sole and exclusive property of Defendant.

5. Alimony. The Plaintiff shall pay alimony to the Defendant in the amount of $100 weekly for a period of 210 weeks beginning from the date this Decree is entered. In entering this Decree for alimony as well as the remainder of our Decree, we have considered the tax consequences to the parties which under all circumstances we see to be minimal.

6. consel fees and costs. The Plaintiff has already paid the sum of $360 to Defendant's counsel and he shall pay the additional sum of $500 as reasonable counsel fees in five installments of $100 each beginning on the first day of the month following the entry of this Court's Decree and thereafter on the first day of each month until paid in full.

7. Marial debts. The parties shall be equally responsible for a marital debt to Pennbank and entered at Crawford Co. DSB 1987-694 and with respect to real estate taxes for the marital property for 1986 and 1987.

It is noted that the Lord Credit Union debt shall be the sole responsibility of the Plaintiff and it is believed that he has paid that in full and likewise the VISA credit account which was a marital debt shall be the sole responsibility of the Plaintiff and he may well have paid that in full.

8. Costs of proceedings. Recognizing payments that have been made with respect to the outstanding balance of payments due concerning the costs of these proceedings, the Plaintiff shall pay $233.45 within 30 days of the date of this Decree to the Prothonotary of Crawford Co. for the balance of the Court Reporter's fees together with $9 for the entry of the Divorce Decree. The Defendant shall pay within 30 days of the date of this Decree to the Prothonotary the sum of $561 as the remaining Master's fees.

The Prothonotary is directed to pay to James Il McCleery, Court Reporter, the sum of $1,200 now on deposit toward his bill for Court Reporter's fees and the sum of $233.45 which is the balance once that has been paid by the Plaintiff. Likewise, the Prothonotary may pay to Brian Lindsay, Esquire, the sum of $561 in remaining Master's fees once that is paid by the Defendant.

As we have noted in entering this Decree, we have considered the tax consequences to the parties which we believe to be minimal and to the extent that they have not been addressed, any exceptions to the Master's amended reprot or original reprot are dismissed. We also note, in requiring the Defendant to pay $561 toward Master's fees and to pay toward the marital debts, we are recognizing that apparently both parties may have dissipated property with respect to the marital home but it appears that Defendant ended up with more personal property removed from the marital home and the Plaintiff has paid considerably more toward marital debts.

Finally, we note that when these exceptions were first heard by us back in January 1993, there was some indication by the Defendant that additional testimony may be needed in order for us to decide these exceptions. As a result, on Jan.13, 1993 as part of the order we entered providing for a transcript to be completed, we allowed the parties, once the transcript was completed, to obtain a copy and file briefs and/or proposed findings of facts with the Court within 45 days of the date the transcript was filed in the office of the Prothonotary.

We are rescinding that portion of our order for a couple of reasons. First of all, it has taken almost a year for us to get a transcript and secondly, once we had an opportunity to review it, we think that there was adequate testimony based on the somewhat limited assets of these parties for us to make a fair decision and do economic justice without any further delay. The Master made a good effort to do so and we have been able to make the adjustments that we made to the master's recommendations based on the transcripts as we have read them without any further need for input.

BY THE COURT:
Anthony J. Vardaro, J.

Continued to Page 596 H

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-H-

1987

Lilley vs. Lilley AD 1987 - 633 Continued from Page 596 G

Aug. 5, 1994 Exhibit filed.

On File Cabinet A

FOR FUTURE ENTRIES...SEE COMPUTER AS OF APRIL 20, 2001.....

Phyllis Milhous

vs.

David Milhous

Record Continued from Page 1425 of AD 1987-975 or AD

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9. The plaintiff has paid certain filing fees and service costs and there remains unpaid at the present time a filing fee of $40.50 for a related Protection From Abuse Petition, which sum the defendant will pay to the Prothonotary and all costs, including filing fees and service costs in both the divorce action and the Protection From Abuse action shall be disposed of as part of the costs in the divorce action by any ultimate disposition, either by agreement of the parties or recommendation of a Master.

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

Nov 23, 1987 Copies of order to Mary Ann Kirkpatrick and David Truax, Esqs.

Jan 15, 1988 Inventory and Appraisement of Phyllis Milhous, Plaintiff filed.

Feb. 8, 1988, Affidavit of Consent of plaintiff filed.

Feb. 8, 1988, Income and expense Statement of plaintiff filed.

Feb. 16, 1988, Motion for Appointment of Master in Divorce, and Order Appointing Master filed. ORDER APPOINTING MASTER: AND NOW, Feb. 17, 1988, Sylvia Dratler, Esquire is appointed Master in respect to the following claims:
Equitable Distribution, Alimony, Alimony pendente lite, costs and counsel fees.
Deposit Required: By Plaintiff $100.00 By Defendant $400.00

PER CURIAM,
Robert L. Walker, Judge

Feb. 17, 1988, ORDER filed. AND NOW, February 17, 1988, the court having this day appointed a Master in divorce as requested by the plaintiff, and noting that the defendant has failed to file either an inventory and appraisement or an income and expense statement, the defendant is required to file such documents within thirty (30) days of this date, or be precluded form offering evidence at the Master's hearing as to the economic matters relating to this action.

BY ORDER OFTHE COURT,
Robert L. Walker, J.

Feb. 18, 1988, copies of order to Attys. M. Kirkpatrick, R. C. Thomas, and Sylvia Dratler.

Feb. 26, 1988 Motion to Refer Divorce Claim to Master and Order filed. Motion allowed. 2/26/88 BY THE COURT,
P. Richard Thomas, J

Mar. 1, 1988 Copies of order to Mary Ann Kirkpatrick, R. Charles Thomas and Sylvia Dratler.

Mar. 4, 1988, Motion for Appointment of Custody Mediator, and Order filed. ORDER: AND NOW, Feb. 29, 1988, Upon presentation of the within motion, WILLIAM PINEO, ESQUIRE, is appointed Custody Mediator in this case.

P. Richard Thomas, J.

Mar. 8, 1988, copies to Atty. and Mediator.

Apr. 14, 1988, ORDER filed. AND NOW, April 14, 1988, the defendant having been taken into custody by the Meadville City Police and placed in theCrawford County Jail late on April 13, 1988 as a result of conduct which could be viewed as a violation ofthe Protection from Abuse Order heretofore entered, hearing on this matter is continued to be scheduled on motion of any party in interest if it becomes necessary. The Defendant is released on one dollar nominal bond to be signed by the Sheriff, and as an additional condition of both bail and the abuse petition, the defendant shall not at any time or for any purpose be on the section of Chestnut Street in the City of MeaDVILLE BETWEEN Liberty Street and Grove Street.

Such visitation rights as have been agreed upon by the parties shall be exercised by the plaintiff deliverling the children to the Defendant's residence. This arrangement shall continue only until there is some formal partial custody or visitation order entered in connection with the divorce action between the parties, the custody portion of which is presently in the hands of the Custody Mediator.

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

see AD 1987-976

May 6, 1988 Temporary Order filed. AND NOW, this 6th day of May, 1988, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of their two minor children, David Milhous and Robert Milhous
2. Starting with Friday, April 29, 1988, the children shall reside with their father for a period of two weeks, or until 4:00 p.m. Friday, May 13. They shall then reside with their mother from 4:00 p.m. Friday, May 13 until 4:00 p.m. of Friday, May 27. The parties shall thereafter alternate two-week periods.
3. Hoiday visitation shall be arranged as follows:

The children's Thanksgiving holiday from school shall be divided in half, the first half being Thanksgiving and the Friday following, and the second half being the Saturday and Sunday following Thanksgiving. the father shall have his chidlren during the first h alf the the Thanksgiving holiday for 1988 and the parties sh all thereafter alternate the Thanksgiving periods so defined. the father shall also have those of his sons who are above the age of 11 for visitation on the opening day of antlered deer season each year. The children's vacation from school shall be divided into two periods. The first shall run from 4:00 p.m. of the last day of school previous to the Christmas vacation through December 29 and the second period shall run from December 29 to 4:00 p.m. of the day preceding the reopening of school. The mother shall have the children for the first period for 1988 andthe parties shall thereafter alternate the periods. Christmas Day itself shall be shared. The Christmas Day periods shall run from 9:00 a.m. to 1:00 p.m. and frm 1:00p.m. to 8:00 p.m. For 1988, the mother shall have the children for Christmas morning and the father for the remainder of the day and the parter shall thereafter alternate these periods.

Continued on page 602

Nov. 24, 1987 Order filed. AND NOW, November 24, 1987, the matter is before the Court for a petit ion for alimony and counsel fees and with the Court noting that the defendant wife willthis date file a counter-claim in divorce.

The Court reviews the income of the parties and ascertains the husband has a net weekly income of approximately $300.00 per week and the wife has a net disablility income of approximately $150.00 per week. In addition, there appears to be loans securing real estate, a trailer and a personal loan which the husband is paying in a total amount of approximately $350.00 per month. Additionally, the husband has taken a pension reduction of an unascertained amount of order to continue a hospitalization or medical program covering the wife.

Under all of the facts reviewed informally by the parties and counsel, the Court awards the defendant wife alimony pendente lite in the amount of $40.00 per week commencing with the week of November 29, 1987, with said sum to be paid through the Domestic Relations Section.

In addition, the defendant will pay filing fees for the counter-claim in divorce inthe amount of $45.00 directly to counsel for the wfie forthwith this date.

In addition, the Court awards the wife attorney fees in the amount of $200.00 with $100.00 to be paid by December 1, 1987, and the other $100.00 to be paid by the husband on or bedore January 1, 1988. The Court notes thatin the ultimate disposition of the marital assets, it is obvious that some of the assets willhave to be sold to make equitable distribution and this award of counsel fees is not inteded to preclude an award of counsel fees for both parties equitably distributed by the Master in Divorce or ultimately the Court.

The plaintiff husband will accept allbills and claims for medical expenses for the wife and forward them tohis insurance carrier for appropriate processing and will take no steps on his own to deny such claims nor willtake any steps to remove his wife from hospitalization coverage he has withhis former employer.

The parties will proceed forthwith after this hearing to the Domestic Relations Office for the processing of this claim to be handled and paid through the Domestic Relations Division.

The husband agrees that he willnot directly or indirectly sell, convert, change or remove any property listed on any of the wife's or his inventories.

The defendant will not further encumber any of the assets listed on the inventories without the consent of his spouse.

This and the former restraining Order precluding the plaintiff from using a checking account at the First National Bank in Jamestown, Pennsylvania is rescinded and the plaintiff willhave access to deposit and remove assets from that checking account.

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

Nov. 30, 1987 Copies of order to R. Charles Thomas, Joan Mason and Dom Rel.

Feb. 3, 1988 Affidavit Of Consent of Plaintiff filed.

May 4, 1988, Petition for Termination of Temporary Alimony Order and Order filed. 1 copy (atty) ORDER: AND NOW, this 4th day of May 1988, upon presentation and consideration of the within Petition a Rule is granted upon the defendant to show cause if any she has why she should not file her affidavit of consent forthwith or in the alternative why the order for alimony pendente lite heretofore entered by your Hon. Court should not be terminated forthwith and further why dft. should not be required to pay counsel fees incurred by the plff. in connection with this petition and hearing thereon. Returnable for hearing and/or argument on the 1st day of June 1988 at 3:00 p.m. in Court Room No. 1, Crawford County Court House, Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

May 5, 1988, copies to R. C. Thomas, Joan Mason.

June 7, 1988, ORDER: filed. AND NOW June 1, 1988, at the time set for hearing, the plaintiff appears but defendant does not appear and is reported by her attorney to be residing in Chesapeake, Ohio. It appears that the plaintiff voluntarily ceased payment of alimony pendente lite payments for the months of April and May. The Court notes that by letter of Feb. 2, 1988, counsel for the plaintiff Wm. LeMaster forwarded tocounsel for the wife an affidavit of consent requesting its timely signing so the divorce could proceed. To date, that affidavit has not been signed.

The court relieves the plaintiff from the responsibility of payment alimony pendente lite for the months of April and May. The plaintiff is also relieved of responsibility for paying alimony pendente in the amount of $40.00 per week until such time as the affidavit of consent is filed by the wife. Once said affidavit is filed by the wife, it shall be the husband's responsibility to recommence paying alimony pendente lite previously ordered in the amount of $40.00 per week until this order is modified by any further court order or ultimate settlement or resolution of the divorce action.

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

June 10, 1988, copies of order to R. C. Thomas and J. Mason.

June 7, 1988, Affidavit of Consent of defendant filed.

Aug 10, 1988 Motion for Relieving of Restraining Orders and Order filed: AND NOW, Aug 10, 1988, Upon presentation and consideration of the within Motion, the Plaintiff , William LeMaster, is relieved of any and all Restraining Orders heretofore entered by this Court prohibiting him from disposing of, jeorpardizing, selling or in any other way utilizing assets acquired by the parties during the course of their marriage and Plaintiff is further relieved of any Restraining Orders relative to the use of checking accounts and savings accounts in use and established by the parties during the court of the marriage of the parties, all by reason of the fact that the parties have reconciled and this divorce case has been marked settled and discontinued of record.

BY THE COURT,
Robert L. Walker

Aug 10, 1988 Copies of order to R. Charles Thomas and Joan Mason, Esqs.

Aug 10, 1988 Motion for Withdrawal of Action and Order filed: AND NOW, Aug 10, 1988 Upon presentation and consideration of the within Motion, counsel for the Plaintiff and Defendant are hereby authorized and directed to discontinue this case of record.

Robert L. Walker, J.

Aug 10, 1988 Copies of order to Joan Mason and R. Charles Thomas, esqs.

John D. Boratyn and Nelda Boratyn, his wife, individually and as natural guardians of Theodore Boratyn and Jeremiah Boratyn, minor children, and Earl Rice

vs.

Gary Warren as executor of the Est. of Merrick B. Warren, ~~Merrick B. Warren, individually and d/b/a Warren Brothers~~, Cussewago Township, a Political Subdivision of the Commonwealth of Pennsylvania and The Commonwealth of Pennsylvania Department of Transportation

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of

AD 1987-601

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Sept 29, 1987 Order filed: AND NOW, September 29, 1987, at the time scheduled for hearing in the above matter, plaintiff's counsel having advised the Court that the requisite answers to interrogatories have now been filed, the motion for sanctions is dismissed as moot.

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

Oct 1, 1987 Copies of order to all counsel of record.

Oct. 2, 1987, Motion to Allow Withdrawal of Appearance, consent of Nelda Boratyn, Certificate of Mailing and Order filed: ORDER: AND NOW, October 2, 1987, upon consideration of the foregoing Motion, and upon the consent of Nelda Boratyn, said motion is hereby granted and the appearance of William Pineo, Esquire, as attorney for Nelda Boratyn, plaintiff in the above referenced matter, is hereby withdrawn.

By the Court,
P. Richard Thomas, J.

Oct. 6, 1987, copies of order to W. Pineo, E. Spadafore, Timothy Sennett, JOhn G. Eidemuller, Jr. attys.

Jan. 7, 1987 Complaint filed.

Feb. 17, 1988, Appearance of Knox Graham McLaughlin Gornall and Sennett Inc. by Timothy M. Sennett, attorneys for Gary Warren, Ex. of the Estate of Merrick B. Warren, filed.

Feb. 17, 1988, Voluntary Substitution of Gary Warren As Executor ofthe Estate of Merrick B. Warren as a party defendant for Merrick B. Warren, Individually and d/b/a Warren Brothers, filed.

Mar. 2, 1988, Answer and New Matter of defendant Gary Warren, as Ex. of Est. of Merrick M. Warren, filed.

Mar. 10, 1988, Answer and New MaTTER of Defendant Com. of Pa. filed.

Mar. 10, 1988, Interrogatories to Plaintiffs and Defendants filed. (filed by Com. of Pa.)

Mar. 10, 1988, Interrogatories to Plaintiff filed. (filed by Com. of Pa.)

Mar. 10, 1988, Request for Production to Defendants filed. (filed by Com. of Pa.)

Mar. 10, 1988, Request to Produce to Plaintiffs filed. (filed by Com. of Pa.)

Mar 17, 1988 Reply to New Matter Under Pa. R.C.P. 2252(d) filed.

Mar 17, 1988 Answers to Interrogatories to Plaintiffs and Defendants filed.

Mar 18, 1988 Reply to New Matter of Defendant, Gary Warren as Executor of the Estate of Merrick B. Warren filed.

Mar. 23, 1988, Answers to Request for Production to Defendants Gary Warren, as Ex. of the Est. of Merrick B. Warren, filed.

Mar. 28, 1988 Reply To New Matter Of Defendant Merrick Warren filed.

Mar. 31, 1988 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Cussewago Township filed.

Apr 11, 1988 Answer, New Matter and New Matter Pursuant to Pennsylvania Rule of Civil Procedure 2252(d) filed.

April 11, 1988 Reply of Cussewago Township to PennDot Crossclaim filed.

Apr 11, 1988 Reply of Cussewago Township to Warren Crossclaim filed.

April 11, 1988 Answers of Cussewago Township to Interrogatories to Plaintiffs and Defendants filed.

April 11, 1988 Responses of Cussewago Township to Request for Production to Defendants filed.

April 11, 1988 Reply to Amended New Matter of Garry Warren filed.

Apr. 14, 1988 Reply To New Matter Pursuant To Pa. R.C.P. 2252(d) of Cussewago Township filed.

June 29, 1988 Gary Warren, Executor of the Estate of Merrick B. Warren, Reply to New Matter of Cussewago Township filed.

July 13, 1988 Affidavit Filed.

Continued on page 594

On holidays when the child is in the home of the mtoerh the child shall be in the home of the father on the evening preceding such holiday from 4:00 p..m. until 8:00 p.m. The parties shall continue to alternate having the child in their home on the above specified holidays from year to year in the same manner as provided above until this Order has been changed or amended.

(c) Beginning with the Summer of 1988, the father shall be entitled to have the child in his home for three non consecutive one week periods. The father shall provide the mother at least thirty (30) days notice of any such extend Summer visitation.

(d) Neither mother nor father shall say anything derogatory about 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 cild towards both parents.

(e) Neither parent is to remove the child from the Commonwealth of Pennsylvania, for a period of a week or more, without advance notice to and consent of the other parent.

(f) Each parent shall provide the other with current addresses and telephone numbers at all times.

(g) In the event the father is more than one-half hour late for any scheduled visit, the vist shall be deemed cancelled.

(h) Neither parent shall drink alcoholic beverages while the child is in their custody.

(i) Neither parent shall leave the child at any time without a responsible adult babysitter.

This Order shall be a temporary Order but shall beocme a permanent Order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

Cost of the mediation conference shall be euqally divided between the parties.

P. Richard Thomas, J

Nov. 5, 1987 Copies of order to William Gregg, Joan Mason and John Fuller

Patricia B. Wilson

VS.

John R. Wilson,Jr.

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later than 6:00 p.m. on Friday to so advise her. If he has not telephoned or picked the child up by 9:30 a.m. on any Sunday, the Plaintiff can assume he does not intend to exercise his visiting rights and his visiting rights will be canceled for that date.

In picking up and returning the child, the Defendant shall not go inside the Plaintiff's residence but may go only to the door thereof to deliver the child or pick him up.

2. The Court believes it would be advisable if negotiations regarding resolution of the issues in the divorce action are carried on between counsel since both parties are represented by counsel.

3. Neither party shall call the other by telephone more than once in any calendar week except that a telephone call regarding the visitation rights on a Friday shall not be counted against this and the second exception shall be any emergency matter that may arise concerning the welfare of the parties' child.

4. The Defendant is granted the right to obtain any clothing that he may have at the marital residence on Saturday, April 9, 1988, between ten hours of 1:00 p.m. and 3:00 p.m. The Plaintiff may have any person she wishes available at the home during those hours to maintain order.

Except as herein modified, the Order shall continue in full force and effect.

By Order Of The Court,
Robert L. Walker,J.

April 6, 1988 Copy of Order to Attys. Joan Mason and Anthony Vardaro.

This Ordr Transferred to: AD 1987-722

Aug. 10, 1988 Motion For Continuance and Order filed. AND NOW, this 10th day of August, 1988, upon consideration of the foregoing Motion, the above hearing is continued until the 2nd day of September, 1988, at 9:00 o'clock a.m. in Court room No. 2, Crawford County Courthouse.

For The Court,
Imogene Yetman, C.A.

Aug. 10, 1988 Copies of order to Joan Mason and Anthony Vardaro

Aug. 26, 1988, Petition for Injunctive Relief and order filed. ORDER: AND NOW, this 24th day of August, 1988, upon consideration of the foregoing Petition and on motion of Anthony J. Vardaro, atty. for petitioner, a Rule is entered upon the plaintiff to show cause, if any she has, why the relief requested by teh Defendant/Petitioner should not be granted.

Said Rule is returnable on the 2nd day of Sept. 1988 at 9:00 a.m. in C. R. 2 of the Crawford County Court house, Meadvile, Pa.

Pending the above captioned hearing and argument, it is the order of the court that both parties are forbidden from disposing of any marital assets unless both agree in writing to such disposition.

BY THE COURT,

Robert L. Walker, J.

Aug. 30, 1988, copies to J. Mason and A. Vardaro, attys.

Dec 6, 1988 Order filed: AND NOW, December 5, 1988, it appearing that there are ongoing difficulties between the parties which may lead to the abuses taht the protection from abuse act was intended to avoid and a petition for extension of the Protection From Abuse Order having been filed February 24, 1988 at a time when the Order still had approximately six months to run and having been denied as premature, the petition to extend is not granted and the Order is extended for a period of six (6) months from this date, with the following modifications:

1. The defendant's visitation with the minor child shall be from 2:00 o'clock p.m. on Sunday until 8:00 o'clock p.m. on Sunday, with transportation for the visits to be furnished by 2. The defendant shall not at any time go to the land or buildings occupied by the plaintiff for any purpose whatsoever.

3. The Pennsylvania State Police or any other Police agency having jurisdiction may enforce this Order in accordance with the Protection from Abuse Statute.

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

Dec 8, 1988 Copies of order to Attys. Mason and Vardaro. and 1 copy to County Control.

June 5, 1989 Motion to Withdraw Appearance and Order filed: AND NOW, this 5th day of June, 1989, upon consideration of the foregoing Motion, Anthony J. Vardaro, Esquire, is permitted to withdraw his appearance on behalf of the Defendant, John R. Wilson, Jr.

BY THE COURT,
P. Richard Thomas, J.

June 9, 1989 Copies of order put in Attys. Mason and Vardaro's boxes.

LW error see AD 1987-722

Mar 28, 1990 Motion to Withdraw Appearance and Order filed: AND NOW, this 23 day of March, 1990, upon presentation and consideration of the within Motion, Defendant's counsel, James R. Irwin, Esquire, is hereby authorized to withdraw his appearance on behalf of the Defendant in the abovecaptioned case.

Gordon R. Miller, J.

Mar 29, 1990 Copies of order put in Attys. Mason and Irwin's boxes.

(from Page 597)

The father shall have his children every easter from 8:00 a.m. to 1:00 p.m. and the mother from 1:00 p.m. to 8:00 p.m. Other holidays are defined as Memorial Day, Independence Day and Labor Day. The father shall have his children for visitation on Memorial Day from 9:00 a.m. to 8:00 p.m. and the parties shall thereafter alternate the holidays during the hours so defined.

4. The party receiving the children in the exercise ofhis custodial or visitation rights shall be responsible for providing transportation, where it is needed.

5. Neither party shall expose the children to the company of persons of the opposite sex to whom they are not related between the hours of 8:00 p.m. and 8:00 a.m. Further, any exposure by the parties of the children to persons to whom the parties ahve nay romantical inclination shall b eonly of th emost casual nature and neither party shall indulge in displays of affection toward such persons in the presence of the children.

6. Neither party shall be under the influence of alcohol while he or she has the children in his or her care and custody.

7. Each party shall teach the children to give to the other party that love and respect which is due a parent fromhis or her child and neither shall do or say anything to balcken the character of the other in the estimation of the children.

8. The parties are free to make additional or alternative arrangments regarding their custodial or visitaiton periods. Such arrangements must be made by mutual consent, in the absence of which the provisions of this Order shall govern.

9. This Order may be reviewed on Motion of either party one year from date hereof.

10. Costs and fees of this Mediation, which are fixed at $122.00 are divided equally betweenthe parties with a share of each being assessed tohim or her as costs in this case.

11. Either party may move the Court for a hearing de novo for a period of thirty (30,) days from date hereof. Should neither party so move, this order shall be considered permanent.

By the Court,
Robert L. Walker, J

May 9, 1988 Copies of order to Mary Ann Kirkpatrick, R. Charles Thomas and William Pineo and parties

Aug. 24, 1988 Memorandum, of Agreement as to Divorce, Alimony, counsel Fees, and Equitable Distribution filed.

Sept. 13, 1988 Affidavit Of Consent of Defendant filed.

Sept 22, 1988 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Sept. 28, 1988 **D E C R E E F I L E D .**

And Now, September 28, 1988, it is ordered and decreed that Phyllis Milhous, Plaintiff and David Milhous, defendant, are divorced formthe bonds of matrimony, It is further ordered:

Defendant shall transfer to Plaintiff all his right, title and interest in their 1986 Chevrolet Caprice station wagon.

Plaintiff shall transfer to defendant all her right,, title and interest in their 1981 Oldsmobile automobile.

Custodial accounts in the Plaintiff's sole name for the benefit of the parties' children, shall be changed and shall be styled so that said accounts will be in the named of defendnat and Pl aintiff and the signatures of both Defendant and Plaintiff shall be required for withdrawal.

Defendant shall be the sole owner of the business known as Phyl's Metal finishing and shall pay all costs and file any and all necessary documents to substitute himself for Plaintiff as owner of said business.

defnednat shall pay all Court costs and Master's fees in the matter.

By the court:
Robert L. Walker, J

Oct. 6, 1988, Petition for Master's Fees filed.

Oct. 6, 1988, ORDER filed. AND NOW, October 5, 1988, on motion of the Master, Master's fees are fixed at $100.00 with costs of $115.00 for court reporter services. The Prothonotary is authorized and directed to apy from the funds on deposit the sum of $115.00 to Ann McDonald, Court Reporter, the sum of $100.00 to Sylvia L. dratler, Master, and the balance of the funds on deposit to be refunded $57.00 to the plaintiff and $228.99 to the Defendant.

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

Oct. 6, 1988, copies to all attorneys.

Dec. 21, 1988, Petition for Modification of Custody Order,and Order filed. ORDER: NOW, this 21st dayof Dec. 1988, upon presentation and consideration of the within Petition, this case is returned to the Custody Mediator, William Pineo, for the purpose of reviewing of the original Custody Order heretofore entered, and the purpose of considering the defendant's Petition for modification of the same.

1 copy (atty)
1 copy (mediator)

BY THE COURT,
Robert L. Walker, J.

Jan. 19, 1989 Answer to Defendant's Petition for Modification of Custody Order filed.

Feb. 28, 1989 Plaintiff's Petition to Modify Custody and Order filed. AND NOW, February 27, 1989, Plaintiff's Petition to Modify Custody is referred to Custody Mediator, Wililam Pineo, for consideration at the mediation conference scheduled for March 13, 1989.

By The Court,
Robert L. Walker, J

Feb. 28, 1989 Copies of order to Mary Ann Kirkpatrick, R. Charles Thomas and William Pineo

Continued on Page 602(a)

July 11, 1989 Temporary Order filed: AND NOW, this 10 day of July, 1989, 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 Order of May 6, 1989 is hereby modified by deleting therefrom paragraphs 5, 9, and 10.

2. The parties shall arrange for counseling to help them com to terms with the changes in their lives so that they man continue their relationship as parents of the subject minor children in a way which is reasonable, amicable, and non-stressful to the subject children. The Mediator has suggested to the Court that the parties might counsel with Centers for Families in Change but the parties are free to select any reputable counselor upon whom they can agree. Should the counselor wish to speak with the children, then the parties will cooperate with the counselor in making the children available. The counselor shall be authorized to share with the Mediator any reports, observations, or thoughts regarding this domestic situation upon the Mediator's request.

3. Costs and fees of this 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.

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

By the Court,
Robert L. Walker, J.

July 13, 1989 Copies of order to Attys. Thomas, Kirkpatrick, Pineo and copies mailed to Plaintiff and defendant.

Aug. 30, 1991 Petition To MOdify Custody and Order filed. And Now, August 30, 1991 mother's Petition to MOdify Custody is referred to William Pineo, esq., child custody mediator for mediation.

BY THE COURT,
Gordon R. Miller, J

1 copy atty; 1 copy mediator

Nov. 1, 1991 Temporary Order filed. AND NOW, this 28th day of October, 1991, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The order of May 6, 1988 and July 10, 1989, copies of which are attached, shall remain in effect until further order of this Court.

2. The parties are directed to arrange for counseling for Robert MIlhous, one of the subject minor children, and for themselves in order to allow Rober to develop a relationship with a professional counselor in whom he can confide and to guide the parents with respect to their behavior toward the children and toward each other as separated parents. The Court recommends that stepparents and the father's present fiancee also be brought into the counseling process, but of course, cannot compel that. The Court is advised that Boer has counselled with Kathy Berkey, MA, and that the mediator recommends her as a counselor. However, the parties are free to agre eupn any reputable counselor. They shall report to the mediator within 30 days of this date with the name of the counselor whom they have selected. If they are unable to agree, the mediator will recommend to the Court a reputable counselor and also reocmmend how payment is to be made.

3. The mediator is authorized to discuss the situation respecting Robert Milhous with health care and school personnel and said personnel are authorized to release to the mediator any information they may have with respect to said children.

4. The mediator is directed to make further report andy recommendations to the court within 30 days of this date.

5. 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,
Robert L. Walker, J

Nov. 8, 1991 Copies of order put in box for Atty's Kirkpatrick, Thomas and Pineo

Nov. 22, 1991 Motion For Hearing De Novo and Order filed. And Now, November 25, 1991, the hearing in this custody matter shall be held on Jan. 8, 1992, at 9:00 m. O'clock in courtroom number 1 or 2 of the Crawford County Courthouse in Meadville, PA.

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

Nov. 26, 1991 Copies of order put in box for Atty's. Kirkpatrick, Thomas and Pineo

Jan. 15, 1992 Motion To Withdraw Request For Hearing De Novo and Order filed. And, Now, January 14, 1992, Motin allowed and hearing scheduled for January 8, 1992, is canceled..

By the Court:
Gordon R. Miller, J

Jan. 20, 1992 Copies of order put in box for Atty's Kirkpatrick and Thomas

(caption now:
Phyllis Feil
vs.
David Milhous)

Feb. 3, 1992, ORDER fled. Attached hereto is statement of costs and fees of custody mediator William Pineo in the amt. of $127. The assessment of costs and fees shall be as follows: Plaintiff - Phyllis Feil (½) - $63.50
Defendant -David Milhous (½) - $63.50

Dated: Jan. 29, 1992

BY ORDER OFTHE COURT,
Gordon R. Miller, P.J.

Feb. 5, 1992 copies to Attys. M. Kirkpatrick and R. C. Thomas.

any business previously operated by him or by the parties to this divorce in conjunction with or in partnership with any other person or persons. Lane D. Brown agrees to hold Pamela S. Brown harmless in the event any creditor of either may request or compel the payment of any debts by Pamela S. Brown.

4. Lane D. Brown agrees to pay any and all medical expenses incurred on behalf of the minor children born of the marriage; and, in the event that Pamela S. Brown is required to make any payments for medical services or prescriptions or other payments to providers of health care for said minor children, Lane D. Brown agrees to reimburse Pamela S. Brown within fifteen (15) days of receipt of evidence of payment by said Pamela S. Brown.

5. The parties to this divorce action acknowledge that at the present time the minor children of the parties spend their time equally with each parent and accordingly neither party will request child support of the other so long as there is no significant change in circumstances of the parties. Each of the parties shall be responsible for making whatever payments may be necessary for child care, food, clo= thing, and other needs of the children, excepting only medical expenses as covered above during the times the children are in the custody of either party.

6. Neither of the parties to this action shall make any claim against the other for spousal support, alimony pendente lite, alimony, nor shall either party make a claim against the other for attorney's fees or court costs arising out of this action.

7. Each of the parties may from time to time request the other to execute, acknowledge, and deliver any further instruments which may be reasonably required to give full force and effect of the provisions of this Decree.

8. If either party to this action breaches any provision of this Decree or the Agreement on which it is based, the other party shall have the rightat his or her election to sue for damages for breach, and th e party breaching the Decree and supporting Agreement shall be responsible for the payment of legal fees and costs incurred by the other in enforcing his or her rights under this Decree and the supporting Agreement, as well as other remedies and relief as may be available to him or her.

Any otheragreements entered into by the parties shall not be affected in any manner by this Court Order.

BY THE COURT:
Robert L. Walker, Judge

Aug. 23, 1988, Motion to Enter Attached Agreement filed.

Mar. 14, 1989 Petition To Modify Custody and Order filed. AND NOW, this 15 day of March, 1989, William Pineo, is reappointed Custody Mediator to hear the Petition to MOdify the Order of March 3, 1988, to hold a Mediation Conference thereon and to make a report to this Honorable Court.
P. Richard Thomas, J

Mar. 17, 1989 Copies of order to Ann Hansen Gamble, Bruce Smith and William Pineo

Apr. 10, 1989, Acceptance of Service filed. AND NOW, this 20th day of March 1989, I hereby accept service of a copy of the Petition to Modify Custody in regard to the above captioned matter on behalf fo the defendant Lane D. Brown as proper service hereof.
Bruce L. Smith, Esq.

May 4, 1989 Temporary Order filed. AND NOW, this 4th day of May, 1989, 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 Order of March 2, 1988, shall continue in full force and effect.
2. costs and fees of this Mediation, which are fixed at $114.50 are divided equally between the aprties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
3. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent

By the Court,
Robert L. Walker, J

May 8, 1989 Copies of order to Bruce Smith, Ann Hansen Gamble, Plaintiff and William Pineo

Jun. 13, 1995 Petition to Modify Custody and ORDER filed. And, Now, June 12, 1995,this matter is referred William Pineo, Esq., child custody mediator for mediation.
By/For the Court:
Anthony J.Vardaro,J.

6-13-95 Faxed Gamble & Pineo, given Kirkpatrick

July 3, 1995, Affidavit of Servcie filed. And now, June --, 1995 comes constance L. Deitman being duly sworn according to law, deposes as follows:

1. That she is the legal sec. of Atty. for Lane E. Brown, plff in above case.
2. That on info furnished her by the plff, she caused a cert. copy of the Petitio to Modify Custodyto be forwarded by Cert. mail Z 410 911 216; postmarked June 15, 1995 to the last known address of dft. 22980 Kunz Rd. Pleasantville, Pa. 16341.
3. That the dft. on June 16, 1995 personally signed dthe ret. rec. card which was affixed tothe Petition in the above matter and which is attached hereto.
4. Service of the Petition against dft. is therefore effected in accordance with Pa. Rules of Civil Procedure.

Constance Deitman.

Jul. 21, 1995 Defendant's Preliminary Objections to Plaintiff's Petition to Modify Custody, filed.

Jul. 26, 1995 ORDER filed. AND NOW, July 21, 1995 this matter comes before the Court in motion court with respect to the Defendant's preliminary objections to the Plaitniff's petition to modify custody. That petition to modify custody was filed on June 13, 1995 and apparently a mediation in front of William Pineo, Esq., Mediator, is scheduled for on or about July 26, 1995.

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CHARLENE TURNER
vs.
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H. The noncustodial parent shall be entitled to call the child once a week at the home of the other parent and the costs of the telephone call shall be paid by the parent making the call.

I. If the mother is visiting in Crawford County she shall be entitled to have the child in her custody for up to 48 hours provided she must give the father at least 30 days notice of the visit.

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

IV. Cost of the mediation conference shall be divided as follows: one-half of the costs shall be paid by the father and one-half of the costs shall be paid by Crawford County.

Anthony J. Vardaro, J.

Aug 10, 1992 copy in box for B. Barrett, B. Lindsay, J. Fuller, mailed copy to Plf. & Dft.
Also, copy in box for M.A. Kirkpatrick

Aug. 13, 1992 Withdrawl of appearance of Mary Ann Kirkpatrick for Defendatn, field.

Dec. 3, 1997 PETITION FOR MODIFICATION OF CUSTODY AND ORDER FIELD. AND NOW, this 2 day of Dec, 1997, it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc., at 996 S. Main St., Meadville, PA 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the Plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed and by the Defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY FIVE (45) dayS AFTER APPLICATION. FAILURE TO ATTEND THE SEMINAR MAY RESULT IN SANCTIONS, INCLUDING CONTEMPT OF COURT, A DISMISSAL OF THE ACTION OR A DELAY IN THE PROCEEDINGS, UNLESS ATTENDANCE IS WAIVED BY ORDER OF COURT.

If either party has any questions about this seminar he/she should consult an attorney or refer to the Crawford County Civil Rules of Court that are available in the Prothonotary's Office and in the Crawford County Law Library or contact the Center for Family Services.

BY THE COURT
ANTHONY J. VARDARO

12/3/97 Distributed WALTON

December 15, 1997 AFFIDAVIT OF SERVICE FILED: And Now, Dec. 15, 1997, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Petition to Modify Custody was mailed to the Defendant via Certified Mail, return receipt requested, on Dec. 4, 1997.

2. That the Defendant signed the return card on Dec. 6, 1997, and in accordance with Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the Untied States Postal Service Return Receipt (Certified No. P506104403) attached hereto as Ex "A".

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

BARBARA J. WALTON, ESQ. ATTY FOR PLAINTIFF

Dec. 18, 1997 SEMINAR FOR SEPARATING PARENTS FILED. Nov. 20, 1997 Certification of Completion of Seminar of Charlene J. Walton, Pltf.

January 19, 1998 MOTION TO APPOINT MEDIATOR AND NOTICE AND ORDER AT APPEAR FILED. You, James A. Truner have been sued in Court to obtain custody of James A. Turner, Jr.

You are ordered to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson, Esq for a mediation conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed on the complaint or petition that has been filed recently.

Until such time as the mediation conferecne is held the minor child shall remain in the physical custody of the Mother to maintain the status quo.

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

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

Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrators office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

BY THE COURT
Grodon R. Miller, J.

Date 1/19/98
1/19/98 DISTRIBUTED WALTON & NELSON

Feb. 12, 1998 TEMPORARY ORDER FILED. AND NOW, Feb. 12, 1998 after Mdeiation adn upon the recommendation of the Child Custody Mediator it is Ordered and Decreed as follows;

1. Legal custody of the subject minor child, James A. Turner, JR.shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.

2. Primary physical custody of James A. Truner, Jr. shall be with his Mother subject to the following conditions:

a. The Father shall be entitled to visit and take the child into his temporary physical custody every other weekend from Saturday at 1:30 PM through Sunday at 8:00 PM.

b. In the absence of an agreement between the parents to do otherwise, the following hcliday schedule shall be observed:

i. Thanksgiving: the Thanksgiving holiday shall be observed between the hours of 10:00 AM and 8:00 PM each year. In even years the child shall be in the custody of the Mother and in odd years, the child shall be in the custody of the Father. The child shall be in teh custody of the Father on the Monday following Thanksgiving each year for the purpose of buck hunting.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 12:00 noon and ending on Christmas Day at 12:00 noon and the second beginning on Christmas Day at 12:00 noon and ending on Dec. 26th at 12:00 noon. In 1998, the Father shall have the first period and the Mother the second and the parents shall thereafter alternate.

iii. The child shall sepnd Mother's Day with Mother from 10:00 am through 8:00 pm and Father's Day with his Father during the same hours.

iv. The holiday visitation periods shall take precedence over all other visitation periods.

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

4. Neither parent shall expose the child to any person or situation which may be harmful to the health, safety or well being of the child.

5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so. but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.

6. Neither parent shall smoke cigarettes or permit others to do so in the same room as the child, in an automobile in which the child is being transported or in the child's bedroom.

7. Each parent shall inform the other parent immediately of any serious illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number. If the child sustains a minor injury or illness, it is sufficient that the parent notify the other parent of same when there is an exchangeof custody of the child.

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8. Neither parent shall us illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child. This Order is not intended to preclude either parent from taking the child to a restaurant which served alcoholic beverages, so long as neither parent shall consume alcoholic beverages in that establishment when the child is with the parent.
9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if such modifications are by mutual consent and in writing and signed by both parents only; otherwise, the provisions contained herein shall govern and this order shall be followed completely as it is written.
10. Father shall register for and complete the Seminar for Separating Parents within sixty days of the date of this Order.
11. The cost of the mediation conference shall be divided equally between the parents. The deposit paid in advance by the Mother shall first be applied to her share of the costs and the remainder refunded to her, less the cost of the Court's Order.
12. This Order is a temporary Order but shall become a permanent Order unless either parent files a request for a Hearing DeNovo within twenty days of the date hereof.

BY THE COURT
Anthony J. Vardaro, J.

2/18/98 DISIRIBUIED Ferry, Nelson& Walton

Feb. 24, 1998 Certificate of Completion of Seminar for Separating parents of Plaintiff filed.

Nov. 18, 1988 Notice of Service of Interrogatories Directed to Plaintiffs and Request for Production of Documents (First Set) filed.

Nov. 29, 1988, Plaintiffs' Proposal Concerning the form and Nature of Notice to Be given to Class Members, filed.

Dec. 14, 1988, Defendants' Objection to Plaintiffs' Proposal Concerning the Form and Nature of Notice to be Given to Class Members; Defendants' Proposed Notice to be Given to Class Members, filed.

Dec. 21, 1988, Answers to Interrogatories Directed to Plaintiffs and Request for Production of Documents (First Set) filed.

Dec. 21, 1988, Answer to Interrogatory 12(d) filed.

Dec. 21, 1988, Certificate of Service of Plaintiffs' Answers filed.

Dec. 23, 1988, Suggestion of Failure to Join an Indispensable Party; Motion to Dismiss filed.

Dec. 23, 1988, Upon praecipe of defendant attorneys, Suggestion of Failure to Join an Indispensable Party; and Motion to Dismiss, placed on next argument list.

ON ARGUMENT LIST FOR JANUARY 1989

Dec. 30, 1988 ORDER filed. AND NOW, this 30th day of December, 1988, an Order is entered concerning notice to the members of the class in this class action suit as follows:

1. The noticeas set forth in Exhibit A appended to this Order shall be mailed to all known members of the class by first class mail, postage prepaid.

2. A legal notice shall be published once a week for three (3) weeks in the Titusville Herald, Titusville, PA., in the form st forth in Exhibit B attached hereto.

3. Notice as contained on Exhibit A will be forwarded to any person who may establish that they are a member of the class either pursuant to the legal advertising as set forth on Exhibit B, or who should for any other reason come to the attention of the parties.

4. The actual notice of mailing of the notice attached as Exhibit A shall be given to all members of the cooperative known as Titusville Master Antenna TV System, Inc. as of April 2, 1987, as nearly as can be ascertained from the records of the cooperative and the defendants shall make available to the plaintiffs any such records that are in their possession.

Notice as set forth herein shall be given within thirty (30) days of the date of this Order.

By Order of the Court,
Robert L. Walker, J.

Dec. 30, 1988 Copies mailed to Barbara Smith, William F. Scarpitti and M. Richard Mellon.

Dec. 29, 1988 Affidavit Of Thomas Warner filed.

*

Jan. 6, 1989, Motion of Plaintiffs Regarding Request for Admissions and Defendants Response, filed.

Jan. 6, 1989, Upon praecipe of plaintiff, above Motion placed on January Argument List.

*Jan. 4, 1989 Motion To Limit Public Statements and Order filed. AND NOW, to-wit, this 4 day of January, 1989, upon consideration of the foregoing Motion to Limit Public Statements, a Rule is entered upon Plaintiffs to show cause,if any they may h ave, why the relief requested therein should not be granted.

Returnable the 30th day of January, 1989, at Court Room 2, Crawford County Court House, Meadville, Pennsylvania, at 2:00 p.m.

Robert L. Walker, J

Jan. 9, 1989 Copies of order to Barbara Smith and William Scarpitti

Jan. 11, 1989 Motion for supplemental order and Order filed. AND NOW, this 11th day of January, 1989, it is hereby ORDERED, ADJUDGED AND DECREED that Thomas Warner, Secretary of Titusville Master Antenna T.V. System, Inc., hereafter known as the Cooperative, and all other officers of the Cooperative that have possession,custody or control of membership records in effect on April 2, 1987, deliver them to the offices of Mahany, Roeder and Smith upon receipt of this Order and leave the records in the possession of Mahany, Roeder & Smith for such time as is necessary to compile a mailing list. Thomas Warner and the other officers of the cooperative are hereby relieved of any responsibility for the safekeeping of the aforesaid records during such time as they are out of their possession under this Order of Court.

BY THE COURT,
Robert L. Walker, J

Jan. 13, 1989 Copies of order to Barbara Smith and William Scarpitti

Jan. 25, 1989, Certificate of Service of Plaintiffs Brief filed.

Jan. 25, 1989, Certificate of Service of Plaintiffs Brief filed.

Jan 27, 1989 Upon Praecipe of Plaintiff's Attorney, this case is placed on the February Argument list.

Jan 27, 1989 Certificate of Service of Petition for Leave to Amend Complaint to Request Punitive Damages and Praecipe for Argument filed.

Jan. 27, 1989 Petition for Leave to Amend Complaint to Request Punitive Damages filed.

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Continuation of AD 1987 - 861 - W. Robert Kerr al vs. South Side Cable Co. et al, from page 605

ON ARGUMENT LIST FOR FEBRUARY 1989

Jan. 30, 1989, Defendants' Amended REsponse to Plaintiffs' Request for Admissions filed.

Feb 1, 1989 Notice of Service of Request for Admissions Directed to Plaintiffs filed.

Feb 7, 1989 Writing filed wherein Evelyn Jameson wishes to be excluded from the above class actions action.

Feb. 7, 1989 Writing filed wherein Lawrence R. Steele wishes to be excluded from the above class action.

Feb 7, 1989 Writing filed wherein Gene M. Berglund wishes to be excluded from the above class action.

Feb 7, 1989 Writing filed wherein C. J. (Constance J.) Tisi wishes to be excluded fromt he above class action.

Feb 7, 1989 Writing filed wherein Veronica Ruppersberg wishes to be excluded from the above class action.

Feb. 7, 1989 Motion for Summary Judgment filed.

Feb 7, 1989 Upon Praecipe of Defendant's Attorney, this case is placed on the Argument List.

Feb 8, 1989 Writing filed wherein Milton Akin wishes to be exclued from the above class action.

Feb. 8, 1989 Writing filed wherein Lucille C. Cherry wishes to be excluded from the above class action.

Feb 8, 1989 Writing filed wherein Mr. & Mrs. Tracy Guntrum wish to be excluded from the above class action

Feb 8, 1989 Writing filed wherein Elwin J. Bloom wishes to be excluded from the above class action.

Feb 8, 1989 Writing filed wherein Wade A. Spence wishes to be excluded from the above class action.

Feb 8, 1989 Writing filed wherein Mrs. John Crisman wishes to be excluded from the above class action.

Feb 8, 1989 Writing filed wherein Robert E. Smith wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein Mrs Louis D. Silvis wishes to be excluded ffrom the above class action.

Feb 9, 1989 Writing filed wherein Leah Lewis wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein Mrs. Albert E. Spence wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein May Myers wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein Mr. & Mrs. Alfred L. Elder wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein Leslie A. Hipwell wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein Ms. Arlene Dupont wishes to be excluded from the above class action.

Feb 9, 1989 Writing filed wherein Mrs. Ruth Seavers wishes to be excluded from the above class action.

Feb 9, 1989 Verification filed.

Feb 10, 1989 Writing filed wherein Barbara Schnell wishes to be excluded from the above class action.

Feb 10, 1989 Writing filed wherein Milton R. McCracken wishes to be excluded from the above class action.

Feb 13, 1989 Writing filed wherein Donald Nuhfer and Emogene "Jeanne" Larson (deceased) wish to be excluded from the above class action. (See paper filed)

Feb 13, 1989 Writing filed wherein Hazel M. Davis wishes to be excluded from the above class action.

Feb 13, 1989 Writing filed wherein Edward N. Dittrich wishes to be excluded from the above class action.

Feb 13, 1989 Writing filed wherein Ella M. Thomas wishes to be ecluded from the above class action.

Feb 13, 1989 Writing filed wherein G. Evelyn Kingsley wishes to be excluded from the above class action.

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Feb 14, 1989 Writing filed wherein Thomas W. Jacobson wishes to be excluded from the above class action.

Feb 14, 1989 Writing filed wherein Rose M. Bly wishes to be excluded from the above class action.

Feb 14, 1989 Writing filed wherein Jeanne Mealy wishes to be excluded from the above class action.

Feb. 14, 1989 Writing filed wherein Richard L. Robertson and May M. Robertson wish to be excluded from the above class action.

Feb 14, 1989 Writing filed wherein William T. Morgan wishes to be excluded from the above class action

Feb 14, 1989 Writing filed wherein Victoria Ruppersberg and George A. Ruppersberg wish to be excluded from the above class action.

Feb 14, 1989 Writing filed wherein Helen M. Carlson, Exectrix of the Estate of Harry Carlson, wishes to be excluded from the above class action.

Feb 14, 1989 Writing filed wherein Gertrude M. Pennell wishes to be excluded from the above class action.

Feb 15, 1989 Writing filed wherein Angela Ceresia wishes to be excluded from the above class action.

Feb 15, 1989 Writing filed wherein Louise E. Ames wishes to be excluded from the above class action.

Feb 15, 1989 Writing filed wherein Bennetta Ward wishes to be excluded from the above class action.

Feb 16, 1989 Writing filed wherein Mrs. Robert Baker wishes to be excluded from the above class action.

Feb 16, 1989 Writing filed wherein Carl H. Graff, Sr., wishes to be excluded from the above class action.

Feb 16, 1989 Writing filed wherein Eva M. Wigren wishes to be excluded from the above class action.

Feb 16, 1989 Writing filed wherein Rachel Alexander wishes to be excluded from the above class action.

Feb 16 1989 Affidavit of Byron McCracken filed.

Feb 16, 1989 Affidavit of Harriet McCracken filed.

Feb 16, 1989 Affidavit of David McCracken filed.

Feb 17, 1989 Writing filed wherein Kern T. Smith wishes to be excluded from the above class action.

Feb 17, 1989 Writing filed wherein Mrs. June Erickson wishes to be excluded from the above class action.

Feb 17, 1989 Writing filed wherein Ruth a. Walters wishes to be excluded from the above class action.

Feb 17, 1989 Writing filed wherein Geraldine Bue wishes to be excluded from the above class action.

Feb 17, 1989 Writing filed wherein David J. & Susan K. Zaritski wish to be excluded from the above class action.

Feb 17, 1989 Writing filed wherein Roger C. & Gail R. Staub wish to be excluded from the above class action.

Feb 17, 1989 Writing filed wherein M. A. Pringle wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Thomas W. Warner wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Violet Johnson wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Mrs. Gerald G. (Laura E.) Hill wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Mrs. Harland Davenport wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein James & Janet Zehner wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Clayton E. Emick, Jr. and Helen S. Emick wish to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Karen Sterling wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Ray W. Gerard wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Fay L. Wilson wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein Bruce E. Kline wishes to be excluded from the above class action.

Feb 21, 1989 Writing filed wherein David B. (D.B.) McCracken wishes to be excluded from the above class action.

Feb 21, 1989 Amended Class Action Complaint filed.

Feb 21, 1989 Proof of Service of Amended Class Action Complaint filed.

Feb 22, 1989 Writing filed wherein Richard Hicks wishes to be excluded from the above class action.

Feb 22, 1989 Writing filed wherein Paul J. Zurovchak wishes to be excluded from the above class action.

Feb 22, 1989 Writing filed wherein Nanna Brown wishes to be excluded from the above class action.

Feb. 23, 1989, Preliminary Objections to Plaintiffs' amended Complaint filed.

Feb. 23, 1989, UPon praecipe of defendants' attorneys, preliminary objections placed on next argument list.

ON MARCH 1989 ARGUMENT LIST

Feb 23, 1989 Writing filed wherein Mary Alice Foley wishes to be excluded from the above class action.

Feb 24, 1989 Certificate of Service of Answers to Request for Admissions Directed to Plaintiffs, Plaintiffs' Brief in Opposition to Defendants' Motion for Summary Judgment, Report of Merion Associates, Report of Hickory Mountain Associates and 6 Affidavits filed.

Feb 24, 1989 Answers to Request for Admissions Directed to Plaintiffs filed.

Feb 24, 1989 Affidavit of Glenn C. Rodgers filed.

Feb 24, 1989 Affidavit of Robert Amon filed.

Feb 24, 1989 Affidavit of John S. Kookogey filed.

Feb 24, 1989 Affidavit of David J. Zaritski filed.

Feb 24, 1989 Affidavit of Paul J. Zurovchak filed.

Feb 24, 1989 Affidavit of George A. Ruppersberg filed.

Feb 24, 1989 Report of Hickory Mountain Associates filed.

Feb 24, 1989 Report of Merion Associates filed.

Feb. 27, 1989 Notice Of Service Of Request For Production Of Documents Directed To Plaintiffs filed.

Mar. 1, 1989 Certificate of Service of Interrogatories filed.

Mar 3, 1989 Writing filed wherein Philip R. Harrison wishes to be excluded from the above class action.

Mar. 17, 1989 Motion To Compel Discovery filed.

Mar. 17, 1989 UPon praecipe of defendant Attorney the matter is listed for argument.

Mar. 22, 1989, Motion to Compel Answers to Plaintiffs' Request for production filed.

Mar. 22, 1989, Certificate of Service of Plaintiffs Response to REquest for Production of Documents Directed to Plaintiffs, on Wm. F. Scarpitti, Jr. Esq. filed.

Mar. 22, 1989, Certificate of Service of Plaintiffs' Brief filed.

****** Mar 27, 1989 Upon Praecipe of Plaintiff Attorney, this case is placed on the Argument List.

Mar 27, 1989 Certificate of Service of Brief filed.

*** Apr. 11, 1989 MEMORANDUM AND ORDER filed. ORDER: AND NOW, April 11, 1989, the following Order is entered:

1. Defendants' Motion to dismiss based upon the failure to join an indispensible party is denied.
2. Defendants' Motion to Limit Public Comment is denied.
3. Defendants' Motion for Summary Judgment is denied.
4. Defendants' preliminary objections to the plaintiffs' second amended complaint are overruled, and the defendant is granted a 20 day period in which to file an answer to the second amended complaint.
5. Defendants' Motion to compel discovery by requiring production of financial records of Titusville Master antenna T.V. System, Inc. is granted, and if such production has not occurred within 20 days of this date, the Court will entertain a request for imposition of sanctions.
6. The Plaintiffs' request to compel discovery insofar as it relates to the tax returns ofthe defendant partnership, South Side Cable Company, the depreciation schedules in support of that tax return and the forms W-2 and forms 1099 all for the period 1981 through 1987 is granted, and the motion to compel discovery relating to the individual defendants' financial worth is denied at this time.

BY ORDER OFTHE COURT,
Robert L. Walker, Judge.

April 11, 1989, Copies mailed to attys. by Gretchen, Judge's Sec.

Cont on page 608

Cindy L. Livermore
vs.
William J. Catlin

In re: Custody of Tamara I. Catlin and Melissa D. Catlin, Minor children

Record Continued from Page 155 of AD 1987-705

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2-9-89Temporary Order filed: AND NOW, this 6th day of February, 1989, after Mediation in the above referenced matter and upon the recommenda--tions of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of Tamara I. Catlin and Melissa D. Catlin, minor children, is hereby awarded to Cindy L. Livermore, her mother and plaintiff herein.

2. The father shall have reasonable rights of visitation as may be agreed between the parties. If the parties are unable to agree on the conditions and times of visitation, then further Court proceedings may be had on this issue upon application of either party.

3. 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 shall do or say anything to blacken the character of the other in the eyes of said children.

4. Costs and fees of this Mediation, which are fixed at $122.00 are assessed to Crawford County, the Mediator having noted for the Court that the mother is indigent and the father, apparently, also.

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

By the Court,
Robert L. Walker, J

Feb 10, 1989 Copies of order to Attys. Lindsay, C. Youngs, Pineo.

June 13, 1990 Petition to Modify filed.

June 15, 1990 Motion for Order filed: And now, June 15, 1990 the minor children, Tamara I. Catlin, and Melissa D. Catlin, shall not be removed from Crawford County, Pa, pending further Order of Court.

By the Court,
P. Richard Thomas, J

Either parent may petition for further mediation of the issued in this case.
PRT

June 15, 1990 Copies of order put in Attys. Kirkpatrick, Lindsay, Pineo, and Youngs.

Aug 15, 1990 Temporary Order filed: AND NOW, this 14 day of August, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Tamera I. Catlin and Melissa D. Catlin; that is each shall be entitled to full access to school records, medical record, and other important records, and each shall be entitled to participate fully in decisions affecting the health, education, religious instructions, and general welfare of said children.

2. Plaintiff shall have primary physical custody of the children, Tamera I. Catlin and Melissa D. Catlin, subject to the visitation schedule hereinafter set forth.

3. Defendant shall be entitled to visitation with and have temporary physical custody of the minor children, Temera I. Catlin and Melissa D. Catlin, with a minimun vsitation schedule as follows:

A. The father shall have temporary physical custody and visitation on Saturday, August 11, 1990, from 1:00 p.m. to 5:00 p.m. and Saturday, August 18, 1990, from 1:00 p.m. to 5:00 p.m.

b. Beginning August 25, 1990, the father shall have temporary physical custody of each of said children every other weekend for a one-night overnight visit from 6:00 p.m. Friday to 5:00 p.m. Saturday. Said one-night visits shall occur for a period of three visits or if the children are comfortable sooner, can be expanded as agreed in part c.

c. After the occurence of the one-night visits provided in paragraph 3b above, the alternating weekend schedule shall continue with the father having temporary physical custody of each of said children from 6:00 p.m. Friday evening until 5:00 p.m. on Sunday evening, at which time each of said children shall be returned to the home of the mother.

4. Each parent shall notify the other of any illness or emergency affecting the minor children, at the earliest possible time.

5. Defendant agrees to have the children in his care at all times during his visitation period.

6. Defendant agrees not to remove the children from Crawford County, Pennsylvania without the prior consent of the Plaintiff.

7. The visitation privileges set forth herein shall be liberal visitation privileges, and that the above visitation schedule shall only serve as a minimun and that subject to joint decision of the parties and the desires of the children, visitation shall at all times be as liberal as shall be in the children's best interests.

8. If either parent, for any reason, is not able or does not wish to exercise any of the visitation or physical custody privileges herein accorded, that parent shall notify the other parent not later than 5:00 p.m. on the date preceding the day visitation or temporary custody is to commence.

9. Neither parent shall say or do anything in an attempt to alienate or turn the said minor 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 said children toward the other parent.

10. The parties agree that the minor children shall be provided with regular, balanced meals. Said minor children shall be kept clean.

11. The Court of Common Pleas of Crawford County, Pennsylvania shall retain jurisdiction of the custody and visitation matters set forth herein, for so long as either party or the children shall reside within Crawford County, Pennsylvania.

12. Costs and fees of this Mediation, which are fixed at $92.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. The Mediator has noted for the Court that the mother is receiving public assistance and therefore her share is assessed to Crawford County. The father's share is assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

13. The mediator has noted for the Court that the provisions of this order were entered with the consent of the parties informally expressed at the mediation conference. However, either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this order shall be considered permanent.

By the Court,
Gordon R. Miller, J.

Aug Copies of order put in Attys Pineo, Muth, Kirkpatrick, Youngs and Lindsay's boxes. & copy mailed to Defendant

Record Continued on Page 617.....

608-7

1987

Record continued from Page 606(b) of AD1987 - 861 Ker vs. South Side Cable.

April20, 1989 Certificate of Service filed. I her eby cer tify that on the 19th day of April,1989 I served a true and correct copy of Supplemental Answer to Interrogatories Directed to Plaintiffs and Request for Production of Documents (First Set) on Willism G. Scarpitti, Jr., Esq. counsel for Defendants, by first class mail postage prepaid, addressed as follows:William F. Scarpitti, Jr., Esq., Bifulco, Waidley, Scarpitti and Associates, 1300 G.Baldwin Bldg., Erie, Pa. 16501-1896

Barbara L. Smith, Esq.

May 5, 1989 Defendants' Motion For Amendment of Order of April 11, 1989 filed.

May 5, 1989 Memorandum and Order filed. AND NOW, May 5, 1989, defendants' Motion for amendment of this Court's Order ofApril 11, 1989 is denied.

BY THE COURT,
Robert L. Walker, J

May 10, 1989 Copies mailed to Barbara Smith and Timothy McNair

May 10, 1989 May 10, 1989 Certificate of Readiness filed.

May 15, 1989 Answer To Plaintiffs' (Second) Amended Complaint With New Matter filed.

May 23, 1989 Plaintiffs' Reply To Defendants' New Matter filed.

May 23, 1989 Certificate of Service of Reply to New Matter filed.

May 31, 1989 Motion To Remove Case From Trial List, or In The Alternative For A Continuance filed.

May 31, 1989 Order filed. AND NOW, May 30, 1989, defendants' motion to remove this case from the trial list is denied. Defendants' motion for a continuance is granted and this case is continued to the October Civil Trial List, and no further continuances will be granted by reason of the fact that either party is not prepared to proceed.

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

June 6, 1989 Copies mailed to Barbara Smith and Willaim Scarpitti

On June 1989 Trial List

June 29, 1989, Certificate of Mailing and Publication of Notice of Class Action filed.

June 29, 1989 Upon Praecipe of Atty. McNair, this case is placed on the Argument List. (on docket 7/1/89)

June 29, 1989 Plaintiffs' Proposeal Concerning the Form and Nature of Notice to be Given to Class Members filed. (on docket 11/29/88 also)

June 29, 1989 Renewed Motion to Compel Based on Supplemental Record filed.

June 29, 1989 Excerpts of Testimony filed.

July 20, 1989 Notice Of Service of Interrogatories Directed To Plaintiffs (second set) filed.

Aug. 21, 1989 Certificate of Service of Plaintiff's Answers to Interrogatories Directed to Plaintiffs (Second Set) filed.

Sept. 5, 1989 Motion To Compel Answers To Interrogatories filed.

Sept. 5, 1989 Certificate of Service of Motion to Compel Answers to Interrogatories filed.

Sept. 5, 1989 Upon praecipe of Defendant Attorney the above-captioned matter is placed on the next available argument list.

1989 OCTOBER ARGUMENT LIST.

On October 1989 Trial List

Sept 11, 1989 Certificate of Service of Plaintiffs' Supplemental Answers to Interrogatories Directed to Plaintiffs (Second Set) filed.

Sept. 12, 1989 Notice Of Deposition of Paul J. Zurovchak, David J. Zaritski, Glenn C. Rodgers and Lee P. Edwards filed.

Sept. 19, 1989 Notice Of Rescheduled Deposition of Lee P. Edwards filed.

Sept. 20, 1989 Notice of Rescheduled Deposition of Glenn C. Rodgers and David J. Zaritski filed.

Sept 25, 1989 Motion for Sanctions and Order filed: AND NOW, this 25th day of Sept., 1989, upon consideration of Plaintiffs' Motion for Sanctions, it is hereby ORDERED, ADJUDGED AND DECREED that defendants be and hereby are precluded from presenting any expert testimony in the above captioned lawsuit, unless Interrogatories 1 and 2 of Set Two are answered on or before October 2, 1989.

Robert L. Walker, J.

Sept 27, 1989 Copies of order mailed to Barbara Smith and William Scarpitti, Esqs.

Sept. 29, 1989 Motion To Revoke Class Certification filed.

Sept. 29, 1989 Certificate of Service of Motion to Revoke Class Certification and Pre-trial Narrative filed.

Oct 3, 1989 Certificate of Service of Motion for Sanctions or in the Alternative, Continuance of Trial filed.

Oct 3, 1989 Motion for Sanctions or in the Alternative, Continuance of Trial filed.

Oct. 9, 1989 Addendum toCertificate of mailing Publication of Notice of class Action S uit filed.

Oct. 9, 1989 Plantiff's Points of Charge filed

Oct. 9, 1989 Plaintiff's Voir Dire filed.

Continued on Page 608(A)

8-608(a)

_____TERM

W. Robert Kerr and Marian L. Kerr, individually, and on behalf of all others similarly situated	8	Record continued from Page 608
vs.	8	of
South Side Cable, Byron McCracken, David McCracken, Harriet McCracken	8	AD 1987-861

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Oct 9, 1989 Plaintiffs' Voir Dire filed.

Oct 9, 1989 Plaintiffs' Points for Charge filed.

Oct 9, 1989 Addendum to Certificate of Mailing and Publication of Notice of Class Action filed.

Oct 9, 1989 Pretrial Conference Memorandum filed.

Oct 10, 1989 Appearance of M. Richard Mellon, Esq. for Defendant withdrawn.

Oct 10, 1989 Plaintiffs Supplemental Points for Charge filed.

Oct 10, 1989 Defendants Points for Charge filed.

Oct 18, 1989 Verdict filed.

VERDICT

AND NOW, Oct 9, 1989 @ 11 A.M. jury selected and sworn Oct. 11, 1989 @ 9:35 A.M. as follows: 1. Karen V. Whalen, 2. Darrell D. Miller, 3. William Trout, 4. Lori Blystone, 5. Helen S. Pierce, 6. Charlotte Lee Hall, 7. Darby Hanmore, 8. Delores Granda, 9. Shirley Vincent, 10. Barbara Gallagher, 11. Terry Banks, 12. Joan Dewey, twelve good and lawful persons, who upon their solemn oath which they have taken and at least 10 of them say on Oct 18, 1989 @ 11:50 A.M., they find South Side Cable innocent of fraud, Byron McCracken innocent of fraud, David McCracken guilty of fraud, Harriet McCracken innocent of fraud. We award damages in the amount of $100,000 to the plaintiffs.

M-44 VERDICT

Oct 18, 1989 Exhibits filed in file cabinet in drawer IJK and larger exhibits behind large file cabinets.

Nov 1, 1989 Motion for Entry of Judgment and Order filed: AND NOW, this 1st day of Nov., 1989, upon consideration of Plaintiffs' Motion for Entry of Judgment, a Rule is granted upon Defendant, David McCracken, to show cause why the Court should not enter judgment in the amount of $96,911.67 against the Defendant, David B. McCracken a/k/a Barney McCracken, and for the Plaintiffs.

Rule returnable the 30th day of Nov., 1989, at 2:00 o'clock P.M., in Court Room 2, at Meadville, Pennsylvania.

BY THE COURT,
ROBERT L. Walker, J.

Nov. 1, 1989 Copies of order to mailed to Attys. Smith, McNair and Scarpitti.

Nov. 16, 1989, Motion for Approval of Counsel Fees, Costs and other Distribution of Proceeds and Rule to Show cAuse filed. RULE TO SHOW CAUSE: AND NOW, this 16th day of Nov. 1989, upon consideration of Plaintiffs' Motion for Approval of Counsel Fees, Costs and other Distribution of Proceeds, a Rule is granted upon David McCracken, to show cause why the relief requested therein should not be granted.

Rule returnable the 30th day of Nov. 1989, at 2:00 p.m. in C. R. No. 2, at Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Nov. 16, 1989, copies mailed to attorneys of record by Judge's Sec. G. W.

Nov. 30, 1989, List of Class Members Excluding the 50 who have Opted out filed.

Dec. 4, 1989 Order filed: AND NOW, November 30, 1989, at the time fixed for the approval of counsel fees and costs, the entry of judgment and the entry of an Order regarding disbursements, the verdict of the jury is molded to $96,911.67 to adjust for for those potential members of the class who formally opted out of the class prior to trial and judgment is entered in favor of the plaintiff class and against David McCracken in the sum of $96,911.67,with record costs and interest from this date at the legal date.

Expenses, including the expenses that will be incurred for distribution of the proceeds in the sum of $21,303.77, are hereby approved.

Counsel fees in the sum of $32,273.00 are hereby approved. Upon receipt of payment of the judgment hereby entered, the balance after payment of fees and costs shall be divided into 1,569 equal parts and one such equal part shall bedistributed to each member of the class in accordance with the list of class members this day filed by plaintiffs' counsel in the Prothonotary's Office.

Plaintiffs' counsel shall mail to each member of the class at their last known address a check covering the amount awarded such person by First Class Mail to the last known address as shown by the records filed herein and plaintiffs' counsel shall file with the Prothonotary a list of the names and addresses of persons who did not receive a distribution.

The funds remaining undistributed to members of the class, if any, one year from this date shall be paid to the Prothonotary of Crawford County for safekeeping, to be delivered to any applicant who was a member of the class and was not paid upon application to the Prothonotary.

Accompanying such payment shall be a notice explaining the distribution in the form affixed to this Order.

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

Dec. 5, 1989 copies of order mailed to Attys. Smith, McNair and Scarpitti

EXECUTION 1989 - 115

Record Continued on Page 611.....

608(b)

_____TERM

	LOIS KRECKEL	Record Continued from Page 215
	VS.	of
>>>>>>>	PAUL L. KRECKEL	AD 1987-765

Dec 15, 1989 Petition for Contempt and Petition for Make-up Visitation filed.

>>>>>>>>>>

Dec 18, 1989 Order filed: AND NOW, December 15, 1989, the matter is before the Court on defendant's Petition for Contempt and a request to make up visitations because of alleged contempt arising by the mother's refusal to accord the father the Thanksgiving visit. The Court declines to refer the matter back to the Custody Mediator, believing that the contempt issue over the Thanksgiving visit should be resolved by the Court.

ACCORDINGLY, hearing on the contempt issue and the petition to make up missed visitations is scheduled for January 5, 1990, at 2:00 o'clock p.m. in Courtroom 1 or 2.

In the meantime, the parties will comply with the Order previously entered November 13, 1987. There seems to be some confusion about Paragraph 7 thereof regarding which party shall pick up the child. The Court directs and interprets Paragraph 7 to the end that it shall be the responsibility of the father to pick up the child at the home of the mother at the beginning of the visit and it shall be the mother's responsibility to pick the child up at the father's home and return the child to her custody.

BY ORDER OF THE COURT,
P. RICHARD THOMAS, P.J.

Dec 19, 1989 Copies of order put in Attys. Ferguson and Mason's boxes

Jan. 10, 1990 ORDER filed. AND NOW, Jan. 5, 1990, at the time set for hearing on contempt and a petition to make up visits on behalf of the father because of deprivation of a Thanksgiving visit, the counsel and their parties have amicably resolved all of the isues raised in the contempt petition filed Dec. 15, 1989.

By agreement of the parties, the Order now in existence, dated Nov. 13, 1987, is modified as follows:

Paragraph 3 of said Order regarding periodic visitations with father shall be modified to the end that the father is accorded three (3) additional weekend visits to replace the missed Thanksgiving visit of 1989 on the following dates:

1. March 30 to April 1, 1990.
2. April 27 to April 29, 1990.
3. May 18 to May 20, 1990.

To aid in interpreting visitations in the future, the parties mutually agree that the term "visitation" shall be equivalent to an award of temporary custody.

The parties desire to further amplify Paragraph 3 by setting some guideliens for pick-up times for the father's visits and the responsibilities for picking up and returning the child. Accordingly, Paragraph 3 of the aforesaid agreement is modified and there is added thereto the following:

The father shall be responsible for picking up the child at the home of the mother to start any visitations or temporary custodies covered by this Order and the pick-up time at the home of the mother shall be between the hours of 5:00 and 7:30 p.m. on Friday or such other day as the agreement may provide for.

The return from the father to the mother's home shall be the responsibility of the mother and the mother shall pick up the child at approximately 6:00 p.m on the last day of the visit at the home of the father for return to the home of the mother.

At the request of the parties, the Court makes no ruling on the contempt in this matter and all ancillary matters raised in the father's petition are dismissed by agreement of the parties.

By Order Of The Court,
P. Richard Thomas, P.J.

Jan. 11, 1990 Copy of Order to Attys. Douglas Ferguson, Joan D. Mason, William Pineo.

Nancy R. Petrick

VS.

Gary L. Petrick

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Record Continued from Page 301

of

AD 1987-851

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Mar 20, 1989 Order filed: AND NOW, March 17, 1989, the temporary Order of January 13, 1989, in this case is amended on the following particulars:

1. Paragraph 6 of the Order is stricken and there is substituted therefor the following:

6. During the children's summer vacation from school, all of the children will live with the mother for the two-week period beginning June 15, 1989, and for two consecutive weeks thereafter. All of the children shall live with the father for the following consecutive two-week period and thereafter, custody of all of the children shall continue to alternate in two-week periods until the Thursday prior to the commencement of school, after which the general provisions of this Order shall be reinstated and this Order relating to summer vacations shall continue in succeeding summer periods.

2. Paragraph 11 of the Order of January 13, 1989, is amended by striking out the hour of 9:00 o.m. and substituting therefor the hour of 12:00 midnight.

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

Mar 20, 1989 Copies of order to Attys. Pineo, Mason and Thomas.

Jan. 8, 1990 Petition to Review and Revise Custody Order and Order filed.ORDER: AND NOW, this 8th day of January 1990, upon presentation and consideration of the within Petition, this case is returned to the Custody Mediator, William Pineo, Esquire, for further mediation for the purpose of considering the request of the Petitioner as set forth herein.

Copies of this Petition and Court Order shall be served upon the Plaintiff and her counsel, Joan D. Mason, Esquire, by regular mail.

(2 copies atty.)

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

Jan. 9, 1990 copies of order to Attys. Pineo, Mason and Thomas.

Jan. 17, 1990 Petition to Modify Custody Order and ORDER filed. And Now, this 17th day of January, 1990, upon presentation and consideration of the within Petition, this case is returned to the Custody Mediator, William Pineo, Esq., for further mediation for the purpose of considering the request of the Petitioner as set forth herein.

Copies of this Petition and Court Order shall be served upon the Defendant and his counse, R. Charles Thomas, Esquire, by regular mail.

By The Court,
Gordon R. Miller, J.

Jan. 17, 1990 One copy of Order to Atty., 1 copy Mediator.

Mar. 5, 1990 Motion to continue generally and Order filed. And now, March 5, 1990 Motion granted. The mediator shall schedule hearing on the request of either party.

Gordon R. Miller, J

Mar. 6, 1990 Copies of order put in Joan Mason, R. Charles Thomas and William Pineo's box.

July 17, 1990 TEMPORARY ORDER filed. AND NOW, this 16 day of July, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children. Since this is a joint legal custody arrangement, the parties shall share with each other any and all information which he or she may have regarding the children's education and health, and the major events in the children's lives.

2. Primary physical custody of Daniel shall be with his father. Primary physical custody of Megan and Sarah shall be with their mother.

3. The alternating weekend visitation provided by paragraph 3 of the order of January 13, 1989, shall continue.

4. In addition, the mother shall have visitation with Daniel one evening per week from after school to 8:45 p.m. EAch week she shall discuss with Daniel the evening which will be most convenient for both. The father shall have visitation with his daughters one evening per week from after school until 8:45 p.m. Each week he shall discuss with his daughters, and principally Megan, which evening would be most convenient.

5. Holidays are defined as Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, and New Year's Day. Holiday visitation shall be from 9:00 a.m. to 9:00 p.m. The children shall spend Labor Day 1990, with their mother and the parties shall thereafter alternate the holidays.

6. During the children's summer vacation from school, all of the children sahll live with the mother for a two-week period beginning June 15 and for two conscutive weeks thereafter. All of the children shall live with the father for the following consecutive two-week period and thereafter custody of all of the children shall continue to alternate in two-week periods until the Thursday prior to the commencement of school, after which teh general provisions of this order shall be reinstated.

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

8. Neither party shall use the contacts necessitated by this Order to harass or annoy the other nor to invade the other's privacy.

9. Neither party shall interrogate the children on the conditions of the other's household or the other's social arrangements or relationships.

10. Neither party shall use the children to carry to the other any messages or requests.

11. Each party shall take care to be discreet about his or her social relationships involving members of the opposite sex and neither party shall expose the children to the company of persons of the opposite six to whom he or she is not related by blood or marriage between the hours of midnight and 8:00 a.m.

12. Neither party shall use or be under the influence of illegal drugs while he or she has the children in his or her care and custody.

13. Each party shall provide the other with his or her telephone number and each shall avoid calling the other at work or at inconvenient hours.

14. The father shall have the right to take those of his children who wish to go, and who hold hunting licenses, hunting on the first day or antlered deer season in PA.

RECORD CONTINUED ON PAGE 615.....

Troy Burge

vs.

Tammy Long Burge

Record Continued from page 579

of

AD 1987 - 983

June 8, 1989, ORDER filed. AND NOW, June 8, 1989, a motion for appointment of Master in Divorce having been filed, the curt has this day made such an appointment. The motion for appointment of Master includes a request to refer to the Master the question of permanent alimony. An examination of the pleadings, however, discloses no pleading requesting permanent alimony and under these circumstances that matter will not be referred to the master.

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

June 13, 1989, copies of order to R. Felton and M. Halliday (mail) and S. Dratler (box)

Sept 11, 1989 Petition for Sanctions and Order filed: AND NOW, this 11th day of Sept., 1989, upon consideration of the within Petition, it is hereby ORDERED that a Rule be entered upon the Plaintiff, Troy Burge, to show cause, if any he has:

1. Why he has not paid his portion of the Master's fee in the amount of $300.00.
2. Why sanctions should not be imposed on Plaintiff for failure to allow an appraiser of the Defendant to enter into parties' dwelling for an appraisal.
3. Why he should not be held in Contempt of this Court for failure on the above.

RULE RETURNABLE on the 18th day of Sept., 1989, at 9:00 o'clock A.M., in Courtroom No. 2, of the Crawford County Courthouse, Meadville, Pennsylvania, at which time a hearing will be held time a hearing will BY THE COURT,
Robert L. Walker, J.

Sept 11, 1989 Copies of mailed to Attys. Felton and Halliday and copy put in Atty. Dratler's box.

Dec. 17, 1990 Motion For Sanctions and Order filed. AND NOW, this 17 day of December, 1990, upon consideration of the within Motion for Sanctions, it is her eby ORDERED AND DECREED that a Rule to Show Cause be entered directing the Plaintiff, Troy Burge, to show cuase, if any he has, why sanctions should not be imposed upon him for failure to complete discovery.

RULE RETURNABLE the 11 day of Jan., 1991, at 4:00 o'clock p.m., in Courtrrom No. 1 of the crawford county Courthouse, Meadville, Pennslylvania, at which time a hearing shall be held.

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

Dec. 18, 1990 Copies of order mailed to Robert Felton and Michael Halliday.

Oct. 28, 1991 Motion for Sanctions and Order filed. ORDER : AND NOW this 28 day of Oct. 1991 upon consideration of the within Motion for Sanctions, a rule ishereby entered upon the palitniff, to show cause, if any he has, why sanctions should not be imposed against him for failure to complete discovery for a period in excess of four months.

Rule Returnable this 9 day of Dec. 1991 at 9:30 a.m. in c. R. No. 1 or 2 of the Crawford Countycouthouse Meadville, Pa. at which time hearing will be held.

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

Nov. 1, 1991 copies to Robert Felton and M. Halliday, attys.

Dec. 18, 1991 Notice of Hearing before Master filed.

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

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

Feb. 21, 1992 MASTER'S REPORT Filed.

Feb. 21, 1992, notice of filing Master's Report filed.

Feb. 25, 1992 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

AND NOW, March 2, 1992, it is hereby ordered and decreed that Troy Burge, Plaintiff, and Tammy Long Burge, Defendant, are divorced from the bonds of matrimony.

Equitable Distribution. Plaintiff, Troy Burge, shall pay Tammy Long Burge the sum of $5,177.14 in full settlement of any and all claims the Defendant may have against the Plaintiff. Said amount is to be paid within one week of the final decree of divorce being granted.

In addition, the 1987 Honda will remain in possession of the Defendant. Plaintiff will pay to Pennbank $153.81 per month for the next six months totalling $922.86 to pay off the outstanding loan due on the vehicle, beginning in February 1992. The Plaintiff will sign any and all documents necessary to transfer title to the 1987 Honda to the Defendant.

Alimony Pendente Lite, Counsel Fees, Costs and Expenses. The Defendant waives any and all right she may have with regard to these items.

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

BY THE COURT:
Anthony J. Vardaro, J.

Mar 3, 1992 copy in box for B. Muth

Mar. 25, 1992 Motion to Authorize Payment of Master's Fees and Order filed. AND NOW, this 25th day of March, 1992, the above motion allowed.
Anthony J. Vardaro, J.

Mar. 26, 1992 copy in box for Dratler, Muth, mailed copy to Halliday

Nov 25, 1996 Withdrawal of Appearance and Order: AND NOW, this 22nd day of November, 1996, the foregoing Motion to Withdraw as Counsel for Plaintiff in the above-captioned matter is hereby granted. Gordon R. Miller, P.J.
Nov 25, 1996 Faxed Halliday & Felton

Nov 25, 1996 Affidavit of Service of Motion to Withdraw as Counsel for Plaintiff, filed.

1987

W. Robert Kerr and Marian L. Kerr, individually, and on behalf of all others similarly situated

VS.

South Side Cable, Byron McCracken, David McCracken, Harriet McCracken

RECORD CONTINUED FROM PAGE 608(A)

OF

AD 1987 - 861

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Feb. 12, 1990 Sheriff's Return filed. Before me,the undersigned authority, personally appeared Mark D. London, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 11th day of January, 1990, at 2:15 P.M., he served (NOT SERVED, MAIL BEING FORWARDED TO FATHER"S RESIDENCE 502 Allen St., Titusville, PA) County Pennsylvania, upon defendant David McCracken.

Mark D. London, Deputy Sheriff
Gene Price, Sheriff
Venango, CO. PA.

May 1, 1990 Motion For Approval Of Compromise, Satisfaction of Judgment and Distribution of Proceeds and Order filed. AND NOW, this 30th day of April, 1990, upon consideration of plaintiffs' Motion for Approval of Compromise, a Rule is granted upon David B. McCracken to show cause why the relief requested therein should not be granted.

Rule returnable the 4th day of June, 1990 at 9:30 am in Courtroom 3, Courthouse, Meadville, PA

BY THE COURT,
Robert L. Walker,J

*** May 3, 1990 Copies of order mailed to Richard Roeder and William Scarpitti

June 7, 1990 Transcript Of Colloquy Taken At Time Of Argument filed.

June 7, 1990 Order filed. AND NOW, June 4, 1990, at the time scheduled for hearing for the approval or compromise of and satisfaction of the judgment and distribution of proceeds in this class action, counsel for the Plaintiff shall file with the records of this case a deposition taken of Byron McCracken and Harriet McCracken in aid of execution, said deposition having been taken on March 12, 1990 and form that deposition, and from representations made by counsel, a record of which will be transcribed and filed with the proceedsing, we made the following Findings of Fact:

1. The judgment debtor DAvid McCracken is no longer a resident ofthe United States and his whereabouts are essentially unknown.
2. It would appear that the said David McCracken is essentially execution-proof in connection with the judgment obtained by the Plaintiff class against him.
3. Counsel for the Defendant has on deposit in escrow the sum of $60,000.00 which has been provided by the defendants against whom no judgment was rendered as an offer to compromise and settle the judgment which was rendered on the verdict in this case.
4. There would appear to be no reason to modify the counsel fees and expenses heretofore approved by the Order of November 30, 1989.
5. We believe that at least nominal notice should be given to the members of the class and we therefore enter the following Order:

ORDER

AND NOW, June 4, 1990 upon receipt ofthe sum of $60,000.00, counsel for the Plaintiff Class is authorized and directed to satisfy of record all judgments entered onthe verdict in this matter.

Prior to the satisfying of said judgment, the nominal Plaintiffs shall advertise once in the Titusville Herald the facts concerning this compromised settlement with an estimate of the amount that will be payable to each member of the class, the cost of such advertising to be borne by the funds available for distribution. Said notice shall contain a provision that any member of the class wishing to object should file iwth the Prothonotary of Crawford County on or before June 29, 1990, an objection. If objections are filed, the Court will dispose of the same with or without further hearing. If no objections are filed, distributuion can commence as soon thereafter as practicable.

Except sections modified herein, the Order of November 30, 1989 is confirmed and distribution shall be made in accordance therewith.

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

June 8, 1990 Copies of order mailed to Richard Roeder and William Scarpitti

***June 4, 1990 Oral Depositions Of Harriet McCracken and D. Byron McCracken filed.

July 2, 1990 Proof of Publication filed.

Aug. 17, 1990 Aug. 17, 1990 Upon Praecipe of Plaintiff's Attorney mark judgment satisfied in the above captioned action against David McCracken filed.

Nov. 26, 1991 Remittance Of Undistributed Funds filed.

612

1987

Naomi Trojak

vs.

James Trojak

Record continued from page 539

of

AD 1987 - 1089

Mar. 30, 1992, Authorization to Prothonotary to Disburse Deposit filed.

Mar. 30, 1992, Authorization to Prothonotary to disburse Deposit filed.

Mar. 30, 1992, ORDER filed. AND NOW, Mar. 30, 1992, the stipulation of the parties as to the disposition ofthe deposit(s) made with the prothonotary is approved and the prothonotary is ordered anddirected to pay $765.55 to gary A. Fabian, Master, and $443.45 to James Trojak.

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

Mar. 30, 1992, copies to Attys. Irwin, Mason and Fabian.

Nov.2, 1992 Upon Praecipe of Defendant's Attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Nov. 12, 1992 FINAL DECREE filed. AND NOW, this 10th day of November, 1992, it is Ordered and Decreed that **NAOMI J. TROJAK** Plaintiff and **JAMES C. TROJAK,** defendant, are divorced from the bonds of matrimony.

IT IS FURTHER ORDERED AND DECREED AS FOLLOWS:

EQUITABLE DISTRIBUTION

1. The real estate located in Sadsbury Township, Crawford County is awarded to the Plaintiff.
2. The IDS Certificates and the IDS Annuity shall be distributed as follows:
Certificate No. 5031-0-001, in the amount of $1,823.53; Certificate No. 5031-8-001, in the amount of $1,581.04; and IDS Annuity No. 2476-2-004 in the amount of $7,373.30, and any increase thereon, shall be awarded to Plaintiff, after payment of attorney's fees and Court Costs in this proceeding. All tax liability with regard to this distribution shall be assumed by Defendant.
3. All personal property, including the vehicle, which is in the possession of the Plaintiff shall be the sole and exclusive property of the Plaintiff with the exception of the following:
Five chrome wheels, lugs and Continental Kit
Beer tap with CO2 tank
Miscellaneous electrical supplies, nuts, bolts and wire
Books on apprenticeship
CB base station and receiver
4. The IBEW Local No. 712 Profit Sharing Plan, Account No. 163-34-5075, shall be the sole and exclusive property of the Defendant, James C. Trojak.
5. All personal property currently in the Defendant's possession shall be the sole and exclusive property of the Defendant.
6 Plaintiff is awarded the two (2) lots at Roselawn Cemetery, Crawford County, PA.
7. The IBEW Local 712 Pension, including the National Electrical Benefit Fund benefits earned by the Defendant up until the date of separation, which date is November 12, 1987, shall be shared equally on a 50% 50% basis between the parties.

The Administrator of said pension and fund shall calculate the Plaintiff's portion of the benefits awarded to her by multiplying the number of years in which benefit service is earned times the total benefit amoutn earned per qualifying year. The Plaintiff's portion shall be determined by utilizing the twenty-one (21) years of qualified benefit service earned by the Defendant as of the date of separation as the numerator and the total number of years of qualified benefit service earned by the Defendant at the conclusion of his employment as the denominator and multiplying said figure by one half, or 50% the rate which would be paid per montha t the Defendant's retirement. Said rate which would be paid per month at the Defendant's retirement. Said rate being the then prevailing basic rate per month, per service credit, including any inhancment thereon. Plaintiff's rights shall be the same as the Participant's and options available to alternative fees in the future shall also apply to the Plaintiff, including election dates.

ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES AND COURT COSTS

8. Defendhat's prior requirement to pay $750.00 in attorney's fees and to pay $720.00 in alimony pendente lite is hereby rescinded.
9. The costs and fees of the proceedings shall be divided equally between the parties in accordance with Paragraph 2 of the Transcript of Stipulation attached hereto, and made a part hereof.
10. Plaintiff waives any claim for alimony, alimony pendente lite, counsel fees, costs and expenses, other than as already paid, or as set forth in the attached Stipulation.

BY THE COURT:
Gordon R. Miller, J.

12-13-2002 See computer re Papers filed.

JOHN C. GULLAND AND JOLENE K. GULLAND, PLAINTIFFS
VS.
COMMONSWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION
VS.
MARK M. GOLDMAN, J&F TRUCKING COMPANY, LIMITED
AND JOHN C. GULLAND, Add'l Dft.

Record continued from page 477 of AD 1987-1027

********** **********

March 26, 1990 Copies of order put in Attys. Brautigam and Weiss' box and copies mailed to Attys Barry and Huntley.

Apr. 6, 1990 Complaint of Additional Defendant, J & F Trucking Company, Limited Against Additional Defendant, P.E.T. Drivers, Limited filed.

July 27, 1990, Preliminary Objections of additional defendant, P.E.T. Drivers, Ltd., filed.

July 27, 1990, Certificate of Service filed.

July 27, 1990, Upon praecipe of attorneys for additional defendant P.E.T Drivers, Ltd., the preliminary objections placed on next argument list.

ON ARGUMENT LIST FOR AUGUST 1990

Aug. 6, 1990 Order Setting Argument Date filed. And now, August 2, 1990, argument in the above matter is hereby set for September 4, 1990, at 9:00 a.m., in Courtroom No. 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

FOR THE COURT,
Imogene Yetman, C.A.

Aug. 7, 1990 Copies to all counsel of record.

Feb. 21, 1992, Upon praecipe of plaintiff attorneys, the above captioned action is marked settled and discontinued of record.

Mar21, 1990 First Amended Answer and New Matter of Additional Defendants Mark M. Goldman and J & F. Trucking Company, LTD. to the Complaint to Join of the Commonwealth of Pennsylvania, Department of Transportation filed.

Mar 26, 1990 Petition of Additional Defendant, J & F Trucking Company, Limited for Leave to Join Additional Defendant and Order filed: AND NOW, this 23rd day of March, 1990, upon the presentation of the foregoing Petition for Leave to Join an Additional Defendant, it is hereby ordered, that Additional Defendant, J & F Trucking Company, Limited, is herewith granted leave to file a Complaint joining P.E.T Drivers Limited as an Additional Defendant in the above-captioned action, which Complaint shall be filed within 20 days of this date, without prejudice to the rights of the additional defendant P.E.T. Drivers Limited to timely object or move to vacate.

Gordon R. Miller, J.

Mar 26, 1990 Copies of order put in Attys. Brautigam and Weiss' box and copies mailed to Attys Barry and Huntley.

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1987

Georgia E. Keppler, a/k/a
Georgia E. Mottillo,Plaintiff

VS.

Dominic J. Mottillo,Defendant

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The mother shall not unreasonably withhold her consent to father's housing and child care and/or babysitting arrangements. When this has been accomplished, the children shall then reside primarily with their father, Dominic J. MOttillo, subject to the following conditions:

A. The mother shall be entitled to visit and take the children into her custody every other weekend from Friday evening at 6:00 p.m. until Sunday evening at 6:00 p.m. In addition, the mother shall be entitled to have the children in her custody one evening a week, either Tuesday evening or Wednesday evening, from 5:00 p.m. until 9:00 p.m.

B. Holidays shall be defined as Thanksgiving and Christmas. On evn numbered years the children shall be in the home of the father on Thanksgiving Day and in the home of the mother on Thanksgiving Day on odd numbered years. The children shall be in the home of the father on Christms Day on odd numbered years and in the home of the mother on Christmas Day on even numbered years. On holidays when the childen are in the home of the mother, they shall be in the home of father on the evening preceding such holidays from 4:00 p.m. until 10:00 p.m. and on holidays when the children are in the home of father, they shall be in the home of the mother on the evening preceding such holiday from 4:00 p.m. until 10:00 p.m.

C. Beginning with the Summer of 1990 and each Summer thereafter unless or until this order has been changed or amended, the mother shall be entitled to have the three children in her home for two non-consecutive two (2) week periods. The mother shall provide the fatehr at least thirty (30) days notice of the time in which she intends to exercise this extended Summer visitation.

D. Each party will provide the other party with a telephone number and each party shall be entitled to contact the children by telephone as long as such telephone contacts are reasonable.

E. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent. When the children are in the presence of the grandparents, the grandparents are specifically directed not to say anything or do anything in an attempt to turn the children against the mother. All parties are directed to do everything in their power to foster a favorable and loving attitude on the part of the children towards both parents, as well as the grandparents.

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 any of the children.

III. This order shall be a permanent order, as thirty (30) days have elapsed since the date of the May 3, 1990 Order and the parties have addressed any exceptions they may have had to said May 3, 1990 Order by consenting to this amended order.

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

By The Court:
Gordon R. Miller, J.

June 13, 1990 Copy of Order to Attys. Harry Faber White, II, John B. Brautigam, John Fuller.

Nancy R. Petrick

VS.

Gary L. Petrick

Record Continued from Page 609

OF

AD 1987 - 851

15. The mediator has noted for the Court that Daniel has adopted as a religious faith the traditions of the Jehovah's Witnesses. Megan has adopted the traditions of the Lutheran faith, and Sarah is being raised in the Lutheran faith. With respect to Daniel and Megan, neither party shall attempt to coerce or persuade the chiildren on matters of religion and shall not require the children to attend or participate in the gatherings or services of the faith to which said children do not belong. With respect to Sarah, the mediator has noted for the Court that she is only nine years old and is being raised as a Lutheran Christian. The mother shall therefore have the authority to continue to raise Sarah in that faith and the father shall not take Sarah to any of the gatherings or religious ceremonies of the Jehovah's Witnesses nor shall he give her any religious instruction. When any of the children have reached the age of 16, he or she shall be at liberty to assert his or her own opinion regarding religion and may not be compelled to attend any services against his or her will.

16. The mediator has noted for the Court that counseling for the parents and for their child, Sarah, will be necessary. The mediator shall attempt to select a counselor upon which the parties can agree and if unsuccessful, shall select one for them, reporting in each case to the Court within 60 days of this date.

17. Costs and fees of the Mediation, which are fixed at $182.00 shall be devided 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.

18. Either party may move the Court for a hearing de novo for a period of 30 days from date hereof. If either party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J.

July 18, 1990 Copy of Order to Attys. William Pineo, Joan Mason, R. Charles Thomas, Plaintiff, Defendant.

Oct. 20, 1993 Motion for Return Of Proceedings To Custody Mediator and Order filed. And Now, October 20, 1993 this motion is granted and this matter is returned to the mediator.
Gordon R. Miller, J

Oct. 27, 1993 Copies of order to Atty's Thomas, Mason and Pineo

Dec. 28, 1993 TEMPORARY ORDER, filed. AND NOW, this 22 day of December,1993, after Mediation in the above referenced matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDRED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Megan and Sarah Petrick.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health car, 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. Primary physical custody of the subject minor children shall be with their mother.

b. With respect to Megan, the mediator notes for the court that she is 17 years old and therefore no specific schedule of custody and visitation is sprovided for her. The parties and Megan will, however, arrange for liberal visitation between Megan and her father.

c. With respect to Sarah, the father shall have visitation and temporary physical custody for the first full three weekends of each month from Friday at 5:00 p.m. to Sunday at 6:00 p.m.

4a. Holidays are defined as Easter, Memorial Day, Indpendence Day, Labor Day, Thanksgiving, and New Year's Day. Holiday visitation shall be from 9:00 a.m. to 9:00 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 firewoeks. Sarah shall spend New Year's Day, 1994, with her father, and the parties shall thereafter alternate the holiday periods.

6. The mediator notes for the court that Sarah is being raised as a Lutheran Christian. The mother shall therefore

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

5. During Sarah's summer vacation from school, she shall live with her mother for a two-week period beginning June 15 and for two consecutive weeks thereafter. Sarah shall live with her father for the following consecutive two-week period and thereafter custody of Sarah shall continue to alternate in two-week periods until the Thursday prior to the commencement of school, after which the general provisions of this order shall be reinstated.

6. The mediator notes for the court that Sarah is being raised as a Lutheran Christian. The mother shall therefore have the authority to continue to raise Sarah in that faith and the father shall not take Sarah to any of the gatherings or religious ceremonies of the Jehovah's Witnesses, nor shall he give her any religious instruction. During the father's weekend visitation, the parties shall arrange for Sarah to continue to attend the Lutheran church and Sunday school, if any, and will in general cooperate in making sure that Sarah has the opportunity to continue to participate in all of the celebrations of the Lutheran tradition. When Sarah shall have reached the age of 16, she shall be at liberty to assert her own opinion regarding religion and may not be compelled to attend any services agaisnt her will. Megan, being 17, shall be at liberty to assert her own opinion regarding religion and shall not be compelled to attend any services agaisnt her will.

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

8. Neither party shall use the contacts necessitated by this order to harass or annoy the other nor to invade the other's privacy.

9. Neither party shall interrogate the children on the conditions of the other's household or the other's social arrangements or relationships.

10. Neither party shall use the children to carry to the other any messages or requests.

11. Each party shall take care to be discreet about his or her social relationships involving members of the opposite sex and neither party shallexpose the children to the company of persons of the opposite sex to whom they are not related by blood or marriage between the hours of midnight and 8:00 a.m.

12. 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.

13. Each party shall provide the other with his or her telephone number and each shall avoid calling the other at work or at invonvenient hours.

14. The father shall have the right to take those of his children who wish to go, and who hold hunting licenses, hunting on the first day of antlered deer season in Pennsylvania.

15. Costs and fees of this Mediation, which are fixed at $177.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this cases.

16. The deposit required for the appointment of hte Custody Mediator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. The mother shall pay her share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

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

By the Court.
Anthony J. Vardaro, J.

Jan. 7, 1994 copy to W. Pineo, J. Mason, R.C. Thomas, Plf. & Dft.

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1987

Susan L. (McClain) Zirkle
vs.
Michael L. McClain

CONTINUED FROM PAGE 596A
of Record
A.D. 1987 - 811

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Juen 11, 1992 Petitionfor Review of Custody Order by Mediator, filed. 1 copy Mediator

Aug. 13, 1992 TEMPORARY ORDER filed. AND NOW, this 13th day of Aug., 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Chad K. McClain and Melinda R. McClain.

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

3a. The mother shall shall have primary physical custody of the children from noon of the third Sunday in August each year through noon of the second Sunday in June of the following year. The father shall have primary physical custody from noon of the second Sunday in June of each year through noon of the third Sunday of the following August.

b. The party not having primary physical custody of the children shall have visitation with them every weekend, except for the first full weekend of each month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m. If circumstances prevent the visiting parent from exercising this visitation, then he or she should notify the other party 24 hours in advance. If the visiting party shall not have appeared in the exercise of his or her visitation rights by 7:00 p.m. on Friday and has not called the custodial parent to explaint why he or she is late, then the custodial parent may assume that the visitation has been cancelled and no alternate visitation need be arranged.

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

d. Each party shall have the right to designate a two-week period during his or her part of the summer vacation during which no visitation need be accorded the other party. Said two-week period may not coincide with the other party's vacation from his or her place of employment.

4a. Holidays are defined as Christmas, Easter, Memorial Day, Labor Day and Thanksgiving. The holiday visitation shall be from 9:00 a.m. to 6:00 p.m. The father shall have his children for Thanksgiving, 1992, and the parties shall thereafter alternate the holidays. The father shall also have the right of visitation with his children each year from December 26 at noon through December 31 at 7:00 p.m. For those years in which he has the children for visitation on Christmas, his visitation period shall be continuous from Christmas at 9:00 a.m. through December 31 at 7:00 p.m.

b. The children shall spend Father's Day with their father from 9:00 a.m. to 7:00 p.m., and Mother's Day with their Mother, during the same hours.

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

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

6. The parties shall split responsibility for transportation with the party receivign the children in the exercise of his or her rights picking u p the children at the home of the other.

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

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

9. Any person transporting the children shall make sure th at the set belts or other restraints are used in acccordance with the law of Pa.

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

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

12. Costs and fees of th is Mediation, which are fixed. at $177.00, are divided equally between the parties. The mediator notes that the father is indigent and therefore his share shall be born by Crawford County. The mother's share will be assessed to her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

13. The deposit required for the appointment of the custody mediator was made by Plaintiff Mother. The deposit shall be disposed of as follows:

After payment of the father's share by Crawford County, and deduction of any uppaid record costs, any surplus shallbe disbursed to the plaintiff mother.

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

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

Aug. 14, 1992 copy to W. Pineo, K. Nelson, Plf & Dft.

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

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

Jan. 13, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

1987

	Cindy L. Livermore VS. William J. Catlin	Record Continued from Page 607 OF AD 1987 - 705

Sept. 20, 1991 Petition To Refer Custody To A Custody Mediator And Impose Restrictions on Partial Custody/ Visitation and ORDER filed. AND NOW, this 20 day of September, 1991, the matter is referred back to William Pineo, custody mediator to hear testimony and made a recommendation to this Court regarding the issues of custody and/or visitation.

Temporary visitations shall be as follows: Visits to father's house suspended but father may visit children at home of mother on his scheduled weekends for one period not in excess of 3 hours.

By The Court:
P. Richard Thomas, S.J.

Sept. 20, 1991 Copy of order to Attys. Bettie Peterson-Muth, William Pineo; Sept. 23, 1991 Copy of Order to Attys. Brian Lindsay, Christopher Youngs, Donald Lewis, Mary Ann Kirkpatrick.

Sept. 30, 1991 Motion For Leave To Withdraw and ORDER filed. And Now, Sept. 30, 1991, motion allowed by the court.

By the Court:
Gordon R. Miller, J.

Oct. 1, 1991 Copy of Ordr to Attys. Bettie Peterson Muth,William Pineo,Brian Lindsay, Christopher Youngs, Donald Lewis, Mary Ann Kirkpatrick.

Nov. 25, 1991 Motion to Withdraw As Counsel and Order filed. AND NOW, this 25th day of NOvember, 1991, the within mtoion is granted.

2 copies atty.

Gordon R. Miller, J

618.

1987

Lillian B. Boyle
vs.
Michael Halliday, an individual, and Michael Halliday t/d/b/a Riverside Inn, and Cambridge Springs Sorporation, a Pa. Corp. and Cambridge Springs Corp. t/d/b/a Riverside Inn

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of

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✓ Oct. 4, 1991, Motion for Sanctions and Order filed. ORDER: AND NOW, this 4th day of Oct. 1991 upon consideration of the within motion, plaintiff shall filed, without objection, their Answers to Defendants' Request for production of Documents and Second and Supplemental Set of Interrogatories on or before Oct. 10, 1991, and in default thereof, Plaintiff shall be precluded from introducing at trial any evidence, that would have been revealed by appropriate response and / or suffer such other sanctions as shall be imposed by this court.

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

Oct. 4, 1991 copies mailed to Attys. T. Michaleck, Regis Schnippert, Shawn White and copy in box for A. Pepicelli.

Oct. 15, 1991 Motion In Limine filed. (Defendant)

Oct. 15, 1991 Motion In Limine filed. (Defendant)

Oct. 17, 1991 Exhibits filed.

And now, Oct. 14, 1991 at 10:35 a.m., jury selected and sworn Oct. 16, 1991 at 9:31 am as follows:

1. Lloyd Shuffstall
2. William J. Schenberg
3. Teresa M. Krankota
4. Charles Manross
5. Mary Louise Siverling
Charles Groger
Alt. Mary Lou English
7. Robert Graham
8. Keven Estes
9. Shirley A. Meals
10. Charles Bellas
11. Barry Rice
12. Hanna Hawk

twelve good and lawful persons who upon their solemn oaths which they have taken and at least of them say:

VERDICT

We, the jurors empanelled in the above entitled case, answer the follows interrogatories:

1. Was the defendant negligent? Yes _____ No X
2. If the answer to the foregoing is in the affirmative, was that negligence a legal cause of the plaintiff's injuries? Yes _____ No _____
3. If your answer to the foregoing questions are both in the affirmative, was the plaintiff negligent? Yes _____ No _____
4. If your answer to the third question above is in the affirmative, was that negligence a legal cause of the plaintiff's injuries? Yes _____ No _____
5. If you find that both the defendant and plaintiff were negligent in a causal way, what was the percentage of neglience of each?

Defendant %_____
Plaintiff %_____
TOTAL %_____

6. If you find no causal negligence on the part of the plaintiff or that the plaintiff's causal negligence, as expressed above, was 50% or less, of the total causal negligence, enter the amount of dollars that you award the plaintiff, assuming that she was not negligent in any way.

$_____

B-318

Charles E. Groger, Sr., foreperson

Oct. 16, 1991 Trial Stipulation filed.

Oct. 16, 1991 Trial Stipulation filed.

Oct. 16, 1991 Voir Dire filed.

Oct, 23, 1991 ORDER filed AND NOW, Oct. 6, 1991 immediately prior to trial, the defendant's motion in limine regarding the regulations adopted under the Pa. Fire and panic Act and found in Pa. Code 34, Section 50 is granted, it being the opinion of the court that by definition, those Sections are not applicable to the current situation.

BY ORDER OF THE COURT,
Robert L. walker, S. J.

Oct. 29, 1991 copies of order to Regis Schneppert and A. Pepicelli Attys.

Oct. 23, 1991, ORDER filed. And now, Oct. 16, 1991, the defendant's motion in limine to wxclude a certain unlabeled photograph showing the doorway where the fall took place with a man approximately the height of six feet two inches standing in the doorway is hereby excluded from the testimony.

A second photograph showing the step in an unfinished ocndition where the fall took place is labeled currently Deposition Exhibit #3. it being conceded byyboth parties that the photograph of the step is in essentially the same condition as it was in the fall, the motion to exclude that photograph is denied.

BY ORDER OFTHE COURT,
Robert L. Walker, S. J.

Oct. 23, 1991, copies to R. Schneppert and A. Pepicelli attys.

Oct. 29, 1991 Defendants' Motion for Directed Verdict filed.

Oct. 29, 1991 Points for Charge - Request for Binding INstructions filed.

Oct. 29, 1991, Plaintiff's Points for Charge filed.

AND NOW, Oct. 29, 1991 at 9:29 a.m. upon praecipe of defendant attorney, Judgment is hereby entered in fav or of all defendants in the above captioned case in accordance with Pa. R.C.P. Rule 227.14(1)(a),upon jury verdict as returned Oct. 17, 1991.

Judgment entered - 10/29/91
B - 318

Judgment
James F. Simmons
Prothonotary

JAMES D. SWOGGER

VS.

JUDY R. SWOGGER

RECORD CONTINUED FROM PAGE 205

OF

AD 1987 - 755

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3. PENSION AND RETIREMENT RIGHTS, STOCK AND SAVING PLAN:

The Defendant hereby relinquishes any interest, claim or right she may have in any other benefits, savings plans, stock plans, and retirement or pension plans of any sort, to which she may otherwise have a claim as the spouse of the Plaintiff, including but not limited to those acquired on account of Plaintiff's employment with Pittsburgh Plate Glass (PPG), such that same shall be the property of Plaintiff James D. Swogger, free and clear of any claim from the Defendant Judy R. Swogger. Said relinquishment shall be effective from the date Defendant signs the Stipulation attached hereto and shall be effective to waive entirely her rights to same.

4. TANGIBLE PERSONAL PROPERTY LOCATD AT OR ABOUT THE MARITAL RESIDENCE:

The Defendant, Judy R. Swoger, shall be entitled to retain the tangible personal marital property located in and about the marital residence.

5. CERTIFICATES OF DEPOSIT, SAVINGS ACCOUNT, CHECKING ACCOUNT:

Each party shall retain the proceeds of said accounts and certificates of deposits, that he or she now has or previously received since the time the parties separated.

6. COUNSEL FEES, COSTS AND EXPENSES:

Defendant hereby finally and forever waives and relinquishes her claim for counsel fees, costs and expenses.

7. PERMANENT ALIMONY:

Defendant hereby finally and forever relinquishes her claim for permanent alimony.

8. WAIVER OF FILING OF DOCUMENTS:

Neither party hereto shall require the other party hereto to file an Inventory and Appraisement nor an Income and Expense Statement, nor updated documents if same have been field already, as would otherwise have been required by the PA. Rules of Civil Procedure. Each party is aware of the debts and assets acquired during the marriage, to his or her satisfaction. Each party has been represented by legal counsel of his or her choosing throughout this litigation, from the time this action commenced, and has carefully considered the matters addressed herein. The Defendant has had been provided information regarding benefits, through separately provided written authorization signed by the Plaintiff, and has availed herself of said information through her attorney. Neither party is acting under duress or undue influene, but is instead acting of his or her own free will.

9. WAIVER OF CLAIMS:

Neither party hereto shall make any claims against the other party hereto, except for enforcement of the rights and responsibilities set forth in this Decree.

BY THE COURT,

Anthony J. Vardaro, J.

Aug., 20, 1993 Notice of Electon to Retake Maiden Name of Judy R.Swogger to be known as JUDY R. KOUGH, filed.

620

1987

Nancy R. Petrick

vs.

Gary L. Petrick

Record continued from page 615

of record

A.D. 1987 - 851

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Nov. 18, 1994 Acceptance of service filed. I hereby accept service of a true and correct copy of the Divorce Complaint filed in the above captioned case.
Dated: October 10, 1987 Gary L. Petrick

DIVORCE DECREE FILED

Jan. 17, 1995 STIPULATION and FINAL DECREE filed. AND NOW, this 17 day of January, 1995, it is ordered and decreed that NANCY R. PETRICK, Plaintiff, and GARY L. PETRICK, Defendant, are divorced from the bonds of matrimony.

IT IS FURTHER ORDERED AND DECREED AS FOLLOWS:

EQUITABLE DISTRIBUTION - REAL ESTATE

1. The Defendant is awarded the marital residence located at R D # 2, Box 259A, Cambridge Springs, Rockdale Township, Crawford Co., PA., as more specifically described in a certain Deed from Alex W. Styborski and Marion J. Styborski, his wife, to the Plaintiff and the Defendant dated November 21st, 1979 and recorded in Crawford Co. Deed Book 527, Page 756.

EQUITABLE DISTRIBUTION - TANGIBLE PERSONAL PROPERTY

2. The Plaintiff is awarded a certain Chevrolet Impala automobile.

3. The Defendant is awarded a certain Chevrolet Citation automobile.

4. The Plaintiff is awarded all of the tangible personal property presently in her custody and control at her residence at RD # 2, Cambridge Springs, PA., which items were formerly located in the marital residence and which proeprty shall become the sole and exclusive property of the Plaintiff.

5. The Defendant is awarded all of the tangible personal property presently in his custody and control and possession at the marital residence at RD # 2, Cambridge Springs, PA., which property shall become the sole and exclusive property of the Defendant.

6. The Plaintiff is awarded all articles of personal adornment presently in her custody, control and possession.

7. The Defendant is awarded all articles of personal adornment presently in his custody, control and possession.

EQUITABLE DISTRIBUTION - INTANGIBLE PERSONAL PROPERTY

8. The Plaintiff is awarded cash in the amount of Eighteen Thousand Five Hundred and No/100 Dollars ($18,500.00), which shall be paid by the Defendant to the Plaintiff within fifteen (15) days after the filing of this Decree in Divorce.

9. The Plaintiff and Defendant shall execute a separate Order intended to be a Qualified Domestic Relations Order so as to divide equally with the Plaintiff the marital portion of the employment related pension, retirement, profit sharing, or such other benefits provided to the Defendant by reason of his employment by the General Electric Corporation and as a participant in the pension, retirement and profit sharing plans of the General Electric Corporation. It is the intention of the Plaintiff and the Defendant that by reason of the separation of the parties in October, 1987, that the Plaintiff's participation in the employment related pension, retirement, profit sharing, and other benefits provided by the employer, General Electric Corporation, shall extend only through the month of October, 1987,.

MARITAL DEBTS

10. The Defendant shall be solely and exclusively responsible for payment of the first Mortgage to Mellon Bank, which Mortgage encumbers the marital residence at RD # 2, Cambridge springs, Rockdale Township, Crawford Co., PA. The Defendant shall make regular and timely payments on the aforesaid Mortgage so as to comply with all the terms and conditions of said Mortgage by and between the Plaintiff and the Defendant and the Mellon Bank. The Defendant will further indemnify and hold the Plaintiff harmless from any liability on the aforesaid Mortgage and accompanying Note. The Defendant shall make a diligent effort to refinance the Mortgage loan encumbering the property known as RD # 2, Cambridge Springs, PA. so as to relieve the Plaintiff from any financial responsibility on account of said Mortgage and Note.

MISCELLANEOUS

11. The Plaintiff and Defendant will execute any and all documents necessary to implement the provisions of this Decree in Divorce.

12. That neither the Plaintiff nor the Defendant shall make any further claims against the other party hereto except for the enforcement of the rights and responsibilities set forth in this Divorce Decree.

BY THE COURT,
Anthony J. Vardaro, J.

Brown vs Brown AD 1987 - 817 Continued from Page 603

In light of the Defendant's challenge to jurisdiction, that mediation is stayed until further order of Court and this matter is scheduled for argument at the next available argument list. The Court Administrator shall set this matter down at a time on that argument date to be designated by her.

This order is without prejudice to either party to request any emergency relief they may deem appropriate pending disposition of this jurisdictional matter.

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

7-26-95 Mailed Hundertmark, given Kirkpatrick & Pineo and Ct. Adm.

ON AUGUST, 1995 ARGUMENT LIST

Aug.24, 1995 Motion to Transfer Custody Case to Venango Countyand Order filed. ORDER. And, Now,August 23, 1995, upon agreement of the parties and a finding by the court that neither party nor the children reside in Crawford County and that all parties and the children reside in venango County, the Prothonotary of Crawford County is instructed to transfer this matter to Venango County forthwith. Further the Prothonotary is instructed to return to Plaintiff the $150.00 paid by him as an advance on mediation fees. Said argument on August 28, 1995 is cancelled.

By the Court:
Gordon R.Miller, J.

8-25-95 Faxed GAmble, Kirkpatrick, Hundertmark. 8-30-95 Faxed Pineo

Kimberly R.Lobins (Now Peterson)
vs
Kevin A.Lobins

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of Record

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Sep. 1, 1995 Petition for Modification, NOTICE and ORDER filed.
NOTICE: Proceedings have been commenced which may affect your child custody and/or visitation rights. To protect your rights you must appear before the Court andChild Custody Master at such times scheduled for hearing or mediation.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator, Courthouse
Meadville,PA 16335
(814) 333-7300, ext. 498

ORDER, YOU KINMBERLY R. PETERSON, Plaintiff, have been sued in court to obtain custody, partial custody, and visitation of the children Jesse Andrew Lobins and Jake Nicholas Lobins.
Wm. Pineo has been appointed custody mediator in this matter.
You are ordered toappear in person at such times and places as shall be set for hearing in this matter, whether by the mediator of the Judge.
You are further ordered to bring with you, if in your physical custody, the two above named children if in your possession or control.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWUYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator, Courthouse
Meadville,PA 16335
(814) 333-7300, ext. 498

9/1/95

By the Court,
Anthony J. Vardaro, J.

9-1-95 Faxed Lindsay, given Pineo & Mason. 9-7-95 copy to Atty. Moore

Oct. 2, 1995 TEMPORARY ORDER filed. AND NOW, this 2 day of Oct., 1995, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,
IT IS HEREBY ORDERED AND DECREED THAT:
1. The parties shall share legal and physical custody of the subject minor children, Jesse Lobins and Jake Lobins.
2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.
3.a. The mother shall have physical custody of the subject minor children from Aug. 15th of each year through June 15th of the following year and the father shall have physical custody from June 15th of each year through the following Aug. 15th. The party not having physical custody of the submect minor children shall have the right to 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 6 P.M. A full weekend is defined in which Saturday and Sunday occur within the same month.
b. The parent not having physical custody of the subject minor chidlren shall have the right to telephone them at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.
4.a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 6 P.M. and ending on 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, 1995, the father shall have the first period, and the mother, the second and the parties shall thereafter alternate the periods. The father shall have visitation and temporary physical custody year from December 26th at 6 P.M. through New Year's Day at Noon.
b. Thanksgiving: There shall be two Thanksgiving visitation periods, the first beginning at 6 P.M. on the Wednesday preceding Thanksgiving and ending on Thanksgiving Day at 3 P.M. and the second beginning on Thanksgiving Day at 3 P.M. and ending on the Friday after Thanksgiving at 6 P.M. For Thanksgiving,1995, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate. The father shall have the right to take Jesse hunting with him on the opening day of the hunting season for antlered deer and also, if he has the proper license, for anterless deer. IF he chooses to exercise this right, he shall notify the mother two weeks in advance of each of the hunting days. The hours of visitation on each of the hunting days will begin at 6 P.M. on the day preceding the hunting day and end at 7 P.M. of the hunting day. When Jake shall have reached the age of 12, and if he shall have been property licensed, the father shall have the same rights to take him hunting as he does Jesse.
c. Easter: There shall be two Easter holiday visitation periods, the first beginning at 6 P.M. the preceding Saturday and ending at 1 P.M. Easter Sunday and the second beginning at 1 P.M. on Easter Sunday and ending at 6 P.M. on Easter Sunday. For Easter, 1996, the father shall have the first period, and the mother, the second and the parties shall thereafter alternate.
d. The other holidays are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 AM. and 8:00 P.M.,except for Independence Day, when the holiday visitation shall be extended to 11:00 P.M. so that the children may watch the firewworks. The mother shall have visitation and temporary physical custody for Memorial Day, 1996, and the parties shall thereafter alternate the holiday periods.
e. The children shall spend Father's Day with their father from 9:00 A.M. to 7:00 P.M., and Mother's DAy with their mother during the same hours.
f. The provisions of this paragraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternataive visits or to make alternative arrangements.
6. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of PA.
7. Each partay shall teach said children to give to the other party that love and respect which is due a parent from his or her children.
8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the children are being transported, or in the bedroom of the children.
9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

CONTINUED PAGE 623

1987 TERM

KIMBERLY R. LOBINS

vs.

KEVIN A. LOBINS

RECORD CONTINUED FROM PAGE 622

OF

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

11. Costs and fees of this Mediation, which are fixed at $242.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

12. The deposit required for the appointment of the Custody Mediator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. The mother shall pay her share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

13. Either party may move the Court for a hearing de novo with ten days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Oct. 10, 1995 Order FAXED Attys. Irwin, Pineo and Mason.

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A.D. 1987 - [redacted] TERM

C KIMBERLY R. LOBINS PETERSON
Plaintiff
VS.
KEVIN A.J LOBINS, DEFENDANT

CONTINUED FROM PAGE 6227
of RECORD
A.D. 1987 - 751

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Oct. 17, 1995 Motion for Hearing Denovo and Order of Court Filed. And Now, October 17, 1995 in consideration of defendant's request for de novo hearing, the same is hereby set for December 6, 1995 at 9:15 a.m. in Courtroom #1, 2 or 3.
Anthony J. Vardaro, J.
10-17-95 Faxed to Moore, Irwin & Pineo

Dec. 18, 1995 **O R D E R** filed. AND NOW, December 6, 1995, at the time set for De Novo Hearing in this custody action, the parties and their counsel advise the Court the matter has been amicably resolved and accordingly the parties agree to the following custody and visitation modification:

1. The parties shall share legal and physical custody of the subject minor children, Jesse Lobbins and Jake Lobins.

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

3. For the balance of the school year of 1995-1996, the children shall remain in the primary physical custody of the mother. This custody arrangement shall remain in effect until the month of August 1996.

4. During the above period, the father shall have partial custody on every weekend but the last full weekend of each month with full weekends being defined as weekends containing both Saturday and Sunday. The weekend visitation with the father shall be from 4:00 p.m. Friday until Sunday at 6:00 p.m.

5. For Christmas 1995, the children shall be in the custody of the mother until 4:00 p.m. the 26 of December when custody shall be transferred to the father and remain with him until January 1, 1996 at 6:00 p.m.

6. For Easter 1996 the children shall be in the custody of their father from 4:00 p.m. the Thursday before Easter until 6:00 p.m. on Easter.

7. Memorial day 1996 the children will be in mother's custody for the entire weekend including Memorial Day.

8. Custody shall transfer to the father one week before the commencement of fall football practice at the Titusville Area School, provided that either of the two children who are subject to this order go out for football; if not, custody will transfer one week before the first day of school of the academic year 1996-1997. This change in custody will take place provided that there is not any change in circumstances. A change of circumstances shall include a change in the preference of any child or children as to their residence. The children will spend the 1996-1997 school year with their father. It is agreed by the parties that this arrangement shall be on a one year trial basis. It is intended by the parties that this shall continue for the entire academic school year of 1996-1997, provided that there is no change of circumstances. A change of circumstances shall include a change in the preference of a child or children who are subject to this order.

9. Regarding the child's election to change custody, the parties mutually agree that if a child declares such desire to change to one of the parents, there shall be a two-week discussion and reconsideration period before the change in custody becomes effective.

10. During the period when the father is primary physical custodian, specifically during the 1996-1997 school year, the mother will have partial custody of the children every weekend except the last full weekend of the month from 4:00 p.m. Friday until 6:00 p.m. Sunday and during all scheduled schoolvacations.

11. The primary physical custody of the children will transfer to the mother one week after the end of the children's school year and will continue until one week before the fall football practice begins provided either of the two sons who subject to this order desire to play football. In the event neither child desires to play football, then mother will retain custody until one week before school starts. During the summer the father shall have partial custody for all but the last full weekend of each month times from 4:00 p.m. Friday until 6:00 p.m. on Sunday.

12. Holiday visitations will be as follows and shall take precedence over other provisions of this order:

a. Christmas holidays for 1996 and thereafter will be observed from 12:00 noon Christmas Eve until 4:00 p.m. December 26 with partial custody being with mother for all odd numbered years and with father for all even numbered years. The remainder of the Christmas school vacation for all odd and even years will be spent with their mother.

b. Thanksgiving holiday will be divided from 6:00 p.m. the Wednesday preceding Thanksgiving until 6:00 p.m. the following Friday, mother shall have partial custody during said period for 1996 and all even numbered years thereafter. Father shall have said custody on all odd numbered years. The first day of buck and doe season shall be spent with the father.

c. Easter will be dived from 4:00 p.m. Thursday before Easter continuing until 6:00 p.m. on Easter Sunday. FAther shall have this holiday period for 1996 and all even numbered years thereafter. Mother shall have the Easter holiday custodial period for 1997 and all odd numbered years thereafter.

d. Memorial Day and Labor day shall be spent with the mother. That holiday custodial period will commence at 4:00 p.m. on the Friday before the holiday it self.

e. Every Mother's Day will be spent with the mother and every Father's day will be spent with the father from 8:00 a.m. until 8:00 p.m.

13. The Plaintiff waives any right to child support through August 1996. The Defendant waives any right that he has to child support during any period of time that he has primary physical custody of both children except for instances when his income is significantly and involuntarily reduced.

14. 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.

15. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

17. Neither party shall use illegal drugs or be under the influence of alcohol as defined by the Pennsylvania Crimes Code at any time when said party has the care and custody of the subject minor children. The parties are cuationed that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the children are being transported, or in the bedroom of the children.

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

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

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

12-20-95 Faxed Attys. Irwin & J. Mason