CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 296
Vol. 3

SEPT 1993

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1993

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

901.

BARBARA WALTON

JACQUELINE LOUISE MORRISON

vs.

MICHAEL EMERY MORRISON

COMPLAINT FOR CUSTODY

1 copy (atty)

9/10/93 Received
$150.00 fee from plff.

12-2-93 Pd Plff 1?
Bal med dep. 75.50
Ck# 7934

12-29-93 Rec 7883635

1-27-94 Rec from dft
Med fees 63.50

3-22-94 Ck# 8189 - 63.50

5-24-94 Ck# 8321
to Plff Balance
from med dep 2.00

Filed Sept. 10, 1993
@ 2:15 p.m.

Tax & entry paid $50.50
state paid 5.00
William Pineo, mediator
Pro Co Pd 12-29-93 $79.84 9 cc

Order:

You, Michael Emery Morrison, , have been sued in Court to obtain custody of Emery Lee Morrison, III.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator, William Pineo, for a mediation conference.

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

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

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

BY THE COURT,
Dated: 8/23/93 Anthony Vardaro, Judge
Sept 13, 1993, copies of order to Attys. Thomas and Pineo.

Nov. 30, 1993 TEMPORARY ORDER filed. AND NOW, this 29th day of November, 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, Emery Lee Morrison.

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

3a. The father shall have primary physical custody of the subject minor child from Dec. 1 of each eyar at 5:00 p.m. until April 1 of the following year at 5:00 p.m. The mother shall have primary physical custody of the subject minor child from April 1 of each year at 5:00 p.m. until the following Dec. 1 at 5:00 p.m. The party not having primary physical custody shall have the right to visitation and temporary physical custody each weekend from Friday at 5:00 p.m. through Sunday at 5:00 p.m.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two christmas holiday visitation periods, the first beginning Christmas Eve at noon and ending Christmas Day at noon; and the second beginning Christmas Day at noon adn ending Dec. 26 at noon. For Christmas, 1993, the mother shall have the first period, and the father, the second, and the parties shall thereafater alternate the periods.

b. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning at 5:00 p.m. of the Wednesday preceding Thanksgiving and ending at 6:00 p.m. Thanksgivin Day; and the second beginning at 6:00 p.m. Thanksgiving Day and ending at 6:00 p.m. of the Sunday following Thanksgiving. For Thanksgiving, 1993, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate the periods.

c. The father shall have visitation and temporary physical custody each Memorial Day from 9:00 a.m. to 8:00 p.m.

d. The other holidays to be observed are Independence Day, Labor Day,and Trick-or-Treat Day. (Trick-or-Treat Day shall be defined as that period established by the Borough of Conneaut Lake.PA., for children to go trick-or-treating in observance of Halloween.) Holiday visitation hours for Independence Day shall be from 9:00 a.m. to 11:00 p.m. so that the child may wtch the fireworks. Holiday visitation for Labor Day shall between the hours of 9:00 a.m. and 8:00 p.m. Holiday visitation for Trick-or-Treat Day shall be from 5:00 p.m. to 8:00 p.m. The father shall have visitation and temporary physical custody for Independence Day, 1994, and the parties shall thereafter alternate the holiday periods.

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

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 ro modification shall notify the other paraty 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 alterntive visits or to make alternative arrangements.

6. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

RECORD CONTINUED ON PAGE 502.....

902.

PETITION FOR INVOLUNTARY TREATMENT

of

CHARLES F. HILDUM

Filed Sept. 10, 1993
@ 2:23 p.m.

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

Sept. 16, 1993 Report of Mental Health Review Officer and Order, filed. ORDER: And now, September 16, 1993, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Charles F. Hildum be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect on September 20, 1993 or a date to be specified by Warren State Hospital. BY THE COURT,
Gordon R. Miller, P.J.
Sept. 17, 1993, copy to WSH, MH/MR, B. Barrett

Nov. 23, 1993 Petition For Invluntary Treatment, filed.

Dec. 14, 1993 Report Of Mental Health Review Officer and Order, filed. And now, December 14, 1993, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED AND DIRECTED that the said Charles F. Hildum be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

This order shall take effect on N/A. BY THE COURT,
Anthony J. Vardaro, J.
Dec. 21, 1993 copy to B. Barrett, WSH, MH/MR

1993

John P. Gagliotti

903.

Stephen E. Hall

GINGER ANN AMEND

vs.

JAMES RICHARD AMEND

Filed September 13, 1993
@ 9:39 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

Order:

And now, this 13 day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact plaintiff or the child. Defendant shall not go to Plantiffs home. Custody of the child is with Plaintiff until further order.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Sept. 24, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 14, 1993 Sheriff's Return filed. SERVED Richard L. Smith personally on September 13, 1993 at 1:06 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sept. 28, 1993 ORDER filed. AND NOW, Sept. 24, 1993, this matter is before the Court on a petition filed by the Plaintiff for relief under the Protection From Abuse Act.

the parties appear represented by counsel and indicate that they will agree to the entry of an Order with the Defendant admitting some of the allegations of the Complaint to the extent that they would constitute abuse within the meaning of the Act.

Accordingly, we enter the following Order:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any minor child named in the petition.
2. The Defendant shall not contact the Plaintiff or go to Plaintiff's residence for any purpose other than as herein after set forth.
3. The Defendant is warned that if he shall go to the residence of Plaintiff even if he is invited to that residence, he shall be in violation of this Order and if he is invited to Plaintiff residence, before he goes the parties should seek an amendment of this Order in this Court.
4. Pending any further proceeding filed by the parties with respect to custody and/or visitation, the Plaintiff shall have physical custody of the minor child. The Defendant shall be permitted to visit the minor child each and every Sunday beginning with Sept. 26, 1993 from 12:00 Noon until 5:00 p.m. at the home of Plaintiff's parents. During such visitation, the Plaintiff shall be present within the home and both parties shall visit in a manner that is in teh best interest of the children and shall not argue so that it may be a peaceful visit for all involved.
5. The Defendant may call the Plaintiff for the sole purpose of checking on the child or altering any visitation arrangements that may be necessary. This day the Plaintiff has provided a telephone number for the Defendant to call.
6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
7. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides, which is the Corry, PA. State Police and to County Control.
8. The Defendant is reminded that this is an order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
9. The Defendant shall pay court costs in the amount of $89.50 forthwith.
10. This Order shall remain in full force and effect through Sept. 23, 1994.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Sept. 28, 1993 Copies of Order distributed to Corry SPD, Co. Control, Atty. Steve Hall; Copy mailed to Dft. on 10-5-93.

Dec. 6, 1995, Certificate of Service filed. Stephen E. Hall, ESq. certifies that he is the atty. in above action, that pursuant to order of court dated 11/22/95 he caused to be mailed on 11/22/95 by first class mail, post. prepaid to dft's last known address, 432 Charlotte Drive, Pittsburgh Pa. 15236 a true and correct copy of petiton for contempt and order of court setting forth hearing date; that in due course the undersigned received back the attached unopened piece of amil indicating "Return to Sender - does not live here address unknown".
12/6/95

Stephen E. Hall, Esq.

4

1993

904.

KATHLEEN A. SMITH

vs.

RICHARD L. SMITH

Filed September 13, 1993
@ 9:45 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER:

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

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

2. Special Conditions: Defendant shall move out. Sole possession of 1255 PA Ave. is with Plaintiff. Defendant shall not Contact Plaintiff except by phone in a civil manner, Defendant shall not go to Plaintiff's residence. Defendant may go to Plaintiffs residence to pick up his belonginngs at a time to be arranged wtih plantiff

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the Sept 27 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Sept. 14, 1993 Sheriff's Return filed. SERVED Richard L. Smith personally on September 13, 1993 at 10:00 AM by handing a copy of the Protection from Abuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, Crawford County, PA.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sept. 28, 1993 ORDER filed. AND NOW, September 27, 1993, at the time fixed for hearing, the Defendant appeared but the Plaintiff did not.

Accordingly, this action is dismissed. The temporary abuse Order of September 13, 1993 is hereby vacated. A copy of this Order shall be delivered by the Prothonotary to the Meadville City Police Department and to County Contarol.

Since the Plaintiff is not employeed and since we cannot impose costs on a Defendant on a dismissal, the costs of $89.50 shall be paid by Crawford County.

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

Sept. 28, 1993 copies dist to MCPD & Co. Control.
Oct 5, 1993 copy to Plf. & Dft.

1993

Joseph F. Kulwicki

905.

TERRY ARTICE

vs.

EDNA POUX

Filed September 13, 1993
@ 11:12 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Pro. Co. pd 12/7/93	6.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 1, 1993 Writ Return filed. SERVED Edna Poux personally on September 27, 1993 at 10:33 Am by handing a copy of th Summons to her at the residence, R.D. #6, Meadville, Crawford County, PA.
so answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 7, 1993 Upon Praecipe of Joseph F.Kulwicki, Esquire, Attorney for Plaintiff, the above captioned matter settled and discontinued of record.

1993

Ferguson & Spataro
Douglas W. Ferguson

906.

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

VERN COOKSON

vs.

JUDY PARTRIDGE

Filed September 13, 1993
@ 1:31 PM

Tax & entry paid 50.25 ✓
User's Fee paid 5.00
Pro.Co. pd 11/15/93 15.00
Pro.Co.pd 3/11/94 6.00 ✓

APPEAL OF PLAINTIFF FROM DEICISION OF
DISTRICT JUSTICE ROBERT J. LEONHART

Sept. 13, 1993 Complaint filed.

Sept. 13, 1993 Proof of Service filed.

Oct. 15, 1993 Appearance of Thomas, Truax, Spadafore & Walker by R. Charles Thomas for Defendant, filed.

Oct. 26, 1993 Answer and New Matter filed. (1 copy Atty.)

Nov. 15, 1993 Plaintiff's Reply to Defendant's New Matter. Nov. 15, 1993 (1 copy atty)

Nov. 15, 1993 Upon Praecipe of Douglas W. Ferguson, Esquire, Attorney for Plaintiff for appointment of Arbitrators, the following Arbitrators are appointed.

Christopher Youngs, Chairman
Louis Stack
Bruce Barrett

Dec. 3, 1993 Arbitrator's take qualifying Oath.

Dec. 21, 1993, Notice of ARbitrator's Hearing filed.

Jan. 24, 1994 Decision of Arbitrators filed in which they find, For Plaintiff in the amount of $750.00, plus 6% legal interest from February 1, 1993.

P-94 DECISION OF ARBITRATORS

Jan. 24, 1994 Copies of order to Atty's Ferguson and Thomas

Mar. 11, 1994 Upon Praecipe of Douglas W. Ferguson, Esquire, Attorney for Plaintiff, the above-captioned matter is settled and discontinued of record.

1993

Joseph F. Kulwicki 907.	KAY L. CONNER vs. MELISSA BENNETT, ASHLEY KNOWLES and STACEY KNOWLES Filed September 13, 1993 @ 1:32 PM Tax & entry paid 50.50 ✓ User's Fee paid 5.00 Sheriff's Costs 50.00	WRIT OF SUMMONS Issued Sheriff Sept. 17, 1993 Writ Return filed. SERVED Melissa Bennett on September 15, 1993 at 1:20 PM by handing a copy of the Summons to Nancy Knowles, Adult in Charge at the residence, 684 Park Avenue, Meadville, Crawford County, PA. SERVED Ashley Knowles on September 15, 1993 at 1:18 PM by handing a copy of the Summons to nancy Knowles, her Mother and Adult in Charge at the residence, 684 Park Avenue, Meadville, Crawford County, PA. SERVED Stacey Knowles on September 15, 1993 at 1:19 PM by handing a copy of the Summons to Nancy Knowles, Adult in Charge at the residence, 684 Park Avenue, Meadville, Crawford County, PA So answers, Scott D. Young, Deputy Sheriff Robert M. Stevens, Sheriff

1993

Joseph F. Kulwicki

908.

TINA WALLACE

vs.

EDNA POUX

Filed September 13, 1993
@ 1:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	40.00
Sheriff's Costs	28.00
Pro.Co. pd 12-7/93	6.00

WRIT OF SUMMONS
Issued Sheriff

IN ERROR

Sept. 21, 1993 Sheriff's Return filed. SERVED Donald J. Fulton personally on September 17 1993 at 11:51 AM by handing a copy of the Complaint to him at his residence, R.D. #2, Box 277, Erie Street, Centerville, Crawford County, PA. SERVED Frances E. Fulton on September 17, 1993 at 11:52 AM by handing a copy of the Complaint to Donald Fulton, her Husband, at their residence, R.D. #2, Box 277, Erie Street, Centerville, Crawford County, PA.
So answers,
Scott D. Young, Deputy
Robert M. Stevens
Sheriff

Oct. 1, 1993 Writ Return filed. SERVED Edna Poux personally on September 27, 1993 at 10:32 AM by handing a copy of the Summons to her at the residence, R.D. #6, Meadville, Crawford County, PA.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 7, 1993 Upon Praecipe of Joseph F. Kulwicki, Esquire, Attorney for Plaintiff, the above captioned matter settled and discontinued of record.

1993

Mollica, Murrary
& Hogue
Cathy Ann Chromulak

909.

HOUSEHOLD FINANCE CONSUMER
DISCOUNT COMPANY

vs.

DONALD J. FULTON and
FRANCES E. FULTON

Filed September 13, 1993
@ 1:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	40.00
Pro Co pd 11-12-93	9.00
Pro Pd (sat) 7/6/95	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Sept. 21, 1993 Sheriff's Return filed. SERVED Donald J. Fulton, personally on September 17, 1993 at 11:51 AM by handing a copy of the Complaint to him at his residence, R.D. #2, Box 277, Erie Street, Centerville, Crawford County, PA.
Served Frances E. Fulton on September 17, 1993 at 11:52 AM by handing a copy of the Complaint to Donald Fulton, her Husband, at their residence, R.D. #2 Box 277, Erie Street, Centerville, Crawford County, PA.
So answers, Scott D. Young, Deputy
Robert M. Stevens, Sheriff

And Now, November 12, 1993, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and agaisnt the defendants for want of an answer and the same is liquidated at the sum of Seven Thousand Nine Hundred Eighty-four Dollars and 99/100 plus additional interest from September 8, 1993, additional fees and costs.
Entered 11-12-93 Debt: $7,984.99 plus int. and costs
F - 41, 61 JUDGMENT
Barbara H. King, Pro.
11-17-93 Notice of entry of Judgmetn setn to Dfts.

July 3, 1995, Upon praeceipe of plaintiff, this judgment is satisfied of record. (seepaper filed)

10

1993

Rowley, Wallace, Keck
Karson & St. John
Warren R. Keck, III

910.

MICHAEL F. RILEY

vs.

PATRICIA ANN RILEY

Filed September 13, 1993
@ 1:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
sheriffs costs	63.62
Pro.Co. Pd 9/5/95	9.00

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

Feb. 8, 1995 Complaint reinstated.

Mar. 3, 1995, Sheriffs Return filed. SERVED the within complaint in divorce on 2/18/95 upon Patricia Ann Riley personally at 128 Front St., New Richmond, Ohio by handing to her a true and correct copy thereof and made known to her the contents therein.
Dep. Jeff ----
JOhn Van Camp, Sheriff, Clermont county
SERVED Patricia Ann Riley, a/k/a Patricia Ann Moore by deputizing the Sheriff of Clermont County, Ohio as per his Affidavit of Service attached. Served on Feb. 18, 1995 at 128 Front St. New Richmond, Ohio.
So answers, Robert M. Stevens, Sheriff

Sep. 5, 1995 Upon Praecipe of Warren R.Keck, III, Attorney for Plaintiff to transmit record, Case moved to Court.

Sept. 12, 1995, ORDER filed. This divorce matter has been referred to court for review and decree. The court has reviewed the record and is returning the record to Prothonotary. A final decree will not be entered at this time because:

As to a 3301(d) divorce:

x There is no indication that the 3301(d) affidavit was properly served on the respond-ing party.

x There is no showing that the proper notice required by 1920.42(c)(1) in the form provided by 1920.73 to a party who is unrepresented or to counsel of a unrepresented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe torerer or submit.

Either party may file a praecipe to refer the matter back to the court when the record is in such a state that the parties are entitled to a final decree. BY THE COURT,
Anthony J. Vardaro, J.

9/12/95 mailed Keck

Sept. 20, 1995 Upon praecipe of plaintiff attorney for Review Under Section 3301(d) of the Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

Oct. 4, 1995 AND NOW, October 3, 1995, it is hereby ordered and decreed that MICHAEL F. RILEY, Plaintiff, and PATRICIA ANN RILEY, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

Mary Ann Kirkpatrick

911.

MICHAEL RAY WALKER

vs.

JEAN LOUISE KRAMER WALKER

Filed September 13, 1993
@ 2:33 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co. pd 2/18/94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sept. 17, 1993 Acceptance of Service filed. I accept service of the Divorce Complaint.
Date: Sept. 14, 1993 Jean Louise Kramer Walker

Dec. 21, 1993 Affidavit of Consent of Defendant filed.

Jan. 19, 1994 Agreement of Parties' Memorandum of Agreement as to Separation and Divorce filed.

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

Feb. 18, 1994 Upon Praecipe of plaintiff Attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

March 1, 1994 STIPULATION and DECREE filed. And, Now, February 28, 1994, it is ordered and decreed taht MICHAEL RAY WALKER, plaintiff, and JEAN LOUISE KRAMER WALKER, defendant, are divorced from the bonds of matrimony. The Court retains jurisdictin of any claims raised by the parties to this action for which a final order has not yet been entered.

It is further ordered: It is further ordered:

1. The parties' jointly owned marital residence located at RD # 1, Box 128A, Cambridge Springs, PA. is currently listed with a realtor and a prompt sale is expected. When the property sells, the parties shall divide the proceeds of sale evenly between them except that husband's share shall be reduced by $13,717.58 which amount shall be added to wife's share. shre.2. Wife shall have the right to occupy the former marital residence until it is sold. Should she exercise this right she shall be responsible to pay all expenses related to the property including but not limited to real estate taxes, utilities, mortgage, maintenance and upkeep. If wife vacates the premises, husband has the option of moving in. If he does move in he shall be solely liable to pay all expenses related to the property including but not limited to real estate taxes, utilities, mortgage, maintenance and upkeep.

3. If neither party resides at the marital residence pending its sale, then all of the expenses related to the residence shall be shared equally between the parties.

4. All provisions of the parties' Marital Settlement Agreement filed in this case which are within the jurisdiction of the court and not contrary to the provisions of this Decree shall be incorporated herein, made a part hereof and enforceable hereunder.

By the Court:
Gordon R. Miller, J.

1993

Northwestern Legal Services
Christopher Brode

912.

AMANDA TILLOTSON HYLDAHL

vs.

MICHAEL JOSEPH HYLDAHL

Filed September 13, 1993
@ 3:04 PM

Tax & entry Pd. 10/1/93 50.50
User's Fee Pd. 10/1/93 5.00
Sheriff's Costs Pd. 30.00
Pro Co. Pd. 10/1/93 9.00

10-4-93
Received Sheriffs costs from Wife 30.00
10-4-93 Pd Sheriff 30.00
Ck# 7822

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

ORDER:

And now, this 13 day of September , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the September 23, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Sept. 15, 1993 Sheriff's Return filed. SERVED Michael J. Hyldahl on September 14, 1993 at 9:25 AM by handing a copy of the Protection from Abuse to him at his residence, R.D. #1, Route 27, Meadville, Crawford County, PA.
So answers,

Scott D. Young, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sep. 29, 1993 ORDER filed. AND NOW,September 23, 1993, this matter is before the Court on Plaintiff's Petition for relief under the Protection From Abuse Act.

The Plaintiff appears with counsel and the Defendant appears unrepresented,but indicates that he will proceed without counsel, particularly in light of the fact the parties have reached an agreement.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, threaten the Plaintiff or any named minor child in the petition.
2. The Plaintiff shall have exclusive possession of the marital home where she and the children shall live during the term of this Order.
3. The Defendant shall not go to the marital home for any other purpose other than as set forth hereinafter in this Order, and if he is at the marital home at any other time, it shall be presumed that he is in violation of this Order even if he was invited to the marital home by the Plaintiff.

If the parties at some time wish for the Defendant to be able to go to the marital home, she should seek a modification of this Order and the Defendant should not go to the marital home until that has been done.

4. Notwithstanding the above, the Defendant may go to the marital residence each and every Tuesday and Thursday from 4:30 p.m. until 6:30 p.m. for the purpose of visiting the minor children, and for those time periods, the Plaintiff shall have an adult third party present.
5. Additionally, the Defendant may go to the marital home on Friday, September 24, 1993 at 5:00 p.m. for a period of approximately two (2) hours in order to remove his clothing, toiletries, tools and certain other kitchen items which the Plaintiff will be providing to him.
6. At no time when the Defendnat is permitted to go to the Plaintiff's residence as aforesaid shall he assault, abuse, harass or threaten the Plaintiff or any minor child during such visit.
7. The parties agree that each of them shall immediately seek mental health counseling either at the Meadville Medical Center or some other appropriate place and shall continue in such counseling with the intention that at the expiration of three (3) months they may being joint mental health counseling. This three-month deadline may be either extended or shortened by the mutual agreement of the parties.
8. In addition, the Plaintiff and Defendant agree that they will immediately begin seeing a Christian counselor in Erie with the first appointment being set for this coming Saturday and they will continue with such counseling, each providing their own transportation to and from such counseling.
9. With respect to the children, the Defendant may call the marital home to speak to the children at any time before 9:00 p.m. so long as he is not threatening or harassing when he does so and the children may call the Defendant at any time.
10. The Defendant may attend church and home school events provided he travels separately from the Plaintiff and the children.
11. This Order may be enforced without warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
12. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and it is noted that she resides at Star Route, Meadville, Pennsylvania, and

Continued of Record to Page 12 A

1993

Amanda Tillotson Hyldahl
vs.
Michael Joseph Hyldahl

Continued of Record from Page 12

AD 1993 - 912

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accordingly, the police agency is the Pennsylvania State Police, and additionally, a copy of this Order shall be provided to County Control. Insofar as the Defendant is unrepresented a copy of this this Order shall be sent by the Prothonotary to him by reular mail at the marital residence, Star Route, H-C-11, Box 1250, Meadville, Pennsylvania, so that it can be provided to the Defendant by the Plaintiff when he has visitation with the children.

13. The Defendant is reminded that this is an Order of Court andvviolation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

14. The Defendant shall pay court costs in this matter in the amount of $94.50 on or before the close of business of the Prothonotary's Office of Crawford County in the Courthouse on October 1, 1993.

15. This Order shall remian in full force and effect through September 22, 1994.

BY ORDER OF THE COURT,
Anthhony J. Vardaro, J.

10-4-93 Copy of Order to Plft., Deft., Atty.Brode, County Control & Pa. State Police.

12 B

1993

1993

Peters, Lindsay,
Lewis & Gagliotti
Donald E. Lewis

913.

William A. Kuhar

DAVID A. WHITE

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed September 13, 1993
@ 3:30 PM

Tax & entry paid 50.50 ✓
User's Fee paid 5.00

NOTICE OF APPEAL OF VEHICLE REGISTRATION/OPERATING PRIVILEGES
2 copies atty.

Sept. 23, 1993 Motion for Hearing and Order, filed. ORDER: AND NOW, this 15th day of September, 1993, upon Motion by the Appellant, a hearing is set on said Appeal for the 2nd day of December, 1993, at 10:45 a.m. o'clock a.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Further, notice of said Appeal and of this Order of Court are to be given forthwith by Appellant's attorney to the appropriate representatives of the Appellee by forwarding a true and correct copy of same to the Appellee by First Class, U.S. Mail, postate prepaid.

Finally, said Appeal shall act as a susersedeas to Appellee's suspension of Appellant's operating privileges.

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

Oct. 1, 1993 copy to D. Lewis ~~**********~~ 1 copy atty.

Dec. 3, 19993 ORDER filed. AND NOW, December 2, 1993 based on the stipulation evidence presented and this Court's understanding of the law as it relates to the facts presented, the appeal is DISMISSED and the suspension implemented by the Department is affirmed.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

12-6-93 Copies dist. to Lewis & Kuhar

Jan. 4, 1994 Exhibit filed.

1993

914.

REBECCA SCHRECKENGOST

vs.

WILLIAM SCHRECKENGOST

Filed September 13, 1993
@ 4:19 PM

10-11-93 Fees sheriff cost 25.00 from 2nd Ck #7836
10-11-93 Rec for Sheriff 25.00

Tax & entry Pd 10-11-93 50.50
User's Fee Pd 10-11-93 5.00
Sheriff's Costs 25.00
Pd & Pd 10-11-93 9.00

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

ORDER:

And now, this 13 day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the September 23, 1993, at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Sept. 15, 1993 Sheriff's Return filed. SERVED William Schreckengost personally on September 14, 1993 at 4:15 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Robert M. Stevens, Sheriff

Sep. 28, 1993 ORDER filed. AND NOW, September 23, 1993, this matter is before the Court on Plaintiff's Petition for Relief under the Protection From Abuse Act.

The Plaintiff appears represented by counsel and the Defendant appears without counsel, and having been advised of his right to counsel indicates that he wishes to proceed without counsel, particularly since the parties have agreed to the following Order without admission of the allegations of the Petition on the part of the Defendant:

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

2.The Defendant will not go to the Plaintiff's residence at any time nor will he call Plaintiff's residence.

3.The Defendant is advised that he should not go to the Plaintiff's residence even if he is invited since it will be presumed that he is in violation of this Order if he is at Plaintiff's residence. If the parties at some time agree that the Defendant may go to Plaintiff's residence, they should seek a modification of this Order so indicating, and until that time, the Defendant should not go to that residence.

4.The Defendant may write to the Plaintiff or the children if he chooses so long as the contents of his writing are not harassing or threatening.

5. Pending any other Order of Court with respect to visitation and custody, the Defendant may visit the minor children from 12:00 Noon until 5:00 p.m. each Saturday at the residence of the Plaintiff's mother, Sandy Rotkovecz, 1339 South Main Street in Meadville. During those visitation periods, the youngest child Megan shall remain at the residence of her grandmother, but the Defendant may go somewhere away from the residence with the two (2) older children.

When the Defendant removes the children from grandmother's house during visitations, he shall return them to that residence by 5 :00 p.m. on the same day.

6. The Defendant shall also be entitled to telephone the two (2) older children at 7:00 p.m. at the Rotkovecz residence each Tuesday and Thursday. During those telephone conversations he shall discuss on Thursday with the children arrangements for the Saturday visitation and whether in fact that visitation will occur.

7. During t he periods of time that the Defendant is with the children he shall not consume alcoholic beverages for a period of eight (8) hours prior to the visitation nor shall he consume alcoholic beverages when the children are with him, and he shall not take the children to any establishment where alcoholic beverages are served.

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

9. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control. It is noted that the Plaintiff resides at 493 Willow Street, Apartment D, in the City of Meadville, and accordingly, the Meadville City Police shall receive a copy of this Order.

The Prothonotary shall also send a copy of this Order to the Defendant at 220 North Street, Meadville, Pennsylvania, insofar as he is not represented by counsel.

10. The Defendant shall pay court costs in this matter in the amount of $89.50 on or before the close of business of the Office of the Prothonotary at the Crawford County Courthouse on October 8, 1993.

Continued to Page 14 A

1993

Rebecca Schreckengost
vs.
William Schreckengost

Continued from Page 14
of Record
AD 1993 - 914

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11.This Order shall remain in full force and effect through September 22, 1994.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

9-28-93 Copies dist.to Atty. Brode, Deft.,Co. Control & MCPD

1993

William A. Kuhar,Jr.

David P. Truax

915.

David P. Truax

COMMONWEALTH OF PENNSYLVANIA

vs.

MARY E. DRAKE

Filed September 13, 1993
@ 4:16 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Sept. 13, 1993 Petition For Appeal From Order of Dept. of Transportation Suspending Driver's License and Order,filed.
ORDER: AND NOW, the 20th day of September, 1993, upon consideration fo the foregoing Petition and upon Motion of David P. truax, Esquire, attorney for the Petitioner, a hearing is hereby scheduled to determine whether the Order of the Department of Transportation suspending the operating privileges of the Petitioner should be set aside.

The above matter is set for hearing on the 2nd day of December, 199 , at 11:00 a.m. at the Courthouse at Meadville, Pennsylvania in Courtroom No. 1 or 2.

Petitioner's operating privileges are hereby reinstated in accordance with law pending a final decision of the above appeal.

A true and correct copy of the within Petition and Order shall be served upon the Department of Transportation, Bureau of Driver Licensing, Room 103, Transportation and Safety Building, Harrisburg, Pennsylvania, 17120, by Certified Mail, Return Receipt Requested at least sicty (60) days prior to the aforesaid hearing date.

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

Sept. 22, 1993 copy to D. Truax & Dept. of Trans.

Nov.17, 1993 Motion for Continuance and ORDER OF COURT filed. AND NOW, to-wit, this 15th day of November, 1993, upon consideration of the foregoing Motion for Continuance, and it appearing that counsel for both parties consent to the continuance ofthe hearing on this matter, it is hereby ORDERED that the hearing on this matter is continued from December 2, 1993 at 11:00 a.m. until December 30, 1993 at 11:00 A.M.

FOR THE COURT:
Ann A. Walker, Court Administrator

11-22-93 Copy of Order to Atty. Truax & Atty. Kuhar, Jr.

Jan. 5, 1994 MEMORANDUM AND ORDER filed.AND NOW, January 4, 1994, for the reasons set forth in the foregoing meorandum the defendant's appeal is dimissed and the actions of the Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing suspending the operator privileges of the defendant are sustained.

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

1-5-94 Copies dist. to Kuhar & Truax

16

1993

Thomas, Truax,
Spadafore & Walker
Gregory A. Keenan

916.

ROBERT E. MILLARD

vs.

LYNN M. M ILLARD

Filed September 14, 1993
@ 10:17 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Pd 12/15/93	9.00

COMPLAINT IN DIVORCE
2 copies Atty.

Oct. 5, 1993, Acceptance of Service filed. I. Lynn M. Millard, Deft. acknowledge that I was served with a cert. copy ofthe Complaint in Divorce properly endorsed with a Notice to defend by First class Mail, postage prepaid.
Date: 9/27/93 Lynn M. Millard, dft.

Dec. 15, 1993, Affidavit of Consent of plaintiff filed.

Dec. 15, 1993, Affidavit of Consent of defendant filed.

Dec. 15, 1993, Upon praecipe of plaintiff attorney, for review, Under section 3301(c) of the Divorce Code, this case moved to court.

DIVORCE DECREE FILED

Dec. 23, 1993 AND NOW, December 23, 1993, it is Ordered and Decreed that ROBERT E. MILLARD, Plaintiff, and LYNN M. MILLARD, Defendant, are Divorced from the bonds of matrimony.

By the Court:
Gordon R. Miller, J.

1993

Mary Ann Kirkpatrick

917.

Christopher Ferry

KELLY S. SNYDER

vs.

JASON A. SNYDER

Filed September 14, 1993
@ 12:05 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Pro Co pd 2/14/94	9.00

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, INSURANCE POLICIES, COUNSEL FEES, COST AND EXPENSES
1 copy atty.

Sept. 20, 1993 AFFIDAVIT OF SERVICE, filed. James M. Tidd, being duly sworn according to law, deposes and sets forthe as follows:

1. That he/she is a competent adult.
2. That on information furnished him/her, he/she served a certified copy of the Divorce Complaint in the above-matter upon Jason A. Snyder, Defendant, at 0150 o'clock, P.M. on 14 Sept. 1993, at Route 19, Hadley, Pa.
3. That costs incured for this service were as follows:

a.	Service	$42.00
b.	Mileage	6.60
	Total	$48.60

Oct.8, 1993 Motion to Set Hearing for Alimony Pendente Lite, Counsel Fees, Costs and Expenses AND ORDER filed. And Now, Oct. 5, 1993, hearing onPlaintiff;s request for alimony pendente lite, counsel fees, costs and expenses is scheduled for October 26, 1993, at 2:00 p.m. o'clock in courtroom number 1 or 2 or 3 of the Crawford County Courthouse at Meadville, PA.

For the Court:
Ann A. Walker, Court Administrator

10-19-93 Copy of Order to Atty. Kirkpatrick & Mailed to Deft.

Oct. 28, 1993 Motion to Reschedule and Order, filed. And, Now, October 26, 1993, the hearing scheduled for October 26, 1993, is rescheduled to November 22, 1993, at 10:00 a.m. o'clock at the Crawford County Courthouse in Meadville, Pennsylvania. FOR THE COURT:
Ann A. Walker, Crt. Adm.

Nov. 5, 1993 copy to M.A. Kirkpatrick

Nov. 12, 1993 Affidavit of Military Service and Request for Appointment of Counsel and Order, filed. And, Now, NOvember 12, 1993, Christopher Ferry, Esquire is appointed to represent Defendant and protect his interest. We will reserve the right to determine who shall pay Mr. Ferry's fees. By the Court:
Anthony J. Vardaro, J.

Nov. 17, 1993 copy to M.A. Kirkpatrick and C. Ferry

Nov. 29, 1993, RE: PLAINTIFF'S MOTION FOR ALIMONY PENDENTE LITE, COUNSEL FEES AND EXPENSES --ORDER filed. AND NOW, Nov. 22, 1993, at the time set for hearing counsel for the parties appear, but by agreement, their clients do not appear.

By agreement of the parties, acting through their counsel, the matter pending is amicably resolved as follows:

1. the defendant will continue to give his wife that portion of his monthly paycheck which constitutes a spousal allotment under military financial regulations. This amount will be paid directed to the spouse within five (5) days of the receipt of the monthly pay by the defendant.
2. This arrangement will continue until a contemplated consent divorce is granted or the entry of a further court order after hearing or by consent.
3. By agreement of the parties, the issue of alimony pendente lite, counsel fees, costs, and expenses is continued generally by agreement of the parties, but may reset for hearing at the request fo either counsel. BY THE COURT,
P. Richard Thomas, S.J.

Nov., 29, 1993, copies dist. to Attys. Kirkpatrick and Ferry.

Jan. 25, 1994 Motion To Set Hearing For Alimony Pendente Lite, Counsel Fees, Costs and Expenses and Order filed. And, Now, January 24, 1994, hearing on Plaintiff's request for alimony pendente lite, counsel fees, costs and expenses is scheduled for February 3, 1994, at 9:00 a.m. o'clock in courtroom number 1 or 2 of the Crawford County Courthouse at Meadville, PA.

For the Court,
Ann A. Walker, C.A.

Jan. 25, 1994 Copies of order to Atty's Kirkpatrick and Ferry

FEb. 4, 1994, ORDER filed. AND NOW, Feb. 3, 1994, at the time the matter is before the court on a request for a de novo hearing on alimony pendente lite, counsel fees, costs and expenses, counsel for both parties appear and advise the curt that the matter has been amicably resolved as follows:

Counsel for the defendant advises that he mailed the requisite affidavit of consent to the divorce on Jan. 21 and has been advised by his client that he mailed it back to counsel on the 28th of January; however, at the time of this hearing, said consent has not been received.

Accordingly, both parties seem anxious that the matter be expedited and the defendant's attorney and the plaintiffs attorney agree that if said affidavit is not received and filed by February 15, 1994, the order heretofore entered on Nov. 22, 1993 will be amended to require an additional payment of alimony pendente in the amount of $500 per month, which would be in accordance with paragraph 1 of the Nov. 22, 1993 order.

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

Feb. 4, 1994, copies of order to Attys. Kirkpatrick and Ferry.

Feb 11, 1994 Affidavit of Consent of Defendant filed.
Feb. 14, 1994 Affidavit of Consent of Plaintiff filed.

Feb. 14, 1994 Upon praecipe of Planitiff Attorney for Review Under Section 3301(c) of the Divorce Code, this case moved to court.

Feb. 17, 1994 MOTION TO WITHDRAW CLAIMS and ORDER filed. And, Now, Feb. 14, 1994, motion allowed. Claims II, III and IV of Plaintiff's Complaint in Divorce are withdrawn.

By the Court:
Gordon R. Miller, J.

Feb. 17, 1994 Copy of Order to Attys. M. Kirkpatrick and C. Ferry.

DIVORCE DECREE FILED

Feb. 17, 1994 And, Now, Feb. 15, 1994, it is ordered and decreed that KELLY S. SNYDER, Plf., and JASON A. SNYDER, defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

By the Court:
Gordon R. Miller, J.

1993

SENECA L. DONAHUE

vs.

GARRY E. DONAHUE

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

ORDER:

And now, this 14 day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the September 21, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

918.

Filed September 14, 1993
@ 1:32 PM

Tax & entry Pd 9-20-93 50.50 ✓
User's Fee Pd 9-20-93 5.00 ✓
Sheriff's Costs P 25.00
Pro Pd 9-20-93 5.00 ✓

9-20-93 Received from Plff Sheriff's Cost 25.00
9-20-93 Pd Sheriff 25.00 Ck#1223

Sep. 14, 1993 Sheriff's Return filed. SERVED Garry E. Donahue personally on September 14, 1993 at 2:15 PM by handing a copy of the Protection from Abuse to him at the place he was working on North Cottage Street and Steers Alley in Meadville, Crawford County,PA.
So answers, James Withers, Constable/Deputy
Robert M.Stevens, Sheriff

Sept. 28, 1993 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 27th day of September, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 9-14-93, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to Garry E. Donahue and to County Control.

Any provisions of the Protection from Abuse Order of 9/14/93 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller, J

Oct. 5, 1993 Copies of order to Plaintiff and Defendant

1993

Pepicelli, Youngs & Youngs
Lisa Pepicelli Youngs

919.

RICHARD E. SCHNARRS and BARBARA J. SCHNARRS, husband and wife

vs.

ROSEMARY PRENATT and GRACE PRICE LOCKWOOD, their heirs successors and assigns

filed September 14, 1993
@ 2:25 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Pro.Co. pd 11/16/93	9.00

COMPLAINT IN ACTION TO QUIET TITLE
3 copies atty.

Sept. 21, 1993 Sheriff's Return filed. SERVED Rosemary Prenatt personally on September 17, 1993 at 2:21 PM by handing her a copy of the Complaint in Quiet Title at her residence, R.D. #2, Box 48, Guys Mills, Crawford County, PA.
So answers Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Sept. 29, 1993 Proof of Service filed. I certify that a certified copy of the Complaint in the foregoing Action to Quiet Title was mailed to Grace Price Lockwood at 6796 Spring Lake Road, Keystone Heights, FL 32656 on Sept. 14, 1993 by Certified Mail No. P 100 650 688, Return Receipt Requested, Rstricted Delivery and was received by Grace Price Lockwood on Sept. 20, 1993. A copy of the Return Receipt is attached hereto and marked Exhibit "A".
Lisa Pepicelli Youngs

Oct. 15, 1993 Affidavit of Service filed. I, Lisa Pepicelli Youngs, hereby certify that I am attorney for the above-named Plaintiffs; that the Complaint to Quiet Title, with notice to plead, was served upon the Defendant, Rosemary Prenatt, her heirs, executors and assigns by the Crawford Co. Sherif''s Dept. on Sept. 17, 1993, and upon Defendant Grace Price Lockwood, her heirs, successors and assigns by Certified Mail on Sept. 20, 1993; that since the Complaint was served, Defendants, their heirs, successors or assigns have neither entered an appearance nor filed an Answer or responsive pleading of any kind; and that the last day to file an Answer or other responsive pleading was Oct. 11, 1993. I understand that the statements made herein are subject to the penalties of 18 Pa. C.S.A. 4904 relating to unsworn falsification to authorities.
Lisa Pepicelli Youngs 10/15/93

Oct. 15, 1993 Motion to Discontinue Action to Quiet Title Against Defendant Grace Price Lockwook and Order, filed. 1993, it appearing athat the Complaint in the above action has been properly served upon all defendants, their heirs, successors and assigns, in accordance with the Rules of Civil Procedure; Plaintiffs having received a Quit Claim Deed from Defendant Grace Price Lockwood; and notice of this Motion to Discontinue and Notice of Motion for Judgment having been given to Defendants, their heirs, successors and assigns, accordance with Pennsylvania Rule of Civil Procedure No. 440 and Local Rules of Procedure No. L1066, leave is hereby granted to Pepicelli, Youngs and Youngs PC to discontinue actiion to quiet title against Grace Price Lockwood, her heirs, successors and assigns on behalf of Plaintiffs
BY THE COURT,
P. Richard Thomas, S.J.

Oct. 26, 1993 copy to L Pepicelli Youngs

Oct. 15, 1993 Motion For Judgment and Final Order and Order of Judgment Entry, filed. ORDER: AND NOW, this 15 day of October, 1993, it appearing that the Complaint in the above action has been properly served upon all defendants,their heirs,successors and assigns, in accordan with the Rules of Civil Procedure, and that no Answer or other responsive pleading has been filed or Appearance entered by or on behlaf of any of the defendants, it is hereby ordered, adjudged and decreed that Defendant, Rosemary Prenatt, her heirs, successors and assigns, are hereby forever barred from asserting any right, lien title or interest inconsistent with the respective interests of the Plaintiffs as set forth in their Complaint in all those certain pieces or parcels of land situate in the First Ward of the City of Meadville, Crawford Couonty, Pennsylvania, bounded and described as follows, to-wit;

PARCEL 1: (Crawford County Tax Identification Numbers 3300-14-G-23 and 3300-14-G-28)

Beginning at a point in the north line of the public street commonly known and referred to as North Street, said point being located at the southwest corner of the parcel herein described and also being located at the southeast corner of land now or formerly of Denise M. Bowen and William K. Bowen, her husband; thence in a northerly direction and along the east line of land now or formerly of Owens, Vinikas, Manross and McQuiston a distance of Two hundred twenty-five (225) feet to a point in the south line of the public street commonly known and referred to as Park Place; thence in an easterly directin along the south line of the public street, commonly known and referred to as Park Place a distance of fifty (50) feet to a point in the west line of land now or formerly of Lenora Terregino Scannell and Josephine Terregino Luhn; thence in a southerly direction along the west line of land of Scannell and Luhn and the west line of the second parcel of land herinafter described a distance of Two hundred ten (210) feet to a point in the north line of the public street commonly known and referred to as North Street; thence in a westerly direction along the north line of North Street a distance of fifty (50) feet to the point and place of beginning

PARCEL 2: (Crawford County Tax Identification Number 3300-14-G-22) Beginning at a point in the norlth line of the public street commonly known and referred to as North Street, said point being located at the southwest corner of theparcel herein described and further being located at the southeast corner of Parcel #1 hereinabove described; thence in a northerly direction along the east line of Parcel #1 hereinabove described a distance of two hundred ten (210) feet to apoint in the south line of the public street commonly known and referred to as Park Place; thence in a westerly direction along the south line of the public street known as Park Place a distance of 25.47 feet to a point in the south line of Park Place; thence in a southerly directio along the west line of land now or formerly of Anthony and Mary E. Terregino a distance of 210 feet to a point in the south line of North Street; thence in a westerly direction along the south line of North Street a distance of 25 feet to the point and place of beginning.

CONTINUED ON PAGE 501

20

1993

John Gagliotti.

920.

Glenn A. W. Thompson

STACY MELFI

vs.

FRENCH'S READY MIX and
FARMER'S INC.

Filed September 14, 1993
@ 2;28 PM

Tax & entry paid 50.25
User's Fee paid 5.00
Pro Co pd 11-15-96 5.00

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

Sept. 14, 1993 Upon praecipe of Defendant Attorney the Plaintiff is hereby rule to file a Complaint.

Sep. 17, 1993 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Oct. 4, 1993 Complaint filed.(2 copies Atty.)

Mar. 28, 1994 Praecipe to Have Notice of Default Judgment in the above-capt ioned matter filed by John P. Gagliottie, Esquire, Attorney for the Plaintiff.

Sept. 23, 1996, Petition for Entry of Judgment of Non Pros for Lack of Prosecution and order filed. RULE: AND NOW, this 23rd day of Sept. 1996 upon consideration of the defendant's Petition, a Rule is entered upon the plaintiff to show cause why a judgment of non pros should not be entered.

This rule is returnable the 1st day of Nov. 1996 in C. R. No. 1 of the Crawford CountyCourthouse, Meadville, Pa. at 11:00 a.m.

BY THE COURT,
Gordon R. Miller, J.

9/23/96 faxed to Thompson and Gagliotti.

Oct. 9, 1996 Certificate of Service by Defendants Attorney filed. The undersigned hereby certifies that true and correct copies of Defendant's Petition for Entry of Judgment of Non Pros for Lack of Prosecution, and of the Rule entered thereon, were served by United States First Class Mail upon John P. Gagliotti, Esq., counsel for Plaintiff, on the 25th day of September, 1996, and by both First Class Mail and Certified Mail to upon Plaintiff on the 30th day of September, 1996. Glenn A. W. Thompson, Esq.
Attorneys for Defendants

Nov 6, 1996 JUDGMENT OF NON PROS: AND NOW, this 1 day of November, 1996, it is ordered and decreed that judgment of non pros be entered in this action, for lack of prosecution.

Anthony J. Vardaro, J.

Nov 6, 1996 Faxed Gagliotti & Thompson

1993

Stranahan, Stranahan,
& Cline
Jack W. Cline

921.

Marsh, Spaeder, Baur,
Spaeder & Schaaf
Thomas M. Lent

GWEN L. HUGHES

vs.

V. R. ORDINARIO, JR., M.D.

Filed September 14, 1993
@ 3:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Pro. Co. Pd 1/19/94	9.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 1, 1993 Writ Return filed. SERVED V. R. Ordinario, Jr., M.D. on September 24, 1993 at 3:37 PM by handing a copy of the Summons to Nancy Ordinario, Secretary and Adult in Charge at his office, 200 Third Street, Professional Building, Conneaut Lake, Crawford County, PA 16316.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 7, 1993 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Thomas M. Lent for Defendant filed.

Oct 7, 1993 Praecipe For Issuance of Rule to File Complaint, filed.
Oct. 7, 1993 (issed atty)

Oct. 12, 1993 Notice of Service of Rule to File Complaint, filed.

Jan. 10, 1994 AND NOW, Jan. 10, 1994, 4:26 p.m., upon praecipe of defendant's attorney, judgment of NON PROS is hereby entered against the named Plaintiff for failure to file a Complaint within twenty days after being ruled so to do.

JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

H-76

Jan. 10, 1994 Notice of Service of Praecipe To Enter Judgment Non Pros, filed.

1993

Richard S. Rudolph

Ostroff & Kline, PC
Jonathan Ostroff

922.

Culbertson,Weiss,Schetroma and Schug
John B. Brautigam

DOLORES EASTON

vs.

JOHN F. JONES

Filed September 15, 1993
@ 2:18 PM

Tax & entry paid	50.50
Users' Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 11-14-94	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Sept. 24, 1993 Sheriff's Return filed. SERVED John F. Jones personally on September 22, 1993 at 3:39 PM by handing him a copy of the Complaint at his residence, 115 Lyons Street, Meadville, Crawford County, PA.
So answers, Secott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 26, 1993 Appearance of Culbertson, Weiss, Schetroma and Schug, by John B. Brautigam, Esquire, for defendant filed.

Nov. 10, 1993 Answer of John F. Jones, to Plaintiff's Complaint, filed.

Nov. 12, 1993 Notice of Service of Interrogatores and Request for Production of Documents and Things on behalf of Defendant filed.

Dec. 23, 1993 Certificate of Service filed. The undersigned hereby certifies that Answers to Plaintiff's Interrogatories and Request for Production of Documents were served by first class mail upon Richard S. Rudolph Esquire,Attorney for Plaintiff, on December 23, 1993, by forwarding him a copy of said Answers.
By: John B. Brautigam, ESquire

Feb. 9, 1994, Notice of Taking Depositions on Oral Examination of Dolores Easton, filed.

Oct. 19, 1994 Upon Praecipe of Plaintiffs attorney, Notice of Completion Of Discovery,filed.

Nov. 7, 1994 Upon praecipe of Plaintiff attorney the above captioned matter is settled, discontinued and ended of record.

1993

R. Christopher Brode

923.

Elizabeth Malc

KELLIE D. LESLIE

vs.

JAMES A. LESLIE

Filed September 15, 1993
@ 2:43 PM

Pd 11-8-93 .50
Tax & entry ~~Pd 5011-243~~ 50.50
User's Fee pd 11-8-93 5.00

Sheriff's costs 200.69
Pro Co pd 11-8-93 9.00

Baldue #215,19
Pd 10-18-93 50.00 envelope in drawer
165,19
pd 10-26-93 50.00
115,19
Pd 11-4-93 50.00
65 19
11-8-93 Reid #200.69
Sheriff's costs
11-8-93 paid
Robert M. Stevens,
Sheriff #200.69
Ck #200.69

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

Order:

And now, this 15 day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shallhave exclusive temporary custody of the minor children and temporary exclusive possessionof the marital home until further order Court.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for September 27, 1993 , at 11:30 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Sept. 21, 1993, I hereby deputize the Sheriff of Erie Co., PA. to serve the wtihin PFA according to law. The defendants alleged address is c/o employment: Goodyear Tire, Rt. 6 N, Edinboro, PA 16412.

SERVED James A. Leslie by deputizing the Sheriff of Erie Co., PA., as per a telephone call on Sept. 17, 1993. SErved on Sept. 17, 1993, at his palce of employment, Goodyear Thoro-Tire, Edinboro Exit off Interstate 79. Affidavit will be forthcoming.

So answers,

Robert M. Stevens, Sheriff

Sept. 28, 1993 ORDER, filed. AND NOW, September 27, 1993, the parties appeared in open court with counsel and agareed to a settlement of this matter with admission, that is the Defendant admists that he has physically abused Justin Peterson. In accordance with the agareement of the parties, it is ORDERED as follows:

1. The Defendant should not assault, abuse, harass or threaten Justin Peterson.

2. The marital residence is hereby awarded to Kellie D. Leslie. The Defendant shall not go to said residence nor the Plaintiff's place of employment or training nor to the school where Justin Peterson is enrolled.

3. The Defendant may visit and take his daughters, Amanda and Ashlee, into his custody at the following times under the following conditions:

A. Every Wednesday afternoon between the hours at 5:30 o'clock p.m. and 8:00 o'clock p.m.

B. Every other Satusrday from 9:00 o'clock a.m. to 5:00 o'clock p.m. commencing with Saturday October 2, 1993.

C. September 27, 1993, between the 5:00 o'clock p.m. and 8:00 o'clock p.m.

D. All of these visitations shall take place at ther Defendnat's mother's home, that is Judy Leslie.

E. Transportation for these visitations shall be provided by thePlaintiff.

4. Primary physical custody of Amanda and Ashlee shall be with the Plaintiff.

5. These provisions with respect to custody and visitation are binding on the parties until a court of competent jurisdiction in a custody or visitation action provides otherwiae.

6. The Plaintiff shall not invite the Defendant to violate this Order.

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

8. A copy of this Order shall be delivered to the Pennsylvania Stae Police at Meadville and to County Control.

9. This Order shall remain in full force and effect until September 26, 1994 unless modified or terminated by further Order of Court.

10. The Defendant shall pay record court costs at the rate of $50.00 per week directly to the Prothonotary's Office until the court costs are paid in full. The first paymetn shall be made on or before Friday, October 8, 1993.

11. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence up to six (6) months.

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

Sept. 28, 1993 copy faxed to PA SPD.
Oct. 5, 1993 copy to PSP, Co. Control, C. Brode, E. Malc, Plf. & Dft.

Oct. 22, 1993 Petition to Amend Ordr and Order. AND NOW, to-wit this 22nd day of October, 1993, it is hereby ORDRED, ADJUDGED AND DECREED that the Defendant, James A. Leslie shall have custody of his daughters every other Saturday from 9:00 a.m. until Sunday at 5:00 p.m. commencing with Saturday October 2, 1993, in addition to the other custody provisions set forth in the Order at the above term and number dated September 27, 1993. Gordon R. Miller, P.J.
Nov. 3, 1993 copy to C. Brode, E. Malc

1993

Peters, Lindsay,
Lewis & Gagliotti
John P. Gagliotti

924.

JAMES A. ADAIR, SR. and
JOSEPHINE E. ADAIR, his
wife

vs.

LUCY P. GILLINGHAM, JR.

Filed September 15, 1993
@ 3:29 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Pro.Co. pd 12/3/93	9.00

EX1994-2

COMPLAINT IN ACTION FOR MORTGAGE FORECLOSURE
1 copy Sheriff

Sept. 24, 1993 Sheriff's Return filed. SERVED Lucy P. Gillinham, Jr., personally on September 23, 1993 at 2:41 PM by handing her a copy of the Complaint in Mortgage Foreclosure at her place of employment, William Gordon residence, 686 Walnut Street, Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 16, 1993 Notice of Default Judgment filed.

And Now, December 3, 1993 at 3:18 P.M. upon praecipe of plaintiff's attorney, John P.Gagliotti, Esquire, with notice of Intention to file Default Judgment attached, judgment is entered in favor of the Plaintiff and against the Defendant.

G-101;

Judgment
Barbara H. King
Prothonotary

1993

Culbertson, Weiss, Schetroma & Schug, PC John B. Brautigam 925.	DAVID J. LINZ vs. JOSEPH C.LONGO, FRANK NADER, JR., individually and d/b/a NADER TRUCKING and EXSKINE XPRESS, INC. Filed September 15, 1993 @ 3:59 PM Tax & entry paid 50.50 User's Fee paid 5.00	COMPLAINT IN CIVIL ACTION 2 copies Sheriff 1 copy atty.

1993

Cusick, Madden, Joyce & McKay
James E. Douglas

926.

THOMAS, TRUAX, SPADAFORE & WALKER
Emil M. Spadafore, Jr.

DANA A. MATTERN

vs.

ALICE MATTERN

Filed September 16, 1993
@ 2:13 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro.Co. pd 3/08/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 12, 1993 Complaint filed. (1 copy aty)

Oct. 11, 1993 Writ Return filed. SERVED Alice Mattern personally on September 30, 1993 at 4:29 PM by handing a copy of the Summons to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 15, 1993 Notice Of Intention To TakeDefault Judgment filed.

Dec. 8, 1993 Answer filed. (1 copy atty.)

Dec. 17, 1993, Notice of Service of Plaintiffs First Request for Production of Documents filed.

Dec. 17, 1993, Certificate of Servcie of Plaintiffs Expert Interrogatories Propounded upon defendant, Alice Mattern, filed.

Jan. 13, 1994 Certificate of Service of Interrogatories, filed.

Feb. 2, 1994, Certific ate of Service of Interrogatories and Request for Production, filed.

Mar. 21, 1994 Certificate of Service of Answers to Interrogatories and Request for Production filed.

Jun. 20, 1994 Certificate of Service filed. I Certify that a true and correct copy of Answers to Requesst for Admission was served upon counsel for the Plaintiff, James E.Douglas, Esquire, First Western Bank Building,P.O.Box 91, Sharon,PA 16146, by United States first-class mail, postage prepaid.
Date: 6-15-94 Emil M.Spadafore,Jr.

June 30, 1994 Notice of intent to Complete Discovery, filed.

Nov. 3, 1994 Certificate of Readiness filed.

Nov.7,1994 Notice of Deposition of William Keith Petrella, D.O., filed.

Nov. 7,1994 Certificate of Service filed. I, JAMES E. DOUGLAS, ESQUIRE,do hereby certify this 4th day November, 1994,that I personally served the Notice of Deposition of William KeithPetrella, D.O.,in the t above-captioned matter by regular first class mail to the persons set forth below:

Emil M.Spadafore, Esquire
Old Post Office Building
296 Chestnut Street
Meadville,PA 16335

Evelyn S.Perry
Court Reporter
P.O.Box 178
Girard,OH 44420

William Keith Petrella, D.O.
c/o Headache Center
303 Conneaut Lake Road
Meadville, PA 16335

By: James E. Douglas, Esquire, Atty. for Pltf.

Dec. 12, 1994 Certificate Of Service filed.

1995 February Civil Trial List

Feb. 8, 1995 Oral Deposition of W. Keith Petrella, D. O., filed.

Feb.28, 1995 Upon Praecipe of James E.Douglas, Esquire, Attorney for Plaintiff, this civil action settled and discontinued as toall claims asserted by all parties, filed.
Date: 2-23-95 By: James E.Douglas, Attorneys for Plaintiff

1993

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
Lawrence C. Bolla

927.

SAINT VINCENT HEALTH CENTER

vs.

MARK J. MAURANA and DENISE M. MAURANA

Filed September 16, 1993
@ 2:13 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	31.00
Pro Co pd 11-10-93	9.00
Pro.Co. pd 12/2/94	5.00
~~Pro Co pd 4-4-95~~	~~6.00~~

In Error

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 5, 1993, Sheriffs Return filed. SERVED Mark J. Maurana on Sept. 27, 1993 by having (3:41 P.M.) a copy of Complaint to Denise M. Maurana, his authorized agent, inthe sheriffs office, Third Fl., Courthouse, Meadville, Pa. Signed acceptance of service attached.

SERVED Denise M. Maurana personally on Sept . 27, 1993 at 3:40 p.m. by handing her a copy of Complaint in Sheriffs office, Third Floor, Courthouse, Meadville, Pa.
So answers, Carole Stefanucci, dep. Sheriff
Robert M. St evens, sheriff

And Now, Nov. 10, 1993, upon praecipe of plaintiff's attorney judgment is hereby entered against the defendant, above captioned, in the sum of Three thousand nine hundred fifty dollars and 10/100 plus interest from September 17, 1993 and all costs of suit for failure to answer or otherwise plead, against all defendants.
Entered 11-10-93 Debt: $3,950.10 plus interest and costs
M. - 44, 114 JUDGMENT
Barbara H. King, Prothonotary
11-16-93 Notice of entry of Judgment sent to Dfts.

Dec. 2, 1994 Upon Praecipe of Lawrence C. Bolla, Esquire, the judgment entered in the above matter is marked satisfied of record.

Mar. 29, 1995 Certificate of Service of Praecipe For Discontinuance, filed.

In Error ~~Mar. 29, 1995 Upon praecipe of plaintiff attorney the above captioned case is marked settled and discontinued and ended of recorded~~.

1993

Federman & Phelan
Frank Federman

928.

PNC BANK, N.A., successor in interest to FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

GARY SACKETT
BEVERLY SACKETT

Filed September 16, 1993
@ 2:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro.Co. pd 12/28/93	9.00

CIVIL ACTION/MORTGAGE FORECLOSURE
2 copies Sheriff

Sept. 24, 1993 Sheriff's Return filed. SERVED Gary Sackett personally on September 22, 1993 at 3:30 PM by handing a copy of the Complaint in Mortgage Foreclosure to him at his residence, 651 Madison Avenue, Meadville, PA 16335.

SERVED Beverly Sackett on September 22, 1993 at 3:31 PM by handing a copy of the Complaint in Mortgage Foreclosure to Gary Sackett, her husband, at their residence, 651 Madison Avenue, Meadville, Crawford County, PA 16335.

So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Dec.28, 1993 at 2:51 PM upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendnats for failure to file an Answer to Plaintiff's Complaint and the damages are assessed at Seven thousand six hundred Ninety-nine and 74/100 Dollars.

S-75; S-25:
Entered 12-28-93
Atty. Federman

Debt $7,699.74
Interest (6/19/93 to 12/21/93 $225.70 included)
Judgment
Barbara H. King
Prothonotary

EXECUTION 1993 - 115

1993

Pepicelli, Youngs & Youngs, PC
Andrew S. Bacallao

929.

NICHOLAS E. SVIDUNOVICH

vs.

SARAH SVIDUNOVICH

Filed September 16, 1993
@ 3:52 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
1 Add'l Ct pd 11-13-96	15.00
State pd 11-13-96	5.00
Pro Co pd 6-9-97	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Sep. 20, 1993 Proof of Service filed. I hereby certify that a copy of Complaint in Divorce was served upon the Defendant, Sarah Ann Svidunovich, by mailing the same to her at Hartman Street, 749B Meadville, PA 16335, by Certified Mail, Addressee Only, Return Receip Requested, Number P 100 650 686. Said Complaint was received on September 17, 1993, signed receipt attached hereto as Exhibit "A". September 20, 1993 By Andrews S. Bacallao, Esquire

June 14, 1994 Affidavit of Consent of Plaintiff, filed.

Nov 1, 1996 Petition For Equitabel Distribution of Property.

May 15, 1997 Affidavit of Consent of defendant filed.

May 15, 1997 Waiver of Notice of Intention to REquest Entry of Divorce Decree (dft) filed.

June 4, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

June 4, 1997 Affidavit of Consent of Plaintiff, filed.

June 4, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 11, 1997 AND NOW, June 10, 1997, it is ORDERED and DECREED that NICHOLAS E. SVIDUNOVICH, Plaintiff, and SARAH ANN SVIDUNOVICH, are divorced from the bonds of matrimony.

Commencing with the first day of the next month following the date of this Decree, and for the ensuing twenty-three (23) months, Plaintiff Nicholas E. Svidunovich shall pay to the Defendant Sarah Ann Svidunovich the sum of Two Hundred Fifty Dollars ($250.00) per month. The total payments shall equal Six Thousand Dollars ($6,000.00) which is deemed to be by way of property distribution, and not alimony. Said payments shall not be subject to modification for any reason, including the death, remarriage, or cohabitation of Defendant. Should the Defendant die before she receives the twenty-fourth monthly payment, the balance of all such payments shall be paid, monthly, to the Defendant's son, Robert Watts.

The parties having withdrawn all other economic claims, this Court relinquishes jurisdiction.

BY THE COURT:
Gordon R. Miller, J.

30

1993

Watts & Pepicelli
Theodore H. Watts

930.

IN THE MATTER OF SALE OF A CERTAIN PARCEL OF LAND SITUATE IN WEST MEAD TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA, BELONGING TO THE CONNEAUT SCHOOL DISTRICT, CRAWFORD CENTRAL SCHOOL DISTRICT AND THE PENNCREST SCHOOL DISTRICT, ALL IN CRAWFORD COUNTY, PENNSYLVANIA JOINTLY OPERATING THE CRAWFORD COUNTY AREA VOCATIONAL TECHNICAL SCHOOL

Filed September 16, 1993
@ 3:53 PM

Tax & entry Pd 9-27-93 50.50
User's Fee Pd 9-27-93 5.00

PETITION FOR PRIVATE SALE OF UNUSED AND UNNECESSARY LANDS AND BUILDINGS

Order:

AND NOW, this 15th day of September, 1993, upon presentation of the foregoing Petition and upon due consideration thereof, the court fixes the 29th day of October, 1993 at 11:00 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Crawford County , Pennsylvania, or as soon thereafter at the attention of the Court may be had, as the time and place for a hearing on said petition and the petitioners are directed and ordered to give public notice of said proposed private sale by publication in the Meadville Tribune newspaper andin the Crawford County Legal Journal once a week for three successive weeks before the date fixed for said hearing and sale and by handbills, one or more of which must be posted on the property proposed to be sold, and at least five of which must be posted at conspicuous places within the vicinity of said real estate.

BY THE COURT
Gordon R. Miller,

Oct. 29, 1993 ORDER filed. **AND NOW**, this 29th day of October, 1993, upon presentation of the foregoing Petition and upon due consideration thereof, the Court fixes the 18th day of November, 1993, at 8:30 o'clock A.M. in Courtroom 2 of the Crawford County Courthouse, Meadville, Crawford County, Pennsylvania, or as soon thereafter as the attention of the Court may be had as the time and place for a hearing on said petition and the petitioners are directed and ordered to give public notice of said proposed private sale by publication in the Meadville Tribune newspaper and in the Crawford County Legal Journal once a week for three successive weeks before the date fixed for said hearing and sale and by handbills, one or more of which must be posted on the property proposed to be sold, and at least five of which must be posted at conspicuous places within the vicinity of said real estate.

BY THE COURT,
Anthony J. Vardaro, J.

11-5-93 Copy of Order to Atty. Watts

Nov. 18, 1993 Affidavit of Posting Hand Bills, filed.

Nov. 18, 1993 FINAL ORDER, filed. AND NOW, to wit: this 18th day of November, 1993, a Petition for Private Sale of certain real estate situate in West Mead Township., Crawford County, Pennsylvania, having beenpresented on September 16, 1993, by the Conneaut School District, Crawford Central School District and PENNCREST School District, as well as the Board of School Directors of the Crawford County Area Vocational Technical School, all in Crawford County, Pennsylvania, and the Court having fixed November 18, 1993, at 8:30 o'clock , A.M. as the time for hearing on said Petition, and an affidavit having been filed indicating the posting of hand bills, one or more of which was posted on the property proposed to be sold, and at least five of which were posted in comspicuous places within the vicinity of said real estate, as required by law, and it appearinga to the Court that proofs of publication of said sale in the Crawford County Legal Journal and Meadville Tribune will be filed indicating publication in the Meadville Tribune newspaper three times on 11/1.93, 11/8/93 and 11/15/93 in accordance with the law and the psrior order of this Court, and it further appearing to the Court that no objections have been filed to the further appearing to the Court that no objections have been filed to the proposed sale;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Court is satisfied that proper public notice of the proposedsale and this hearing have been given by publication in the Meadville Tribune newspaper, a newspaper of general circulation and by the posting of hand bills.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the petitioners, the Conneaut School District, the Crawford Central School District, the PENNCREST School Distarict and the Board of School Directors of the Crawford County Area Vocational Technical School, all in Crawford County, Pennsylvania, they are hereby authorized and directed to sell at private sale to Robert Morrison, for the sum of $10,000.00 the following described parcel of land, to wit:

ALL that certainpiece or parcel of land situate in the West Mead Township, Crawford County, Pa., bounded and described as follows:

ALL that certain lot number 6 of the Plan of Lots known as The Ellis Heights Subdivision, as revised, said Plan of Lots established and created by Murray H. Ellis and Rachel A. Ellis, his wife, and recorded among the records of Crawford County, Pa., in Crawford County Plan Book 3, Page 80.

BEING the same land conveyed to Conneaut School District, Crawford Central School District and SPENNCREST School District by Deed of Rachel A. Ellis, widow, dated December 15, 1977 and recorded December 16, 1977 in Deed Book 513, Page 358.

The Court is satisfied that all of the requirements of Section 707 of the Public School Code of 1949, Act of March 10, 1949, P.L. 30 (24, P.S. 7-707) insofar as the private sale of unused and unnecessary lands and buildings of school distaricts is concerned, have been satisfied.

The Petitioners are ordered and directed to make a return of sale tot he Court after the sale has been consummated and the deed executed and delivered

BY THE COURT
Anthony J. Vardaro, J.

Nov. 23, 1993 copy to T.Watts

1993

Peters, Lindsay,
Lewis & Gagliotti
Brian J. Lindsay

931.

Peterson & Gula
Richard A. Peterson

10-5-93 Rec from Deft. Med. Dep. #150.00

JOANNE LYNN BICKERTON

vs.

DAVID MATTHEW BICKERTON

Filed September 17, 1993
@ 9:41 AM

Tax & entry paid 50.50
User's Fee paid 5.00
William Pineo, Mediator
Pro Co pd 7-21-94 150.00
Users fee pd 7-21-94 5.00
Pro.Co. pd 7/24/95 9.00

COMPLAINT IN DIVORCE, CUSTODY/VISITATION
no copies

Order:
AND NOW, this 17 day of September, 1993, it is hereby ordered that Joanne Bickerton shall have primary physical custody of Brandon Bickerton and Kayla Bickerton, for a week at a time, beginning Saturday September 16, 1993 at 12;00 noon until the following Saturday at 12:00 noon Defendant shall then have primary physical custody of the children for a week and the parties shall alternate weekly thereafter until further order of court.
Each party shallhave the exclusive possession of the marital residence for these periods of custody. The entry of this order shall not prejudice either party's claim to custody.
the parties agree that maternal grandmother, Kathleen Bartholomew shall continue to provide primary babysitting during evening hours. Father shall provide babysitting during the hours of 3:00 p.m. to 4:30 pm. Monday through Friday.

BY THE COURT:
Anthony J. Vardaro, J

Sep. 22, 1993 Affidavit of Service filed. I,Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 17th day September, 1993, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Divorce Complaint filed at the above term and number; and that I did on the 21st day of September, 1993, receive a duly executed return receipt dated September 20, 1993.
September 21, 1993 Brian J. Lindsay, Esquire

Oct. 5, 1993 County-Complaint For Custody and Order, filed. ORDER: You, Joanne Lynn Bickerton, have been sued in Court to obtain custody of Brandon Matthew Bickerton and Kayla Ann Bickerton.
You ar ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo for amediation 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 mayissue a warrant for your arrest.
Date: 9-29-93 Gordon R. Miller, P.J.
Oct. 12, 1993 copy to B. Lindsay, W. Pineo & R. Peterson

Mar. 24, 1994 Affidavit of Consent of Plaintiff filed.

July 18, 1994 Petition For Equitable Distribution and RULE TO SHOW CAUSE filed. AND NOW, this 18th day of July, 1994, this Court hereby issues a Rule upon David M. Bickerton to Show Cause, if any he has, why Joanne L. Bickerton should not become the sole and exclusive possessor of the former marital residence.
Said Rule is returnable for hearing and argument the 22nd day of August, 1994, at 1:30 o'clock P.M. in Courtroom 2 of the Crawford Co. Courthouse.
BY THE COURT:
Gordon R. Miller, J.
July 18, 1994 Copy Faxed to Atty. Lindsay; copy faxed to Atty. Peterson.

Aug. 3, 1994 Marital Settlement Agreement filed.

Aug. 3, 1994 Affidavit of Consent of Defendant filed.

Aug. 5, 1994 Consent Custody Order filed. AND NOW, this 5th day of August, 1994, the Court, in consideration of the following Agreement of the parties to this action, does hereby enter the following as a Consent Order based on the terms of said Agreement:

AGREEMENT

AND NOW, this 25th day of July, 1994, the parties Joanne Lynn Bickerton,(hereinafter called "Mother"), and David Matthew Bickerton, (Hereinafter called "Father"), agree as follows:
1. The parties shall share legal and physical custody of the subject minor children, Brandon Matthew Bickertown and Kayla Ann Bickerton. That is, each parent is entitled to take part in all major decision making regarding the children. Further, each parent shall have access to all records and all person's involved in the lives of their children, including but not limited to medical, dental, educational and religious and psychological or psychiatric personell.
2. The parties shall share with each other any and all information which may have regarding the health, education and the major events in the life of the subject minor children.
3. The children shall reside primarily with Plaintiff/Mother subject to the following visitations of the father.
a. Every other weekend from Saturday at 12:00 noon until Sunday at 7:00 p.m.
b. The subject minor children shall have the right to telephone the parent not having physical custody at reasonable time and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.
4. Holiday visitations shall be arranged as follows:
a. Plaintiff shall have the children from Christmas Eve at 5:00 p.m. until 11:00 a.m. on Christmas Day.
b. Defendant shall have the children from 11:00 a.m. until 9:00 p.m. on Christmas Day.
c. Thanksgiving holiday visitation shall be arranged as follows: Defendant shall have the subject minor children from 9:00 a.m. until8:00 p.m.
d. The holidays to be observed are: Memorial Day, Independence Day, and Labor Day.Holiday visitation shall between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended at 11:00 p.m. so that the children may watch the fireworks The Defendant shall have visitation on the holiday next following the entry of this Order which is Memorial Day and the parties shall thereafter alternate the holiday periods.

Continued to Page 431

1993

Quinn, Buseck,
Leemhuis, Toohey,
and Kroto, Inc.
Lawrence C. Bolla

932.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

ARNOLD JOHNSON and
LINDA WARNER JOHNSON

Filed September 17, 1993
@ 1:40 PM

Tax & entry paid	15.00
Pltf. on orig.	88.50
Sheriff's Costs	37.00
Pro.Co. Pd 11/1/93	9.00
Pro Co pd 9/30/94	5.00

WRIT OF REVIVAL

of

A.D. 1989 - 766

Writ of Revival indexed against the defendants in favor of National Fuel Gas Distribution Corporation the plaintiffs, in the sum of One Thousand Seven Hundred seventy-three and 35/100 with interest and cost of suit.

Debt---------- $1,773.35
Interest from August 29, 1989
Barbara H. King, Pro
J - 208 - 225
Issued Sheriff

Oct. 1, 1993 Writ Return filed. SERVED Arnold Johnson personally on September 24, 1993 at 3:12 PM by handing a copy of the Writ of Revival to him at his residence, 1188 Pomona Alley, Meadville, Crawford County, PA.
SERVED Linda Warner Johnson on September 24, 1993 at 3:13 PM by handing a copy of the Writ of Revival to ARnold Johnson, her Husband, at their residence, 1188 Pomona Alley, Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Nov. 1, 1993 at 1:29 PM upon praecipe of Plaintiff's attorney, with notice of INtention to file Default Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for want of an answer and the same is liquidated at the sum of One Thousand Seven hundred Seventy-three and 35/100 Dollars with interest from August 29, 1989, plus the costs of this action.

J'208;J-225:
Entered 11-1-93
Atty. Bolla

Debt $1,773.35
Interest from August 29, 1989
Judgment
Barbara H. King
Prothonotary

Sept. 27, 1994, upon praecipe of plaintiff attorney, the above judgment received satisfaction in full of this judgment, debt, interest and costs and hereby discharges the same of record.

1993

William J. Gregg

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

933.

WENDY M. PERCY

vs.

MARK E. PERCY

Filed September 17, 1993
@ 2:33 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l count paid	15.00
State paid	10.00
Pro.Co. pd 11/8/95	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
2 copies atty.

Oct. 1, 1993 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the aboave named Defendant by certified mail, addressee only, return receipt requested, dated September 21, 1993. The Defendant acknowledged service on September 27, 1993 by accepting delieryon that date as evidenced by the attached signed return receipt.
James R. Irwin

Nov. 1, 1995, Affidavit of Consent of plaintiff filed.

Nov. 1, 1995, Affidavit of Consent of defendant filed.

Nov. 8, 1995Separation & Property Settlement Agreement, filed.

Nov.8, 1995 Upon Praecipe of William J. Gregg, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Nov. 21, 1995 DECREE AND ORDER filed. AND NOW, November 20, 1995 it is ordered and decreed that Wendy M. Percy, plaintiff and Mark E. Percy, defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain Marriage Settlement Agreement between the parties dated October 23, 1995 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this decree and order.

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

34

1993

Jorden & White,
Harry Faber White II

934.

FRANK L. FIELD

vs.

SHELBY A. FIELD

Filed September 17, 1993
@ 4:21 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 2-10-94	9.00

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

Sep. 23, 1993 Affidavit of Service filed. Harry FAber White, II, attorney for Plaintiff in the above captioned matter, being duly sworn, deposes and says that he served the Notice to Defend andComplaint under Section 3301 (c) of theDivroce Code upon the Defendant, Shelby A.Field, by certified mail, ret urn receipt requested on September 21, 1993, at the Defendant's address, 13 South Water Street, Albion, PA 16401. TheDefendant's acceptance of the same is attached hereto.
September 23, 1993 Harry FAber White, II, Esq.

feb. 10, 1994 Affidavit of Consent of Plaintiff, filed.

Feb. 10, 1994 Affidavit of Consent of Defendant, filed.

Feb. 10, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

Feb. 17, 1994 AND NOW, February 16, 1994, it is ordered and decreed that FRANK L. FIELD, plaintiff, and SHELBY A. FIELD, 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.

1993

Barrett & Dratler
Bruce A. Barrett

935.

THE SANIBEL COMPANY

vs.

SANDRA J. LOWROS, individually and d/b/a DALE'S DRESS SHOP

Filed September 20, 1993
@ 11:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 6, 1993 SHERIFF'S RETURN, filed. SERVED Sandra J. Lowros on September 28, 1993 at 10:50 AM by handing a copy of the Complaint to Hazel Foley, Mother and Adult in Charge at the business, Dale's Dress Shop, Drake Mall, titusville, Crawford County, Pa.

SERVED Sandra J. Lowros, d/b/a Dale's Dress Shop on Septembr 28, 1993, at 10:51 AM by handing a copy of the Complaint to Hazel Foley, Adult in Charge at the business, Drake Mall, Titusville, Crawford County, Pa.

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

1993

Mazzotta, McCague
& Associates, P.C.
J. Michael McCague

936.

INTEGRA CARD SERVICES

vs.

MARK ALLEN ROGERS
LISA KAREN ROGERS

Filed September 20, 1993
@ 11:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	36.00
Pro Co pd 10-28-93	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 7, 1993 Sheriff's Return filed. SERVED Mark Allen Rogers on September 29, 1993 at 11:00 Am by handing a copy of the Complaint to Sandy Rogers, his Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
Served Lisa Karen Rogers personally on September 27, 1993 at 9:51 AM by handing a copy of the Complaint to her at her residence, R.D. #3 Box 464, Collier Drive, Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 28, 1993 Upon praecipe of Plaintiff attorney the above captioned action is settled and discontinued of record.

1993

937.

TERRIE A. MOORE

vs.

ROBERT A. MOORE

Filed September 20, 1993
@ 1:51 PM

Tax & entry pd 4/25/95 50.50
User's Fee pd 4/25/95 5.00
Sheriff's Costs pd 4/25/95 25.00
Pro Co pd 4/25/95 9.00
PRO CO. pd 4/25/95 5.00

Apr. 24, 1995 paid Sheriff costs $25.00 Ck 9128

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

Order:

And now, this 20 day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shall have exclusive temporary physical custody of the minor children and temporary exclusive possession of the marital home pending further order of court.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for September 28, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Sep. 21, 1993 Sheriff's Return filed. SERVED Robert A. Moore personally on September 20, 1993 at 4:05 PM by handing him a copy of the Protection from Abuse at the residence, 504 North Street, Meadville, Crawford County, PA.

So answers,

James Withers, Constable/Deputy
Robert M.Stevens, Sheriff

Sept. 30, 1993 Order filed. AND NOW, September 28, 1993, after a full hearing, the Court is satisfied by the fair weight of the evidence that the defendant has engaged in physical abuse, and therefore, ORDERS as follows:

1. The defendant shall not assault, abuse, harass or threaten his wife or any of the minor children named in the Petition.
2. The Plaintiff and children shall have exclusive possession of the marital residence.
3. The defendant shall not go to the marital residence. In fact, he shall not be within 100 yards of the marital residence.
4. The plaintiff shall have custody of the minor children. The Court does not now enter any visitation Order as the defendant has not asked for one. Both parties have a right to seek an appropriate Custody and Visitation Order through a custody proceeding.
5. The defendant shall have the right to call the plaintiff and communicate with her by telephone provided it is between 8 o'clock a.m. and 10 o'clock p.m.; and provided that he is sober, not under the influence of any alcohol or illegal substances, and is not abusive, harassing or threatening.
6. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable grounds to believe that it has been violated.
7. A copy of this Order shall be delivered to the Meadville Police Department and to County Control.
8. This Order shall remain in full force and effect for one (1) year from this date; that is, until September 27, 1994, unless modified or terminated by further Order of Court.
9. The defendant is reminded that this is a Court Order and any violation of this Order may be punishable by a fine up to $1,000 and a jail sentence up to 6 months.
10. Costs shall be paid by Crawford County as the defendant has no income.

BY THE COURT,
Gordon R. Miller, J

Sept. 30, 1993 Copies dist. to Pltf., Deft., Co Control & M.C.P.D.

Dec. 28, 1993 Assignment of Review Hearing Date filed: AND NOW, Dec. 28, 1993: The Court Administrator having been directed by the Court to schedule a review hearing date in the above matter, hereby sets a review hearing for January 3, 1994, at 11:30 A.M. in Courtroom 1, 2, or 3.

FOR THE COURT,
Ann A. Walker, Court Administrator

12-28-93 Copies dist. by Court

Continued on page 419

38

1993

Ferguson & Spataro
Douglas W. Ferguson

938.

R. Charles Thomas

GARY THEURET

vs.

Dennis Budna d/b/a
D & B CUSTOM WIRING

Filed September 20, 1993
@ 2:50 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro.Co. Pd 11/10/93	15.00
Pro Co pd 8-11-94	900

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

Sept. 20, 1993 Rules entered upon the Plaintiff to file a Complaint Issued.

Sep. 23, 1993 Proof of Service of Notice of Appeal and Rule to file Complaint, filed.

Oct. 1, 1993 Complaint filed. (2 copies Atty.)

Nov.8, 1993 Answer filed.

Nov. 10, 1993 Upon Praecipe of Douglas W. Ferguson, Esquire, Attorney for Plaintiff for appointment of ARbitrators, the following Arbitrators are appointed.

~~William Pineo~~, Chairman Brian Lindsay
John Fuller
David Hotchkiss

Dec. 16, 1993, ARbitrators take the qualifying oath.

Feb. 24, 1993 Notice of Hearing Before Board of Arbitrators, filed.

April 25, 1994 Decision of Arbitrators filed. And now, the 25th day of April, 1994, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find Judgment entered in favor of the Plaintiff and against the Defendant for $1,000.00 plus costs in the amount of $60.50.

Date: 4/25/94
B-43,D-186

DECISION OF ARBITRATORS
Barbara H. King, Pro.

April 26, 1994 Copies distributed to Attys. D. Ferguson and R. Charles Thomas.

Aug. 2, 1994 AND NOW, Aug. 2, 1994,3:33 p.m., upon praecipe of plaintiff attorney, judgment is hereby entered in the amount of $1,060.50 plus costs and interest from April 25, 1994, as set forth in the decision of the Board of Arbitrators entered thereon .

B-43

DEBT $1,060.50
JUDGMENT
Barbara H. King, Pro.

EXECUTION NO. 1994 - 48

1993

939.

Bruce Barrett

APPLICATION FOR EXTENDED
INVOLUNTARY TREATMENT

OF

WILLIAM HICKS

Filed September 20, 1993
@ 3:17 PM

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Section 303)

The Court finds that the patient is severely mentally disabled and in need of treatment. Accordingly, th ecourt orders that A. William Hicks impatient treatment which is the least restrictive treatment setting appropriate for the patient at MMC (Grove St.) as a severely mentally disabled person pursuant to the provisions of Section 303 of the Mental Health Procedures Act of 1976 for a period of twenty (20) days.

I have exlplained to the patient that if his/her conference was before a Mental Health Review Officer he/she may petition the court for a reivew of any decisions reached at this conference.

The patient was represented by Bruce Barrett, 965 S. Main St., Meadville, PA.

For the Court
John D. Petruso

Oct. 5, 1993 Results of Examination and Determination of Need for Continuted Treatment filed.

Oct. 8, 1993 Report of Mental Health Review Officer and Order, filed. ORDER: And now, October 7, 1993, upon consideration of thepetition 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 William J. Hicks be committed to Meadville Medical Center (Grove St) for treatment for a period not to exceed 90 days.

This order shall take effect when signed.

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

Oct. 13, 1993 copy to B. Barrett, MH/MR, MMC

1993

Mary Ann Kirkpatrick

940.

Barbara J. Walton

WILLIAM E. ROBERTSON

vs.

MARLENE M. ROBERTSON

Filed September 21, 1993
@ 9:13 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Sheriff's Costs	25.00
2 Add'l Cts. pd 7/6/94	30.00
User's Fee pd 7/6/94	10.00
master/deposit Pd 2-3-95	250.00
David Pickens, Master	
Pro Co pd 5-10-95	15.00
State pd 5-10-95	5.00

Pro.Co.pd 6/15/95 $9.00

6-14-95 Pd Ct Rep 45.00 from master/deposit
7-10-95 Recd $22.50 from Dft.
8-1-95 Rec'd from Plff Ct Rep fees 22.50

COMPLAINT IN DIVORCE
1 copy Atty.

Sep. 22, 1993 Sheriff's Return filed. SERVED Marlene M. Robertson personally on September 21, 1993 at 11:45 AM by handing her a copy of the Complaint in Divorce in theSheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M.Stevens, Sheriff

Jun.7, 1994 Affidavit of Consent by William E. Robertson, Plaintiff, filed.

Jul 1, 1994 Appearance of Barbara J. Walton, Esquire, Attorney for Marlene M. Robertson, Defendant, filed.

Jul. 1, 1994 Affidavit of Consent by Marlene M.Robertson, Defendant, filed.

Jul. 6, 1994 Petitionfor Additional Remedies and ORDER filed. And Now, this 13 day of July, 1994, upon presentation of the Petition for Additional Remedies filed by the Defendant in this action, it is hereby Ordered that the Petition shall be granted.
By The Court:
P. Richard Thomas, S.J.
7-13-94 Faxed to Attys.Walton& Kirkpatrick

Aug. 9, 1994, Inventory and Expense Statement of defendant filed.

Sep. 20, 1994 Inventory of Plaintiff, filed.

Jan. 16, 1995 Plaintiff's Income and Expense Statement, filed.

Feb. 3, 1995 Motion to Appoint Master and ORDER Appointing Master filed. And Now,a 2-6-, 1995, David W.Pickens, Esquire is appointed master in respect tothe following claims:
Alimony & Equitable Distribution.
If not filed already the parties are ordered to file their pretrial statements within thirty(30) days from this date.
By the Court:
Gordon R.Miller, J.
2-6-95 Faxed to Attys.Kirkpatrick, Walton & Picken.

Feb. 8, 1995 Notice of Scheduled Pre-Hearing Conference, filed.

Mar. 10, 1995 Summary of Pre-Hearing Conference, filed.

May 8, 1995 Petition for Additional Remedies, filed.

June 1, 1995, Pre-trial Narrative of Marlene Robertson filed.

June 1, 1995, Pre-Trial Narrative of William E. Robertson, filed.

Jun. 2, 1995 Master's Report and Recommendation, filed.

Jun. 2, 1995 Notice of Filing Master's Report, filed.

Jun. 12, 1995 Upon Praecipe of Mary Ann Kirkpatrick, Esquire, Attorney for Plaintiff, to transmit, case moved to Court.

DIVORCE DECREE FILED

June 15, 1995 AND NOW, June 15, 1995, it is Ordered, adjudged and decreed a follows:
1. The parties hereto are divorced from the bonds of matrimony.
2. Wife shall receige or retain the following items from the list of marital property:
Proceeds from sale of marital residence
Personal property in her possession
1989 Chevrolet
Her pension through Crawford Co.
3. Husband shall receive the following items from the list of marital property:
Husband's personal property, as currently in his possession.
Husband's pension at GPU
Husband's business, including the George DeVenney interest
Real estate on which business is located
1993 Truck
4. Husband will pay wife the sum of $15,000. He will pay $3,000 within 30 days of entry of the divorce decree and will make 24 monthly payments of $220, with any balance remaining after the 25th month from the date of the decree to be paid in full in a lump sum. The debt will incur simple interest at the rate of 6% per annum from the date of entry of the divorce decree. Husband may pay the debt at any time without penalty and no further interest will accrue.
5. Wife will assume responsibility for payment of the Chase credit card and Parent Plus student loan, and shall hold husband harmless with respect to collections of same.
6. Husband will assume responsibility for the debt to Kenneth Robertson and hold wife harmless with respect to collections of same. Husband also acknowledges that will pay off any spousal support arrearages owed as of the date of the divorce decree at the rate set forth in the existing spousal support order.

RECORD CONTINUED ON PAGE 40 (a) .....

1993 TERM

William E. Robertson

vs.

Marlene M. Robertson

RECORD CONTINUED FROM PAGE 40

of

AD 1993 - 940

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7. The parties waive any claims they may have for alimony, alimony pendente lite, counsel fees, costs and expenses.

8. The parties will execute any and all documents necessary to effectuate this agreement.

9. From the Master's Deposit already paid, the Prothonotary is directed to pay $45 to Lorraine Dallas, Reporter, forthwith.

10. The parties are each directed to pay $22.50 to the prothonotary as reimbursement of the Reporter's Fee, forthwith and before any divorce decree is released to them.

12. All claims raised in the pleadings which are not specifically dealt with herein are deemed denied.

BY THE COURT:
Anthony J. Vardaro, J.

_____TERM

1993

Peters, Lindsay,
Lewis & Gagliotti
Brian J. Lindsay

941.

TRACY YVONNE STEVENS

vs.

CASEY ALLEN STEVENS

Filed September 21, 1993
@ 10:33 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd	9.00
Pro co paid 6/3/94	5.00

COMPLAINT IN DIVORCE
2 copies atty.

Sept. 24, 1993 Affidavit of Service filed. I,Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 21st day of September, 1993, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Divorce Complaint filed at the above term and number; and that I did on the 24th day of September, 1993, receive a duly executed return receipt dated September 23, 1993. Brian J. Lindsay

Dec. 29,1993 Affidavit of Consent of Plaintiff, filed.

Apr. 14, 1994 Affidavit of Consent of Defendant filed.

Apr. 20, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

April 26, 1994 AND NOW, April 25, 1994, it is hereby ordered and decreed that TRACY YVONNE STEVENS, Plaintiff, and CASEY ALLEN STEVENS, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

May 27, 1994, UPon praecipe of plaintiff, NOTICE OF Election to Retake Maiden Name filed.
TO BE KNOWN AS: Tracy Yvonne Handy.

42

1993

942.

MARY S. HUGHES

vs.

JOHN D. HUGHES

Filed September 21, 1993
@ 3:12 PM

Tax & entry paid	10.50 ✓
User's Fee paid	5.00
Pro Co paid 9/21/93	5.00 ✓

CERTIFIED COPY OF DIVORCE DECREE FROM CAMERCON COUNTY

Sept. 21, 1993 Notice Of Election To Retake Maiden Name filed.
Mary S. Hughes TO BE KNOWN AS: Mary Sherwood Croot

1993

Emil M. Spadafore, Jr.

943.

HARTS LAWN & GARDEN

vs.

BERNIE WAGNER

Filed September 21, 1993
@ 3:34 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co.pd 10/15/93	9.00

JURY TRIAL DEMANDED

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Sept. 21, 1993 Proof of Service filed.

Oct. 13, 1993 Complaint filed. (1 copy Atty.)

Oct. 15, 1993 Affidavit of Service filed. I, Anne G. Mathews, being duly sworn according to law, deposes and says that she is the Paralegal to Emil M. Spadafore, Kr., Esquire, Attorney for the Plaintiff in this action and certifies that on October 14, 1993 she delivered to the Post Office in Meadville, PA for delivery to Bernard Wagner at R.D.#6, Meadville, PA 16335 , by first-class mail, a true and correct copy of the Complaint in this matter.
Oct. 14, 1993 Anne G. Mathews

Oct. 15, 1993, 11:40 A.M., And Now, upon Praecipe of defendant, judgment of NON PROS is hereby entered against the named Plaintiff for failure to file a Complaint within twenty days after being ruled so to do.

JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

H-184

Nov. 1, 1993 Answers and Counterclaim filed.

Nov. 22, 1993, Preliminary Objections to Defendant's counterclaim filed.

Dec. 6, 1993 Certificate of Service filed. I certify that a true and correct copyy of the Preliminary Objections were served upon Defendant, Bernard Wagner,by delivery to him at his address of 201 Lighthouse Cove, Conneaut Lake, Pennsylvania 16316, by United States first-class mail, postage prepaid on November 24, 1993.
Date: 12/2/93 Emil M. Spadafore, Jr., Esq. for Plaintiff

1993

944.

KIMBERLY LOUISE McKEE

vs.

STEPHEN GARRY WATKINS

Filed September 21, 1993
@ 4:28 PM

Tax & entry Pd. 9/28/93 50.50
User's Fee Pd. 9/28/93 5.00
Sheriff's costs pd. 25.00
Pro Co. pd.9/28/93 5.00
Pro Co. pd 10/5/93 5.00

9-28-93 Received from Deft Sheriff's costs 25.00
9-29-93 Pd Sheriff Ch#7814 25.-

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

ORDER:

And now, this 21 day of September, 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: shall not contact plantiff at place of employment by phone or physical appearance. there. Also shall not contact plaintiff at her parents home by phone or physical appearance. The Plaintiff shall have exclulsive possession of 723 Graff AVe. pending further order of court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 1, 1993 , at 11:30 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Sept. 22, 1993 Sheriff's Return filed. SERVED Stephen Garry Watkins personally on Sept. 22, 1993 at 9:00 AM by handing him a copy of the Protection from Abuse at the residence, 723 Graff Ave., Meadville, Crawford Co., Pa. He had until 12:00 Noon that day to be out of residence.
So answers,
Robert M. Stevens, Sheriff

Oct. 5, 1993 Motion To Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 5th day of October, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of Sept. 21, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.
A true and correct copy of this Order shall be delivered by the Prothonotary to Meadville Police Dept. and to County Control.
Any provisions of the Protection from Abuse Order of Sept. 21, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller, J.

Oct. 6, 1993 Copy of Order to MPD, Co. Control, copy mailed to Plf., Dft.

1993

Brian J. Lindsay

945.

James R. Irwin

MARSHAEL R. JONES

vs.

WILLIAM HENRY, SR.

Filed September 22, 1993
@ 10:39 AM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Sept. 22, 1993 Rule entered upon the Plaintiff to file a Complaint Issued.

Sept. 24, 1993 Proof of Service filed.

Oct. 12, 1993 VERIFICATION OF SERVICE, filed. I, Stacey L. Ferrari, do hereby verify that I did serve a true copy of the Complaint filed at the above term and number on the above-named Defendant's attorney, James R. Irwin, Esquire, at 360 Chestnut St., Meadville, Pa. 6335, the 9th day of October, 1993.

Oct. 8, 1993 Complaint filed.

Oct. 28, 1993, Preliminary Objections to Complaint filed.

May 23, 1997 Defendants consent to Amended Complaint filed.

June 10, 1997 First Amended Complaint, filed.

June 16, 1997 Motion to Withdraw Appearance and order filed. ORDER: AND NOW, this 12 day of June 1997 James R. Irwin Esq. is hereby authorized to withdraw his appearance on behalf of dft. in above case. Anthony J. Vardaro J.
6/17/97 faxed to Lindsay and Irwin

1993

Melvin S. Mantz

Swanson, Bevevino & Millin, PC
Timothy R. Bevevino

946.

FIRST DEPOSIT NATIONAL BANK

vs.

BENNETT L. WHEATON a/k/a BENNETT LEE WHEATON

Filed September 22, 1993
@ 1:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	36.00
Pro Co pd 12-3-93	9.00
Pro paid 7/15/96	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 7, 1993 Sheriff's Return filed. SERVED Bennett L. Wheaton personally on September 30, 1993 at 9:00 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, December 3, 1993, upon praecipe of plaintiff's attorney judgment is entered in favor of the above named Plaintiff and against the Defendant, for failure to file an Answer in the above action within twenty (20) days from the date of service of the Complaint and assess Plaintiff's damages as follows: Three Thousand Eight Hundred Ninety Dollars and 74/100 including interest and Attorney's Fees.
Entered 12-3-93 Debt: $3,890.74 including int. & Atty's Fees
W - 25
JUDGMENT
Barbara H. King, Prothonotary

May 22, 1996 Motion for Sanctions filed on behalf of Plaintiff filed.

May 22, 1996 Brief in Support of Motion for Sanctions filed on behalf of Plaintiff filed.

May 22, 1996 Praecipe filed.

July 3, 1996 Upon Praecipe of plaintiff attorney, Motion for Sanctions withdrawn, filed.

July15, 1996, Upon praecipe of planitiff attorney, the above captioned judgment is hereby marked satisfied of record.

1993

Swanson, Bevevino & Millin, PC
Timothy R. Bevevino

947.

FIRST DEPOSIT NANTIONAL BANK

vs.

WILLIAM D. RITTS

Filed September 22, 1993
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	25.00
Pro Co Pd 12-20-93	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 5, 1993, sheriffs Return filed. SERVED William D. Ritts on Sept. 29, 1993 at 9:38 a.m. by handing a copy of complaint to Kim Zapatka, Adult in charge at the residence, R. d. #1, Golden Drive, crawford County, Meadville, Pa.
So answers, Scott D. Young, Dep. Sheriff
Robert M. stevens, Sheriff

And Now, Dec. 20, 1993, at 2:18 p.m. upon praecipe of plaintiff attorneys, with copy of default notice attached, Judgment is hereby entered in favor of pl aintiff and agasint the defendant for want of an answer, damages assessed in the sum ofTwo Thousand Four Hundred Ninety five and 61/100 dollars,

Judgment entered
12/20/93
R. - 175

Debt -- $2,495.61
(includes int. of $135.79 & atty fee- 393.00)

JUDGMENT
Barbara H. King,
Prothonotary

EXECUTION 1993 - 111

FEb. 14, 1994, SUGGESTION OF BANKRUPTCY filed.

1993

Schroeck & Assocaites
George M. Schroeck

Mark O.Prenatt

948.

~~MacDonald, Illig, Jones & Britton T. Warren Jones for Dft. Saavedra~~ withdrawn

Matthew W.McCullough for Deft Saavedra
Quinn,Buseck,Leemhuis, Toohey & Kroto,Inc.
John M. Quinn,Jr.
for Meadville Med. Ctr.

Patricia J.Kennedy
for Meadville Medical Center, Defendant

Marsh, Spaeder, Baur, Spader, & Schaaf
Thomas M. Lent
Digenes A. Saavedra

PEGGY ANN MURPHY and JOSEPH M. MURPHY, her husband

vs.

DIOGENES A. SAAVEDRA, M.D. P.C. and MEADVILLE MEDICAL CENTER

Filed September 22, 1993
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro.Co. pd 5/10/95	30.00
User's Fee pd 5/10/95	5.00

filed.

Jury Trial Demanded

✓ WRIT OF SUMMONS
Issued Sheriff

✓ Sept. 29, 1993 SHERIFF'S RETURN, filed. SERVED Diogenes A. Saavedra, M.D. on September 24, 1993 at 3:01 PM by handing a copy of the Summons to Jeanette M. Wilmoth, Office Manager, at his place of business, 664 Highland Avenue, Meadville, Crawford County, Pa.

SERVED Meadville Medical Center on September 24, 1993 at 2:52 PM by handing a copy of the Summons to Nancy Blystone, Administrative Assistant at the Meadville Medical Center, 751 Liberty Street, Meadville, Crawford County,Pa.

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

✓ Oct. 8, 1993 Praecipe For Rule Upon Plaintiff To File A Complaint, filed.
(issued atty)

✓ Oct. 8, 1993 Appearance of MacDonald, Illig, Jones & Britton by T. Warren Jones for Defendant, Diogenes A. Saavedra, M.D.

✓ Oct. 13, 1993 Rule entered on Plaintiff to file a Complaint

✓ Oct. 15, 1993 Upon Praecipe of John M. Quinn, Jr., Attorney, for defendant Meadville Medical Center, Rule to File Complaint filed.

✓ Oct. 20, 1993 Appearance of Quinn, Buseck, Leemhuis, Toohey and Kroto, Inc by John M. Quinn, Jr. for Meadville Medical Center filed.

✓ Nov. 1, 1993 Civil Complaint, filed. (1 copy atty)

✓ Nov. 19, 1993 Preliminary Objections Filed on Behalf of Defendant, Meadville Medical Center, filed.

✓ Nov. 19, 1993 Upon Praecipe of John M. Quinn, Jr.,Esquire, Attorney for Meadville Medical Center, defendant, the above captioned matter is placed on the next available Argument List.

ON DECEMBER, 1993 ARGUMENT LIST

✓ Nov. 30, 1993 Preliminary Objections to Complaint on behalf of Diogenes A. Saavedra,M.D. filed.

✓ Nov. 30, 1993 Upon Praecipe of Matthew W. McCullough, Attorney for Diogenes A. Saavedra,M.D., this case placed on next Argument List.

ON JANUARY, 1994 ARGUMENT LIST

✓ Feb. 16, 1994 Memorandum and Order filed. AND NOW, February 16, 1994, the preliminary objections of Defendant, Dr. Diogenes A. Saavedra,M.D., P.C. in the nature of a motion for more specific pleading are denied with respect to Paragraph 41(d), (e) and (f). With respect to Paragraph 41 (g) and (h), the preliminary objections of Defendant Dr. Diogenes A. Saavedra,M.D., P.C . in the nature of a motion for more specific pleading are granted and Plaintiffs are directed to file an amended complaint more specifically setting forthe the allegations in the above referenced sub-paragraphs.

The preliminary objections of Defendant Meadville Medical Center in the nature of a motion to strike are denied but we will grant Meadville Medical Center's motion for more specific pleading with respect to Paragraph 52 of the Plaintiffs' complaint.

Plaintiffs are directed to file their amended complaint within 20 days of the date of this order.

BY THE COURT:
Anthony J. Vardaro, J.

2-18-94 Copy of Order to Attys. Schroeck, McCullough & Quinn, Jr.

✓ Mar. 8, 1994, Amended Civil Complaint filed.

✓ Mar. 30, 1994 Answer to Amended Complaint, filed.

✓ April 13, 1994 STIPULATION and agreement of Paragraph 52 being deleted from Civil Complaint filed.

✓ Apr. 21, 1994 Defendant Meadville Medical Center's Answer To Plaintiffs' Amended Complaint, filed.

✓ Apr. 29, 1994 Plaintiffs' Reply to New Matter of Defendant Meadville Medical Center, filed.

✓ Jan. 4,1995 Motion for Summary Judgment on Behalf of Defendants Diogenes A. Saavedra, M.D. P.C. and Diogenes A. Saavedra,M.D., filed.

✓ Jan. 4, 1995 Appendix to Motion for Summary Judgment on Behalf of Defendants Diogenes A. Saavedra, M.D., P.C. and Diogenes A. Saavedra,M.D.,filed.

✓ Jan. 4, 1995 Upon Praecipe of Matthew W.McCullough, Esquire, Attorney for Diogenes A.Saavedra,M.D., P.C., the above captioned matter is placed on the next available Argument List.

ON FEBRUARY, 1995, ARGUMENT LIST

✓ Jan. 12, 1995 Interrogatories and Request for Production of Documents, filed.

✓ Jan. 12,1995 Notice of Serving of Interrogatories and Request for Production of Documents to Defendant Diogenes A. Saavedra,M. D.(First Set) filed.

Continued to Page 435

1993

949.

Halliday & Halliday
Micahel Halliday

Watts & Pepicelli
Alan L.Pepicell for
Defendants

BERNARD R. WAGNER and DAVID L. WAGNER, dba WAGNERCREST FARMS

vs.

HALLIDAY and HALLIDAY, P.C. and MICHAEL HALLIDAY, individually and MARIE HALLIDAY, individually

Filed September 22, 1993
@ 3:56 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro Co. pd 6/16-94	9.00

12-21-93 Defendant files Brief

COMPLAINT IN CIVIL ACTION

Sept. 27, 1993 SHERIFF'S RETURN filed. SERVED Halliday and Halliday, P.C. on September 23, 1993 at 12:46 PM by handing a copy of the Complaint to Michael Halliday, Owner, in the Sheriff's Office, third Floor, Crawford County Courthouse, Meadville,Pa.

SERVED Michael Halliday personallyon September 23, 1993 at 12:45 PM by handing a copy of the Complaint to him in the Sheriff's Office, third Floor, Crawford County Courthouse, Meadville Pa.

SERVED Marie Halliday on September 23, 1993 at 12:47 PM by handing a copy of the complaitn to Michael Halliday, her Authorized Agent, in the Sheriff's Office, third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.
So answers, Carole Stefanucci, DeputySheriff
Robert M. Stevens, Sheriff

Oct. 14, 1993 Notice to Plead and Preliminary Objections,filed.

Oct. 15, 1993 Appearance of Halliday & Halliday, P.C. by Michael Halliday, Esquire for Defendants, filed.

Oct. 21, 1993 CERTIFICATE OF SERVICE, filed. I hereby certify that on the 19th day of October, 1993, I served a copy of my General Appearance upon the person named below by first class mail, postage pre-paid, as follows: Bernard R. Wagner, RD 6, Meadville, Pa. 16335.
Michael Halliday

Nov. 3, 1993 Answers To Preliminalry Objections, Reason Not to Dismiss and Notice to Plead, filed.
(4 copies Plf.)

Dec. 1, 1993, Motion for Protective Order on Discovery with Stay of Proceedings and Proper Service of all Pleadings to be made Upon Defendants' Counsel, and Order filed.
ORDER: AND NOW, this 1st day ofDec. 1993, upon consideration of the within Motion, it is hereby ORDERED as follows:

1. That defendants not be required to answer the Request for Admissions until after the disposition fo the Preliminary Objections filed.
2. that, inthe meantime, all proceedings relative to the Request for Admissions be stayed.
3. That Plaintiffs, individually and by counsel, be required tocommunicate only with Michael Halliday, Esq. as counsel for defendants.
4. A true copy of this order shall be served upon plaintiffs forthwith.

BY THE COURT,
Gordon R. Miller, J.

Dec. 1, 1993, copies dist. to Atty. Halliday and plff. Wagner.

Dec. 9, 1993 Certificate of Service filed. I, Michael Halliday, Esquire, hereby certify that on the 3rd day of December, 1993, a true and correct copy of the Order of Gordon R. Miller, P.J. dated December 1, 1993, as filed in the above-captioned action, was served upon the following named persons, by First Class United States Mail, postage pre-paid, addressed as follows:

Bernard R. Wagner
RD #6
Meadville, PA 16335

David L. Wagner
RD #6
Meadville, Pa 16335

Michael Halliday

Dec. 21, 1993, Upon praecipe of defendant attorney, preliminary objections placed on next argument list.

ON ARGUMENT LIST FOR JANUARY 1994

Jan. 12, 1994 CERTIFICATE OF SERVICE of Defendants' Brief on Preliminary Objections filed.

Jan. 31, 1994 Appearance of Watts andPepicell by Alan L. Pepceilli, Esquire, Attorney for all Defendants,filed.

Feb. 3, 1994, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Feb. 3, 1994, it is ordered as follows: 1. The defendants' demurrer and motion to dismiss are denied.

2. the defendants' motion to strike the plaintiffs' complaint is granted and the entire complaint is stricken.
3. The plaintiffs are given sixty (60) days from this date to file an amended complaint that fully and completely comports to the Rules of Civil Procedure and the applicable rules and laws of Pa.
4. The plaintiffs' request for admission (first set) need not be responded to by the defendants. The plaintiffs may engage in discovery but only after they have filed an appropriate petition or motion and obtaned leave of court. The court will liberally grant leave if the court is satisfied that discovery is necessary so that the plaintiffs would be in a proper position ot file an appropriate and proper complaint.

BY ORDER OFTHE COURT,
Gordon R. Miller, p.J.

Feb. 3, 1994, copies dist. to Wagner and Halliday
Feb. 8, 1994, copy of order to Atty. Pepicelli

Feb. 14, 1994, Transcript of Colloquy Taken At Time of Argument on Preliminary Objections filed.

June 16, 1994 AND NOW, June 16, 1994 , 2:40 p.m., upon praecipe of defendants attorney judgment of NON PROS is hereby entered aginst the named Plaintiff for failure to file a Complaint (amended) within sixty days from date of Order to file an amended complaint.

JUDGMENT OF NON PROS
Barbara H. King, Prothonotary

W-23,43,183

1993

Barbara J. Walton

950.

KATHLEEN LUEBBERT

vs.

JOSEPH J. LUEBBERT

Filed September 22, 1993
@ 4:16 PM

Tax & entry paid	50.50
User's Fee paid	15.00
@ Add'l Counts pd	30.00
State paid	10.00
Pro Co pd 3-8-95	9.00
Pro Co pd 3-10-95	9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
2 copies atty.

Oct. 22, 1993, Affidavit of Service filed. And now, Oct. 22 1993 comes Carole Walker, legal assistant of Atty. Barbara Walton.

1. A ture and correct copy of the Complaint in Divorce was mailed to the dft. via Cert. mail, ret. rec. on 9/24/93.

2. that the dft. signed the return card on Sept. 27, 1993 and in accordance with Pa. r.C.P. 412, service of the complaint was made as is evidenced by the US Postal Ser. Ret. rec. # P 341728984 attached hereto as exhibit A. Carole Walker.

May 23, 1994 Affidavit of Consent To Divorce of Plaintiff filed.

Sept. 21, 1994, PROPERTY SETTLEMENT AGREEMENT filed.

Sept. 21, 1994 Consent Custody Order filed. AND NOW, this 21st day of September, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The Parties shall have shared legal custody of the minor children Jennifer J. Luebbert. The parties shall share with each other any and all information which each may have regarding the health, education and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

2. Primary physical custody of the minor children shall be with the Mother/Planitiff. The Father shall have temporary physical custody every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.

3. Holiday visitation shall be as the parties mutually agree upon.

4. The children shall spend Mother's Day with the Mother and Father's Day with the Father.

5. The parties are free to make alternative arrangements respecting the custodial and visitation periods provided a 24 hours notice is given. Each party will try to accomodate the other parent to allow visitations. The parties further agree that the pressence of the each parent is important in the children's life.

6. Each party shall teach the children to give to the other party that love and respect which is due a parent from his/her children.

7. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children. Neither party shall expose the minor children to harmful situations or harmful people while having custody of the children.

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 to this action agree that this Honorable Court retain jurisdiction of this matter. 3 copies Walton Gordon R. Miller, J

Mar 1, 1995 Affidavit of Consent of Defendant, filed.

Mar 1, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 14, 1995 AND NOW, this 10 day of March, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The bonds of marriage between Plaintiff, KATHLEEN LUEBBERT, and Defendant, JOSEPH J. LUEBBERT, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Property Settlement Agreement between the parties herein dated Sept. 21, 1995, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length, including the following:

1. The Wife shall become the sole and exclusive owner of the residential real estate situate at RD # 1, Richmond Township, Cambridge springs, Crawford co., PA. The parties acknowledge a Quit Claim Deed has been executed by the parties transferring any and all interest Husband may at this time or in the future have. Wife agrees to hold Husband harmless for any debts associated with this real estate.

2. The parties agree that the Wife shall assume responsibility for any and all personal debts which she may have incurred and hold husband harmless from same.

3. The parties agree that the Wife shall not be responsible for any business debts incurred by the Husband. Husband further agrees to hold Wife harmless for any such debts.

4. The parties agree that Wife shall retain the 1987 Ford currently in her possession. Wife shall assume any debts associated with this vehicle and hold Husband harmless therefrom.

5. All other provisions of the Settlement Agreement dated Sept. 21, 1994 are incorporated herein and the parties are directed to comply with said agreement.

6. This Honorable Court shall retain jurisdiction over this matter.

By the Court:
Anthony J. Vardaro, J.

1993

Barbara J. Walton

951.

Wayne H.Hundertmark

RHONDA K. WACHOB

vs.

RICHARD L. EGAN

Filed September 23, 1993
@ 4:16 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co.pd 11/23/93	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Oct. 4, 1993 AFFIDAVIT OF SERVICE, filed. And Now, September 29, 1993, comes Barbaa J. Walter, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on September 24, 1993.

2. That the Defendant signed the return card on September 27, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P 341728987) attached hereto as Exhibait A.

I VERIFY that the statements made in this Afidavit are true and correct. I understand that false statemetns herein are made subject to the penalties of 18 Pa. C.S.Section 4904, relating to unsworn falsification to authorities. Barbara J. Walton

Oct. 18, 1993 Intent to Request Entry of Divorce Decree filed.

Oct. 22, 1993, Affidavit of Service filed. And Now, comes Carole Walker, legal assistant to Barbara J. Walker, and avers asfollows:

1. A true and correct copy of the Notice of Intent to Request Entry of Divorce Decree was mailed to dft. on Oct. 18, 1993. Signed on Oct. 19, 1993.

Carole Walker.

Oct 27, 1993 Appearance of Wayne H. Hundertmark for Richard L. Egan, Defendant, filed.

Nov. 10, 1993 Appearance of Wayne H. Hundertmark, Esquire for Richard L. Egan, Defendant,filed.

Nov. 23, 1993 Counter-Affidavit Under Section 3301 (d) of theDivorce Code filed.

Nov. 23,1993 Upon Praecipe of Barbara J.Walton, Esquire, Attorney for Plaintiff to transmit record,case moved to Court.

DIVORCE DECREE FILED

Dec. 10, 1993 AND NOW, December 6, 1993, it is hereby ordered and decreed that RHONDA K. WACHOB, plaintiff, and RICHARD L. EGAN, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

Barbara jJ. Walton

952.

T. Dana Watson

Sept. 23, 1993 $150.00 deposited by Plaintiff for mediation fee.

12/8/93 $150.00 deposited by Pltf.

2-18-94 Pd Pltf (Walton) Bal med dep 215.00 Ck# 8112
3-22-94 PdCo #8179 76.00
5-20-97 Rec'd from Dft $76.00 mediation
3-31-98 Pd Co Med Fee 76.00

ERIC TRYPUS

vs.

CHERYL TRYPUS

filed September 23, 1993
@ 4:16 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count pd	15.00
State paid	10.00
William Pineo, Mediator	152.00
Pro Co Pd 3-22-94 #8179	9.00
Pro Co pd 4-15-96	9.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Oct 4, 1993 AFFIDAVIT OF SERVICE, filed. And Now, September 29, 1993, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on September 27, 1993.

2. That the Defendant signed the return card on September 28, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P 341728985) attached hereto as Exhibit A.

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to authorties.

Dec. 8, 1993 MotionTo Appoint Custody Mediator and Order filed

You, Cheryl Trypus have been sued in Court to obtain custody of Jessica Trypus.

You are ORDERED to appear on person at Crawford County Courthouse Meadville, Pennsylvania 16335, for a conference before Wm. Pineo, Esquire, Child Custody Mediator. Time & date as notified by the custody mediaotr.

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
Phone: (814) 336-1151, ext. 298

BY THE COURT:
Anthony J. Vardaro, J

12/7/93
1 copy atty.; 1 copy med.

Feb. 2, 1994 Affidavit of Consent by Eric Trypus, Plaintiff, filed.

Feb. 11, 1994 TEMPORARY ORDER filed. AND NOW, this 11 day of February, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Jessica Trypus.

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

3. The father shall have primary physical custody of the subject minor child. The mother shall have temporary physical custody each week from Sunday at 6:00 p.m. through Tuesday at 6:00 pm.

4. Holiday visitation shall be arranged as follows:

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

b. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning Thanksgiving Day at 9:00 a.m. and ending Thanksgiving Day at 6:00 p.m. and the second beginning Thanksgiving Day at 6:00 p.m. and ending the day after Thanksgiving at 6:00 p.m. For Thanksgiving, 1994, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate.

c. The other holidays to be observed are Jessica's birthday (February 28), Easter, Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 6:00 p.m., except for Independence Day, when sthe holiday visitation shall be extended to 11:00 p.m. so that athe child may watch the fireworks. The mother shall have visitation and temporary physical custody for Jessica's birthday, 1994, and the parties shall thereafter alternate the holiday periods.

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

e. The provisions of this paragaraph 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 arranage for alternative visits or to make alternative arrangements.

6. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

CONTINUED ON PAGE 52A

1993 TERM

Eric Trypus
vs.
Cheryl Trypus

CONTINUED FROM PAGE 52
of Record
A. D. 1993 - 952

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

10. The parties are free to make additional or alternative arrangements respectinga trhe custodial and visitation periods and are strongly encouraged to dos o if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this order shall govern.

11. Either party may request a review of this order upon a substantial chane in the living circumstances or in the employment of either party to make any adjustments.

12. Costs and fees of this Mediation, which are fixed at $152.00, are divided equally between the parties with a share of each beisng 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 agaisnt 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 with ten (10) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Feb. 24, 1993 dcopy to W. Pineo, B. Walton, T.D. Watson, Plf. & Dft.

Mar. 12, 1996 Affidavit Under Section 3301 (d) of the Divorce Code by Eric Trypus, Plaintiff, filed.

Mar. 22, 1996 Affidavit of Service filed. And Now, March22, 1996, comes Carole Walker, secretary to Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Affidavit Under Section 3301(d) and the Notice of Intention to Request Entry of Divorce was mailed to the Defendant via Certified Mail, return receipt onMarch 15, 1996.

2. That the defendant signed the return card on March 21, 1996, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service REturn Receipt (Certified No. P535894660) attached hereto as Exhibit "A".

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

Carole Walker

Apr. 12, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Apr. 19, 1996 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reveiwed the record and is returning the record to the Prothonotary. A final decree will not be entered atthis time because:

x Other. Defendant owes $76.-- for Custody Mediation.

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

BY ORDER OF COURT
Gordon R. Miller,J.

Date: 4-16-96
4-19-96 Faxed Walton, Watson

May 23, 1997 Upon praecipe of plaintiff attorney, to transmit the record, this case resubmitted to the court.

DIVORCE DECREE FILED

June 3, 1997 AND NOW, this 2nd day of June, 1997, upon presentation of the Stipulation and Consent of the parties, attached, hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that ERIC TRYPUS, Plaintiff, and CHERYL TRYPUS, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

52
-b-

1993 **TERM**

1993

David Reilly, PC
Reed J. Davis, Esq.

953.

MELLON BANK, N.A.

vs.

LARRY E. HAWK

Filed September 23, 1993
@ 1:26 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Pro.Co.pd 11/4/93	9.00
Pro.Co. pd 9/28/95	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 1, 1993 Sheriff's Return filed. SERVED Larry E. Hawk on September 27, 1993 at 9:31AM by handing a copy of the Complaint to Tracey Hawk, his Wife, at their residence, RD. .#3, Conneautville, Crawford County, PA 16406.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Nov. 4, 1993 at 1:52 P.M.upon Agreement and Stipulation for Entry of Judgment, judgment is hereby entered in favor of the Plaintiff and against the defendant in the amount of Five Thousand Nine hundred twenty-two and 33/100 dollars plus interest

H-106;

Debt $5,922.33
Interest 6% per annum
Judgmentt
Barbara H. King
Prothonotary

Sep. 28, 1995 This Judgment Satisfied. (See paper filed.)

54

1993

Jack L. Cherklin, Esq.
Dominic D. Salvatori

954.

Culbertson, Weiss,
Schetroma & Schug
John B. Brautigam

HELEN J. CORNELL and CLYDE CORNELL, her husband

vs.

EARL T. EBBERT

Filed September 23, 1993
@ 1:26 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Shelriff's Costs	25.00
Pro. Co. pd 2/10/95	15.00
Pro Co pd 6-20-95	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 1, 1993 Sheriff's Return filed. NOT FOUND as to Defendant Earl T. Ebbert at address given of Box 363 (1111 South Main Street), Meadville, Crawford County, PA. Residence is vacant.
So answers, Robert M. Stevens, Sheriff

Jan.25, 1994 Complaint reinstated (1 copy Sheriff)

Feb. 14, 1994, Appearance of culbertson Weiss, Schetroma and Schug, by John B. Brautigam, attorney for defendant, filed.

Feb. 22, 1994 SHERIFF'S RETURN, filed. SERVED Earl T. Ebbert personally on February 4, 1994 at 10:30 AM by handing a copy of the Complaint to him at 1108 South Main Street, First Floor, Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 4, 1994, Answer and New Matter filed.

Sept. 22, 1994, Notice of Deposition of Earl T. Ebbert filed.

Sep. 30, 1994 Notice of Service of Interrogatories and Request for Production of Documents, filed.

Nov. 10, 1994, Notice of Deposition of Earl T. Ebbert, filed.

Nov. 15, 1994, Notice of Taking Depositions on oral examination of Helen J. Cornell filed.

Nov. 15, 1994, Notice of Taking Depositions on oral examination of Clyde cornell filed.

Feb. 10, 1995 Upon Praecipe of Dominic D.Salvatori, Esquire,attorney for Plaintiff, for appointment of Arbitrators, the following Arbitrators are appointed.
~~Paul D.Shafer, Jr., Esq.~~, Chairman , Louis Stack, Esq.
Andrew Bacallao
Edward Hatheway

March 13, 1995 Arbitrators take Qualifying Oath filed.

May 5, 1995 Affidavit of Service filed. And Now,this 5th day of May,1995,comes Darleen J.Swan, who, being duly sworn according to law,deposes and sets forth as follows:
1. That she served a Subpoena on Kim Rader, at 762 Waelde Alley,Meadville, Crawforfd County, Pennsylvania, at 9:30 o'clock a.m., on May 5, 1995.
2. Service of the Subpoena is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
May 5,1995 Darleen J.Swan, Affiant

May 8, 1995 Decision of Arbitrators, filed. And now, the day of , 19 , we the undersigned Arbitratoars chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of the plaintiff Helen Cornell in the sum of $1,800., plus legal interest on count one. We find in favor of the defendant and agaisnt the plaintiff Clyde Cornell on count two. Louis Stack, Chr.
Andrew Bacallao
Edward Hatheway

May 8, 1995 Faxed Brautigam & Woodrull

June 15, 1995 Upon praecipe of plaintiff attorney the above-captioned case is settle and discontinued of record.

1993

4

955.

4-11-94 Rec from Dept Sheriffs Costs 23.00
4-11-94 Pd Sheriff ck#8225 23.00

SUSAN LOUETTA HOFFMAN

vs.

MICHAEL JAMES BARKSDALE

Filed September 23, 1993
@ 1:22 PM

Tax & entry Pd. 4/11/94 50.50
User's Fee Pd. 4/11/94 5.00
Sheriff's Costs Pd. 23.00
Pro Co Pd. 4/11/94 9.00

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

Order:

And now, this 23rd day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for October 4, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 4, 1993 Sheriff's Return filed. NOT FOUND as to Defendant Michael James Barkdale. Attempted service at 752½ Garden Street, Meadville, Crawford County, PA, but could not find defendant at home. No one could give any information on his whereabouts.
So answers, Robert M. Stevens, Sheriff

Oct. 7, 1993 ORDER, filed. AND NOW, October 4, 1993 at the time set for hearing the Defendant fails to appear. The Plaintiff appears and advises the Court that the Defendant has been in touch with her and is aware of the hearing but did not appear.

Testimony is taken and the Court is satisfied that the Defendant presents a menace to the Plaintiff. Accordingly, the Court hereby directs that the Defendant Michael James Barksdale not contact directly or indirectly in writing or by telephone the Plaintiff in any fashion. He shall not threaten annoy or harass her or go to her residence or go to Edinboro University or any building thereon where she is residing or present. He may not procure others acting on his behalf to contact her in any fashion.

This order shall remain in force and effect for a period of one year and any police officer having reasonable grounds to believe that the Defendant is in violation of this order may apprehend the Defendant without a warrant and take him immediately before a Distarict Justice of the Peace requesting a findign of contempt before lodging him in the Crawford County Jail.

The Prothonotary shall forward a copy of this order to County Control and a copy of this order to the Edinboro, Pennsylvania police who are hereby authorized to enforce the same.

The Defendant shall pay costs in this case at the Prothonotary's office within 30 days of this date.

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

Oct. 8, 1993 copies dist to Co. Control & Edinboro P.D.
Oct. 13, 1993 copy to Dft. & Plf.

1993

BriAN J. Lindsay
Peters, Lindsay,
Lewis & Hatheway
~~Devine & Kuffie~~
~~Elizabeth A. Male~~
(withdrawn)

956.

Maryanna Kirkpatrick

Sept. 23, 1993 $150.00
deposited by Plaintiff
12-2-93 Pd Plff Refund
meddy Ck#1938 65.00
Male

12-29-93 Pd Def #1983 76.00
9-12-96 Ref from Plff
Med Fee 150.00

11-27-96 Pd Plff
Refund 10382 65.00
12-6-96 Ref from Def 76.00
med fee
12-19-96 Pd Cr 76.00
76.00

KIMBERLY E. BONTRAGER

vs.

DARVIN J. BONTRAGER

Filed September 23, 1993
@ 2;05 PM

Tax & entry paid 50.50 ✓
User's Fee paid 5.00

William Pineo, Mediator 152.00
Pro Co Pd 12-24-93 #984 9.00
Pro Co Pro Co Pd 12-9-96 9.00

COMPLAINT FOR CUSTODY
1 copy med., 1 copy atty.

Order:

You, Darvin Bontrager, have been sued in court to obtain custody of Annessa & Kaitlyn Bontrager.

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

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

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

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 9/21/93

Gorder R. Miller,

Dec. 2, 1993 TEMPORARY ORDER filed. AND NOW, this 2 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 children, Annessa Laine and Kaitlyn Michelle Bontrager.

2. The parties shall share with each other any and all information which each may have regarding the health, educatioj, 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 regrding the subject minor children.

3 a. The parents shall alternate weekly custodial periods. Each period beginning on Friday at 5:00 p.m. and ending on the following Friday at 5:00 p.m. The father shall have the first period, beginning Friday, November 19, 1993, and the mother, the second period beginning on November 26, 1993, and the parties shall thereafter alternate the weekly periods. The parent not having physical custody shall have the right to temporary physical custody and visitation on Wednesday from 5:00 p.m. to 8:00 p.m.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning Christmas Eve at 11:00 a.m. and ending Christmas Day at 11:00 a.m., and the second beginning Christmas Day at 11:00 a.m. and ending December 26 at 11:00 a.m. for Christmas, 1993, the mother shall have the first period, the father the second, and the parties shall thereafter alternate.

b. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wenesday before Thanksgiving at 3:00 p.m. and ending Thanksgiving Day at 3:00 p.m. and the second beginning on Thanksgiving Day at 3:00 p.m. and ending on the Friday following Thanksgiving at 5:00 p.m. For Thanksgiving, 1993, the father shall have the first period, and the mother the second and the parties shall thereafter alternate.

c. Easter; There shall be two Easter visitation periods, the first beginning on Holy Saturday at noon and ending on Easter Sunday at 1:00 p.m., and the second beginning on Easter Sunday at 1:00 p.m. and ending on the Monday following Easter at 5:00 p.m. For Easter, 1994, the father shall have the first period, and the mother the second, and the parties shall thereafter alternate.

d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the the holiday visitation shall be extended to 11:00 p.m. so that the children may watch the fireworks. The mother shall have visitation and temporary physical custody for Memorial Day, 1994, 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 pary 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 reason. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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

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

11. Either party may request a review of this order upon a substantial change in the circumstances of either party or of the subject minor children.

Continued to Page 56 A

1993

Kimberly E. Bontrager
vs.
Darvin J.Bontrager

Continued from Page 56
of Record
AD 1993 - 956

****

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 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.
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.

12-8-93 Copy of Order to Attys. Malc, Kirkpatrick & Pineo

Sept. 17, 1996 Petition for Modification of Partial Custody, Order and Notice, and Notice and Order to Appear filed. AND NOW, this 19th day of September, 1996 it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.
BY THE COURT
Gordon R. Miller, J.

You, Darvin Bontrager, have been sued in Court to modify custody, partial custody or visitation of the child(ren): Annessa and Kaitlyn Bontrager.

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.

BY THE COURT
Gordon R. Miller, J.

9-20-96 FAXED Pineo, MAILED Malc, Kirkpatrick & DISTRIBUTED Nelson

Oct. 21, 1996, Petition to Withdraw and order filed. ORDER: AND NOW, to wit this 21 day of Oct. 1996 it is hereby ordered, adjudged and decreed that Elizabeth A. Malc, Esq. is permitted to withdraw her appeaRANCE in this case.
Anthony J. Vardaro, J.
10/21/96 faxed to Kirkpatrick and Malc.

Oct. 22, 1996, Appearance of Peters, Lindsay Lewis & Hatheway, by Brian J. Lindsay, attys. for plff. filed.

Oct. 28, 1996, Motion to Assign Mediator and order filed. ORDER: AND NOW, Oct. 25, 1996 this matter is referred to William Pineo, Esq. mediator, and the duplicate appointment of Kathleen Nelson is rescinded.
BY THE COURT,
Anthony J. VArdaro, J.
10/28/96 faxed toKirkpatrick, Nelson, Lindsay and Pineo.

Nov. 20, 1996, Answer to Petition to Modify Custody filed.

Nov 26, 1996 ORDER: AND NOW, this 26th dayof November, 1996, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator.
IT IS HEREBY ORDERED AND DECREED THAT:
1. The Order of December 2, 1993, i saffirmed in all respects.
2. Costs and fees of this Mediation, which are fixed at $152.00, are fivided equally between the parties with a share of each being assessed to him or her as costs in this case.
3. 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.
4. Either party may move the Court for a hearing de novo with twenty days from the date hereof. If neither party so moves, this Order shall be considered permanent.
Gordon R. Miller, P.J.
Nov 27, 1996 Faxed Pineo, Lindsay, Kirkpatrick

Dec 18, 1996 Certificate of completion of the Seminar for Separating Parents for KIM BONTRAGER, filed.

Dec 13, 1996 Request For a Hearing and Order: AND NOW, this 19th day of December, 1996, upon consideration of Plaintiff Mother's request for a hearing de novo this Court grants the same and sets a hearing for the 27th day of January, 1997, at 1:15 p.m. in Courtroom 3, of the Crawford County Courthouse. Ann A. Walker, C.A.
Dec 20, 1996 Faxed Lindsay, Kirkpatrick & Pineo

Jan. 29, 1997 Motion To Continue and Order filed. ANDN OW, this 27 day of Janaury, 1997, upon consideration of the within Motion for Continuance the same is granted and thism atter is continued generally to be set for hearing at the request of either party.
BY THE COURT,
P. Richard Thomas, S.J.

1-30-97 Faxed Lindsay & Kirkpatrick

as of July 17, 2001 all future entries involving this case can be found on the computer

1993

1993

pro se

957.

UMBERTO GULLI

vs.

THE COMMONWEALTH OF PENNSYLVANIA

Filed September 23, 1993
@ 2:04 pM

Tax & entry	50.50
User's Fee	5.00

PETITION TO ALLOW UNTIMELY APPEAL
1 copy Pltf.

Sept. 23, 1993 Order filed. AND NOW, September 22? 1993, the petition of Umberto Gulli to allow an untimely appeal is denied as this court has absolutely no lawful authority to extend the time for filing an appeal.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 24, 1993 dist. copy to Pltf.

58

1993

Davis Reilly
Reed J. Davis

958.

Michael Halliday

THE HUNTINGTON ACCEPTANCE COMPANY

vs.

KENNETH FUHRMAN

Filed September 24, 1993
@ 11:52 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 9-19-94	15.00
Pro.Co. pd 6/14/95	9.00
Pro Co pd 12-22-97	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 6, 1993 SHERIFF'S RETURN, filed. SERVED Kenneth Fuhrman on September 29, 1993 at 10:32 AM by handing a copy of the Complaint to him at his residence, RD 3, Box 16, Cambridge Springs, Crawford County, Pa.
So answrs, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 10, 1993 Answer, New Matter and Counterclaim filed. (1 copy Atty.)

Nov. 24, 1993 Plaintiff's Reply to New Matter and Counterclaim filed.

Sept. 14, 1994 Upon praecipe of Plaintiff's attorney to appoint Arbitrators, the following Arbitrators have been appointed.
Jeffrey Millen, Chr.
Gregory Keenan
Kemp Scales

Sept. 22, 1994, Arbitrators Take the Qualifying Oath.

Nov. 9, 1994, Decision of the ARbitrators in which they find: in favor of the plaintiff in the sum of $12,314.48 with interest thereon at the contract rate of 12.15% per annum from April 24, 1993 until Nov. 7, 1994 and at the legal rate thereafter.
We find in favor of the defendant and against the plaintiff in the amount of $1,823.28.
Decision entered
10/9/94
H - 185
F - 104

DECISION OF ARBITRATORS
Barbara H. King,
Prothonotary

11/10/94, faxed to David and Halliday.

And Now, Jun. 14, 1995 at 1:13 P.M., upon praecipe of Plaintiff Attorney, judgment on the Award is entered against the Defendant, Kenneth Fuhrman and in favor of the Plaintiff, The Huntington Acceptance Company, in the amount of Twelve Thousand, Three Hundred Fourteen, and 48/100ths Dollars ($12,314.48), decision of the Board of Arbitrators entered thereon.
F-104
Abstract to Atty. Davis
Notice to Deft.

Debt $12,314.48
JUDGMENT
Barbara H. King
Prothonotary

EX 1997-55

Dec 19, 1997 Upon praecipe of plaintiff attorney the Judgment in the above-captioned case is marked satified of record.

1993

Watts & Pepicelli
Alan L. Pepicelli

959.

Thomas, Truax, Spadafore and Walker
R. Charles Thomas

TAMMY S. HAMILTON and KEVIN M. HAMILTON, her husband

vs.

CHARLENE GOMO and ANTHONY GOMO

Filed September 24, 1993
@ 1:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	81.00
Pro Co. pd 2/16/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 19, 1993 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Summons according to law. The defendants alleged address is 10276 Sharp road, Waterford, Pa. Robert M. Stevens, Sheriff
Crawford County

AFFIDAVIT OF SERVICE: SERVED the within Summons on September 29, 1993, 1420 hrs., upon Anthony Gomo and Charlene Gomo at 10276 Sharp Road, Erie County, Waterford, Pennsylvania by handign to Charlene Gomo a true and correct copy thereof and made known to her the contents therein. Robert N. Michel, Sheriff
Erie County

Oct. 22, 1993, Appearance of R. Charles Thomas of Thomas, Truax, Spadafore and Walker, attorneys for dfts. filed.

Feb. 9, 1995 Upon praecipe of plaintiffs attorney, the above case marked settled and discontinued of record.

1993

Ferguson & Spataro
John F. Spataro

960.

KENNETH M. SHARTLE

vs.

NANCY C. SHARTLE

filed September 24, 1993
2 2:24 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
1 Add'l Count pd. 12-4-95	15.00
User Fee pd. 12-4-95	5.00
Pro Co pd 12-11-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Jan. 24, 1994 Affidavit of Consent of Plaintiff filed.

Jan. 24, 1994 Affidavit of Service filed. I, the undersigned being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated September 24, 1993. The Defendant acknowledged service on September 25, 1993, by accepting delivery on that date as evidenced by the attached signed return receipt.
John F. Spataro

Sept. 20, 1995 Affidavit Under Section 3301(d) of the Divorce Code on behalf of plaintiff, filed.

Oct. 2, 1995, Defendant's counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

Nov. 27, 1995 Amended Complaint in Divorce filed.

Nov. 27, 1995 Affidavit of Consent of plaintiff filed.

Dec 4, 1995 Acceptance of Service, filed. AND NOW, this 30 day of November, 1995, comes the Defendant, Nancy C. Shartle, who accepts service of the Amended Divorce Complaint, having the effect of including a count for equitable distribution of property with these divorce proceedings.

Dec 4, 1995 Affidavit of Consent of Defendant, filed.

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

DIVORCE DECREE FILED

Dec. 13, 1995 AND NOW, this 13 day of December, 1995, it is hereby ORDERED AND DECREED that KENNETH M. SHARTLE, Plaintiff and NANCY C. SHARTLE, Defendant, are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain Marriage Settlement Agreement between the parties dated July 13, 1993 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length.

BY THE COURT,
Anthony J. Vardaro, J.

1993

Pepicelli, Youngs & Youngs
Christopher J. Youngs

Andrew S. Bacallao

961.

Grogan, Graffam, Mcginley & Lucchino
Diane Barr Quinlin

GERALDINE M. BRADISH

vs.

C.M.S. WEST, INC. t/d/b/a ROSELAWN MEMORIAL GARDENS

Filed September 24, 1993
@ 3:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Pd.12/2/93	15.00
Pro.Co. pd. 7/14/94	5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Oct. 22, 1993, Answer and New Matter filed.

Nov. 9, 1993 Plaintiff's Reply to Defendnat's New Matter, filed.

Dec. 2, 1993 Upon Praecipe of Plaintiff Attorney for appointment of Arbitrators, the following Arbitrators are appointed.
Jeffrey Millin, Chairman
Kemp Scales
Tamera Rothchild

Jan. 26, 1994 Arbitrators take qualifying oath.

July 8, 1994, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

1993

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

962.

MERCER COUNTY STATE BANK

vs.

THOMAS J. SANDERSON and
CAROLYN SANDERSON, his wife

Filed September 24, 1993
@ 3:50 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	33.00
Pro Co. pd 11-12-93	9.00
Pro.Co. pd 11/18/93	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 11, 1993 Sheriff's Return filed. SERVED Thomas J. Sanderson on October 4, 1993 at 9:56 AM by handing a copy of the Complaint to Carolyn Sanderson, his Wife, at their residence, R.D. #2, Conneaut Lake, Crawford County, PA.
SERVED Carolyn Sanderson personally on October 4, 1993 at 9:55 AM by handing a copy of theComplaint to her at the residence, R.D. #2 Conneaut Lake, Crawford county, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, November 12, 1993, upon praecipe of plaintiff's attorney judgmetn is hereby entered in favor of the plaintiff and against the defendants for want of an answer and the same is liquidated at the sum of Nine Thousand Four Hundred Fifty-two Dollars and 87/100, plus interest from September 15, 1993 at the rate of 12.75% and costs of suit.
Entered 11-12-93 $9,452.87 plus interest and costs
S - 33, 163 JUDGMENT
Barbara H. King, Prothonotary
11-17-93 Notice of entryof Judgment sent to Dfts.

And Now, Nov. 18, 1993 at 3:44 P.M. upon praecipe of Plaintiff's Attorney, with notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an Answer and the same is liquidated at the sum of Thirty-Nine thousand Sixty-one and 75/100 Dollars, plus interest from September 10, 1993 at the rate of 11.50% and costs of suit.

S-163, 33;
Entered on Nov. 18, 1993
Atty. Stack

Debt $39,061.75
Interest from September 10, 1993
at the rate of 11.50%
Judgment
Barbara H. King
Prothonotary

EX1993-104

1993

shafer, Swick, Bailey
Irwin & Stack
Louis J. Stack

963.

BANK ONE, YOUNGSTOWN, N.A.

vs.

HAROLD L. MOYER

Filed September 24, 1993
@ 3:50 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
pro co pd. 11/22/93	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 7, 1993 Sheriff's Return filed. SERVED Harold L. Moyer personally on September 29, 1993 at 11:28 AM by handing a copy of the Complaint to him at his place of employment, Meadville Forge, Saegertown Road, Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Nov. 22, 1993, at 3:31 p.m. upon praecipe of plaintiff attorney, with cert. of mailing and copy of default notice attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer; damages assessed in the amount of Seven Thousand four Hundred Forty Three and 53/100 Dollars plus int. from 9/22/93 at rate of 11.99% and costs of suit.
Judgment entered
11/22/93
M - 84

Debt ----$7,443.53

Int. from 9/22/93 at rate of 11.99%

JUDGMENT
Barbara H. King,
Prothonotary

Nov. 30, 1993; notice of entry of judgment mailed to dft.

64

1993

964.

PAULA WALKER

vs.

JOHN MARK MARTONE, SR.

Filed September 27, 1993
@ 10:17 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00
Pro Co	9.00

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

ORDER:

And now, this 27th day of September , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact plaintiff in any way. Defendant shall not go to plaintiff's residence in any way. Custody of the child is awarded to plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 4, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Sep. 29, 1993 Sheriff's Return filed. SERVED John Mark Martone, Sr., personally on September 27, 1993 at 12:15 PM by handing him a copy of the Protection from Abuse at his temporary place of custody in the CrawfordCounty Jail, 360 Center Street, Meadville, Crawford County, PA.
So answers,
Scott D.Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 7, 1993 ORDER filed. AND NOW, October 4, 1993 after informal hearing and upon the Defendant's admission that he committed an assault upon the Plaintiff, the Defendant is hereby directed not to go to the Plaintiff's residence for any purpose and he shall not threaten annoy or harass her in any fashion. The Court notes the Defendant is currently confined in the County Jail on three charges pending involving the West Mead Township Police and six charges involving the Meadville Csity Police Department.

This order shall also apply to the Plaintiff's mother, Nancy Walker.

The parties have a 2½ year old child and the Court at this time declines to set any visitation arrangements but if the Defendant is released on bond or on reduced bond and the parties cannot work out a mutually satisfactory arrangement for the father to occasionally see the child, either party may petition this court to set a temporary visittion order until the matter can be referred to a custody mediator for a more permanent visitation arrangement.

This order shall remain in full force and effect for a period of 1 year from this date and any police officer having reasonable grounds to believe that there is a violation of the abuse conditions of this order may immediately procure a warrant and apprehend the Defendant on probable cause.

The Defendant is directed to pay costs in this case with the Court realizing that the Defendant is currently confined but upon his ultimate release he shall remain responsible for paying the Prothonotary and Sheriff's costs in this case.

A copy of this order shall be lodged with County Control and the Prothonotry is directed to also forward a copy of this order to District Justice Chisholm.

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

Oct. 13, 1993 copy to W. Chisholm, Co Control, Meadville City Police Dept. Plf. & Dft.

1993

965.

Bruce Barrett

PETITION FOR INVOLUNTARY TREATMENT OF

DENNIS C. BAKER

Filed September 27, 1993 @ 10:11 AM

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

Sept. 29, 1993 Report of Mental Health Review officer and Order, filed. ORDER: And now, September 28, 1993, 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 Dennis C. Baker be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect on september 30, 1993 or October 4, 1993, when arrangements for transfer of patient are made.

BY THE COURT,
Gordon R. Miller

Sept 29, 1993 copy give to MMC, 1 For WSH copy to MH/MR & B. Barrett

Nov. 23, 1993 Petition For Involuntary Treatment, filed.

Dec. 14, 1993 Report of Mental Health Review Officer and Order, filed. And now, December 14, 1993, 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 Healtlh Review Officer, it is hereby ORDERED AND DIRECTED that the said Dennis C. Baker be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

This order shall take effect on N/A.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 21, 1993 copy to B. Barrett, MH/MR, WSH

May 31, 1994, Petition for Order of Court filed.

Jul. 15, 1994 Report of Mental Health Review Officer and ORDER filed. AND NOW, this 14th day of July, 1994, upon consideration of the Petition filed at the above number and term, and other relevant matter, and after a review of theReport of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that said Dennis C. Baker be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from June 21, 1994.

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

7-15-94 Copy to Atty. Barrett, MH/MR, WSH

Mar. 21, 1996 Mental Health Procedures Act of 1976 (Sections 304 AND 305).

Mar.29, 1996 Report of Mental Health Review Officer and ORDER filed. And Now, March 29, 1996, 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 Dennis C. Baker be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect on April 1, 1996.

BY THE COURT,
Anthony J.Vardaro, J.

4-2-96 Copy to Atty. Barrett, MH/MR, WSH & Atty. Africa

June 14, 1996, Petition for Order of court filed.

July 16, 1996 AND NOW, this 16th day of July, 1996, upon consideration of the Petition filed at the above number and term, and after a review of the Report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Dennis C. Baker be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from June 12, 1996.

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

Apr 6, 1998 Mental Health Procedures Act of 1976 (Sections 304 and 305), filed.

1993

Devine & Kuftic
David R. Devine

966.

JEAN M. OTT

vs.

RONALD J. OTT

Filed September 27, 1993
@ 11:05 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 1-11-94	9.00

COMPLAINT IN DIVORCE,
2 copies Atty.

Oct. 6, 1993 Affidavit of Service filed. Before me, the undersinged Notary Public,personally appeared David R. Devine, Esquire, of 201 Erie Street, Edinboro, Pennsylvania, Attorney for Plaintiff, Jean M. Ott, in the above captioned case. Attorney Devine deposes and states that he mailed a true and certified copy of the COMPLAINT IN DIVORCE in the above captioned case to Defendant, RONALD J. OTT, 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.

October 4, 1993 David R.Devine, Esquire

Jan. 11, 1994 Affidavit of Consent of Defendant, filed.

Jan. 11, 1994 Affidavit of Consent of Plaintiff, filed.

Jan. 11, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

Jan. 17, 1994 AND NOW, January 13, 1994, it is ordered and decreed that JEAN M. OTT, plaintiff, and RONALD J. OTT, 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.

May 8, 1995 Motion to Enter Qualified Domestic Relations Order, Stipulation for the Entry of Qualified Domestic Relations Order and ORDER filed. AND NOW, this 8th day of May, 1995, it is hereby ORDERED, ADJUDGED, and DECREED that the attached Stipulation for the Entry of Qualified Domestic Relations Order be entered as a Qualified Domestic Relations Order.

Gordon R.Miller,J.

5-8-95 Given Malc.

May 8, 1995 Motion To Enter Qualified Domestic Relations Order and Order, filed. AND NOW, this 8th day of May, 1995, it is hereby ORDERED, ADJUDGE, and DECREED that the attached Stipulation for the Entry of Qualified Domestic Relations Order be entered as a Qualified Domestic Relations Order. Gordon R. Miller, P.J.

May 10, 1995 Faxed Malc

1993

R. Christopher Brode

967.

STEPHANIE DINGER

vs.

ROBERT LONG JR.

Filed September 27, 1993
@ 3:55 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	40.50
Pro Co	9.00

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

Order:

And now, this 27th day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact plaintiff in any way. He shall not go to Plaintiff's residence. Custody of the children is awarded to Plaintiff
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 6, 1993 , at 1:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gorder R. Miller, J

Oct. 4, 1993 Sheriff's Return filed. Service was made upon Robert Long, Jr. for the above captioned action.
So answers, James J. Fragale

SERVED the wtihin Protection From Abuse Orde ron September 29, 1993, at 2:40 AM, upon Robert Long, Jr. on East Fifth Street, Emporium, PA 15834 by handing to him personally and leaving with hom a true and correct copy thereof and made known to Mr. Robert Long, Jr. the contents therein.
I hereby deputize the Sheriff onCameron County, Pennsylvania to serve the within Protection From Abuse according to law.
So answers, Robert M. Stevens, Sheriff

Oct. 7, 1993 ORDER filed. AND NOW, October 6, 1993, at the time set for hearing Plaintiff appears with counsel and Defendant appears without counsel. The parties mutually agree without holding a hearing that a Consent Abuse Order be entered on the followisng terms and conditions:

1. The Defendant will not harass, annoy, threaten or assault teh Plaintiff in any fashion, will not contact her in person or by telephoen and may not be within one hundred (100) yards of any place where the Plaintiff is living,temporarily staying or temporarily present.

The aforesaid condition regarding not seeing the Plaintiff or being anywhere in her presence, likewise applies to the children and absent further Court Order, the Defendant shall not go to any place where the chidlren are permanently or temporarily located for any purpose.

2. The Defendant shall have no visitation with his minor children, but this condition is entered without prejudice to the right of the Defendant/father to file a visitation or custody petition seeking a court hearing on this issue.
3. If the Plaintiff attends school, specialized training or is employed, the Defendant shall not go to her school or the place where she is employed for any purpose.
4. The Defendant is currently unemployed, and accordingly, the Court enters no temporary support Order in this case.
5. This Order shall remain in full force and effect for a period of one (1) year.
6. Any police officer having reasonable grounds to believe that the terms and conditions of this Order have been breached by teh Defendant may seek a temporary arest warrant and upon arrest have the Defendant arraigned as soon as possible.
7. The Defendant is unemployed, but once he secures employment he will be required to pay court costs in this case in the amount of $105.00.
8. Defendant's present address is RD 2, Box 233, Emporium, Pa. 15834. Telephone: 814-486 - 1773.
9. The Defendant admits the allegations alleged in the Petition and part of his consent to this Order.

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

Oct. 13, 1993 copy to Co Control, Pa. SPD, C. Brode, Plf. & Dft.

1993

Quinn, Buseck,
Leemhuis, Toohey &
Kroto, Inc.
Lawrence C. Bolla

968.

MARINE BANK

vs.

FRED WORST and JOYCE A.
BUTLER WORST

Filed September 27, 1993
@ 4:05 PM

Tax & entry paid	15.00
Pltf. on orig.	147.95
Sheriff's Costs	29.00
Pro Co Pd 10/29/93	9.00
Exemplification pd 2/10/94	10.00

WRIT OF REVIVAL

of

A.D. 1990 - 3

Writ of Revival indexed against the defendants in favor of Marine Bank
the plaintiffs, in the sum of Seven Thousand Two Hundred nine and 76/100 with interest from December 19, 1980.

Debt---------- $7,209.76
Int. from Dec. 19, 1980
Barbara H. King, Pro
W-64-94
Issued

Oct. 11, 1993 Writ Return filed. NOT FOUND Aas to Defendants Fred Worst and Joyce A. Butler Worst at address given of R.D. #1, Box 577, Meadville, Crawford County, PA. They have moved and left no address at the post office.
So answers, Robert M. Stevens, Sheriff

And Now, Oct. 29, 1993, at 2:12 p.m. upon praecipe of plaintiff attorney, with default notice attached, Judgment pursuant to Writ of Revival is hereby entered in favor of palintiff and against the defendants in the amount of Seven Thousand Two Hundred Nine and 76/100 Dollars with interest from Dec. 19, 1980 and costs of action, plus fees of $940.35.
Judgment entered - 10/29/93
W - 64, 94

Debt ---$7,209.76
int. from Dec. 19, 1980

JUDGMENT
Barbara H. King,
Prothonotary

Nov. 5, 1993, notices of entry of judgment mailed to defendants.

1993

Roeder & Rothschild
Tamera Ochs Rothschild

969

KIMBERLY S. MOTTER

vs.

RICHARD A. MOTTER

Filed September 27, 1993
@ 4:05 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 1-5-94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY
2 copies atty.

Oct. 7, 1993 Certificate of Service and Affidavit of Return of Service filed. and Affidavit of Return of Service filed. On October 1, 1993, I mailed a certified copy of a Divorce Complaint in the above captioned matter by Certified Mail No. P 236 793 164 Return Receipt Requested, Restricted Delivery, postage prepaid, to the Defendant Richard A. Motter, addressed as follows: Richard A. Motter 17068 White City Road, Pleasantville, PA 16341
Defendant signed a return receipt upon deliery October 4, 1993 the receipts are attached hereto and marked as "Exhibit A".
I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities andunderstand that falsestatements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild

Jan. 5, 1994 Affidavit of Consetn of Plaintiff, filed.

Jan. 5, 1994 Affidavit of Consent of Defendant, filed.

Jan. 5, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

Jan. 14, 1994 AND NOW, this 12 day of January, 1994, after review and consideration of the pleadings and other documetns filed in this case, it is
ORDERED, ADJUDGED AND DECREED that:
1. KIMBERLY S. MOTTER, plaintiff, and RICHARD A. MOTTER, Defendant, are divorced from the bonds of matrimony pursuant to 23 P.S. Section 3301(c), i.e., breakdown of their marriage.
2. On November 15, 1993, the parties voluntarily entered into a settlement agreement which is attached hereto.
3. The November 15, 1993, agreement is hereby approved, merged and incorporated and made a part of this Decree.
4. 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 of the agreement.

BY THE COURT:
Anthony J. Vardaro, J.

1993

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

970.

LINDA A. PETERS d/b/a ERA
RICHMOND REAL ESTATE SERVICE

vs.

WILLIAM K. BOWEN and DENISE
M. BOWEN, his wife

Filed September 27, 1993
@ 4:30 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	32.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 11, 1993 Writ Return filed. SERVED William K. Bowen on October 4, 1993 at 9:36 AM by handing a copy of the Summons to Denise M. Bowen, Adult in Charge at the business, Hair Blazers Styling Salon, 1517½ Pennsyvlania Avenue, Meadville, Crawford County, PA.

SERVED Denise M. Bowen personally on October 4, 1993 at 9:35 Am by handing a copy of the Summons to her at Hair Blazers Styling Salon, 1517½ Pennsylvania Avenue, Meadville, Crawford county, PA.

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

1993

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

971.

COMMONWEALTH OF PENNSYLVANIA

vs.

MARILYN ANN WEIER

Filed September 27, 1993
@ 4:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00

APPEAL FROM RECALL OF SCHOOL BUS OPERATING PRIVILEGES
1 copy atty.

Order:
AND NOW, this 27th day of September, 1993, upon presentation and consideration of the within Petition, it is adjudged and decreed that a he aring on this matter shall be held on the 2nd day of December, 1993, at 1:00 o'clock p.m., at the Crwaford ciounty Court House, Meadville Pennsyvlania, in Court room No. 1 or 2, or as soon thereafter as the attention of the Court may be had; sixty (60) days written ntoice shall be given by the Petitioner to the Department of Transporation, Bureau of Driver Licensing, Harrisburg, Pennsylvania, P.O. Box 8684, Harrisburg, Pennsylvania, by Certified Mail, Return Receipt Requested.
This appeal shall operate as a supersedeas pursuant to the provisions of Section 1550(b) of the Motor Vehicle Code.

By The Court
Gordon R. Miller, J

Dec. 6, 1993 ORDER filed. AND NOW, to-wit: this 6 day of December, 1993, in light of the November 24, 1993 report completed by the petitioner's treating physician, Dr. Candyce A. Lucian of Saegerstown, Pennsylvania - a copy of which report is attached hereto as Exhibait "A", this matter is, upon argreement of the parties, remanded to the Department of Transportation for the purpose of updating its records to reflect the fact that the petitioner falls within the ambit of the Department regulation establishing a waiver to the regulation providing for the recall of the Pennsylvania school bus operating privilege of a person who suffers from diabetes mellitus and currently requires use of insulin or any other hypoclemic medication and rescinding the appealed Department order for the recall of the petitioner's privilege to operate a school bus in Pennsylvania.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 10, 1993 copy to W. Kuhar & R. C. Thomas

72

1993

LISA DRUSKO

vs.

DAVID HANNOLD

Filed September 28, 1993
@ 9:32 PM

Tax & entry Pd 12-9-93 50.50
User's Fee paid 12-9-93 5.00
Sheriff's Cost 77.75
Pro Co Pd 12-9-93 9.00

12-10-93 Received from dept. Sheriff's Cost 77.75
12-10-93 Pd Sheriff 77.75
Ck # 7951

972.

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

ORDER:

And now, this 28th day of September , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff ~~or any of the minor children named in the Petition.~~
2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not be within 100 yards of Plaintiffs home or place of work.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 6, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 4, 1993 Sheriff's Return filed. SERVED David Hannold by deputizing the Sheriff of Erie County, PA. Received telephone call on September 30, 1993 indicating Defendant was served on September 29, 1993 at 5:10 PM. Affidavit will be forthcoming.
So answers,

Robert M. Stevens, Sheriff

Oct. 7, 1993 ORDER filed. AND NOW, October 6, 1993, at the time fixed for hearing, the plaintiff appeared wtih counsel. The defendant appeared without counsel and was advised as to the nature of the proceedigns. He indicated he understood the proceedings. The parties agree that the Court may enter the following Order, but in doing so, the defendant does not admit that he engaged in the conduct alleged in the Complaint.

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

1. The defendant shall not assault, abuse, harass or threaten the plaintiff.
2. The defendant shall not contact the plaintiff in any way. He shall not be within 100 yards of her place of work, residence or place where she may be going to school. He shall not contact her by telephone. He will not procure or have other people contact her for him.
3. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonaable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the Titusville Police Department and to County Control by the Prothonotary.
5. This Order shall remain in full force and effect unless modified or terminated by further Order of Court, until October 5, 1994.
6. The defendant shall pay record court costs in the amount of $142.25 in the following manner: At least $70 by November 6, 1993, and the balance in full no later than December 6, 1993. If he fails to pay the costs, he may be held in contempt of court and punished further. Payment should be made to the Prothonotary's Office on the First Floor of the Courthouse.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence up to 6 months.

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

Oct. 8, 1993 copies dist. to Titusville PD, Co Control, Brode & Dft.
Oct. 13, 1993 sent Dft. bill.

David Hannold's mother mailed the 70 on 11/4/93

Oct. 8, 1993 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Protection From Abuse according to law. The defendants alleged address is 485½ E. Main St., Corry, Pa. (Duplex - right side lst floor) Employment: Better Baked Foods, Smedley St., N. East, Pa. 16428 (2nd shift). Robert M. Stevens, Sheriff, Crawford County

AFFIDAVIT OF SERVICE: SERVED the within Petition for Protection from abuse and Court order on September 29,1993, at 1710 hrs, upon David Hannold at Better Baked Foods, Smedley Street, Erie County, North East, Pennsylvania by handing to David Hannold a true and correct copy thereof and made known to him the contents therein. Robert N. Michel, Sheriff, Erie County

1993

973.

DORIS J. WHITLING

vs.

ALBERT L. WHITLING, JR.

Filed September 28, 1993
@ 10:32 AM

Tax & entry	50.50
User's Fee	5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
1 copy Fax State Police

Order:

And now, this 28 day of Sept. , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

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

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

*****No hearing set - Defendants whreabouts unknown. Hearing to be set after arrest for violation of this order or aftercopy of this petition & order served. Copy of this Petition and Order to be placed in State POlice hands.

74

1993

Akman & Associates, PC
Lloyd E. Wilson, II
Jonathan C.Hook

974.

GEORGIANA C. GUNTRUM

vs.

JAMES T. GUNTRUM

Filed September 28, 1993
@ 1;06 PM

Tax & entry paid	50.50
Usre's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 9-15-96	9.00

DISSOLUTION OF MARITAL STATUS, EQUITABLE DISTRIBUTION OF PROPERTY
1 copy atty.

Nov. 10, 1993 Complaint reinstated.

Dec. 9, 1993 Certificate of Service, filed. I hereby certify that a true and correct photocopy of the foregoing Divorce Complaint was served on James Guntrum on the 19th day of November, 1993, by mailing said photocopy to him via Certified First class mail, Return Receipt Requested, Restricted Delivery, postage prepaid, at the address listed below: James Guntrum, RD 3, Titusville, Pa.16354
Lloyd E. Wilson, Esquire

Jan. 18, 1994 Affidavit Of Non-Military Service filed. I hereby certify that James T. Guntrum is not in the military service of the United States of America or elsewhere.
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.
Georgianna C. Guntrum

Jan. 18, 1994 Affidavit of Consent of Plaintiff filed.

Jun. 16, 1994 Amended Divorce Complaint, filed.

Jul. 1, 1994 Certificate of Service filed.I hereby certify that a true and correct photocopy of the foregoing Amended DivorceComplaint was served on James T.Guntrum on the 22nd day of June, 1994, by mailing said photocopy to him via certified first class mail, restricted delivery, return receipt requested,postage prepaid, at the address listed below:
James T.Guntrum
R.D.#3
Titusville,PA 16354
Jonathan C.Hook, Esquire

Mar. 6, 1995 Affidavit under Section 3301 (d) of the Divorce Code of Georgiana C.Guntrum,Plaintiff, filed.

Mar. 23, 1995 Certificate of Service of Affidavit of Consent filed.

July14, 1995, Notice of Intention to Request Entry of Divorce Decree filed.

Aug. 24. 1995, Notice of Intention to Request Entry of Divorce Decree filed. (Counter-affidavit attached)

Mar. 26, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of the Divorce Code by Georgiana C.Guntrum, Plaintiff, filed.

Mar. 26, 1996 Affidavit of Consent by Georgiana C.Guntrum, Plaintiff filed.

Mar. 26, 1996 Affidavit of Consent by James T.Guntrum, Defendant, filed.

Mar. 26, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of the Divorce code by James T.Guntrum, Defendant,filed.

Apr 4, 1996 Marriage Settlement Agreement, filed.

Apr. 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 22, 1996 AND NOW, April 17, 1996, it is ordered and decreed that GEORGIANA C. GUNTRUM, plaintiff, and JAMES T. GUNTRUM, defendant, are divorced from the bonds of matrimony.
The court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
It is further ORDERED AND DECREED that the Marriage Settlement Agreement, dated March 12, 1996, and entered into between the parties is included in the record is incorporated herein by reference and made part of this Order and each and every provision hereof is binding upon the parties as though fully set forth herein.
BY THE COURT:
Anthony J. Vardaro, J.

1993

Thomas Dana Watson

975.

PAMELA GAYLE KROKO

vs.

MATTHEW LEONARD KROKO

Filed September 28, 1993
@ 1:35 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Pro Co. pd 9-22-94	9.00

COMPLAINT IN DIVORCE, CHILD CUSTODY and SUPPORT, EQUITABLE DISTRIBUTION

July 26, 1994 Affidavit of Service by Mail pursuant to Pa. R. Civ.P. 1920.4 filed. Thomas Dana Watson, Esquire, being duly sworn according to law, deposes and says that he mailed a copy of the Complaint in Divorce filed in this matter by certified/ registered m ail, return receipt requested, restricted delivery, addressee only, to the Defendant at R.D. #2, Box 275, Conneautville Crawford County, Pennsylvania 16335, on June 8, 1994. The return receipt signed by the Defendant as evidence of delivery to him and is attached hereto as Exhibit "A".
Thomas Dana Watson

July 26, 1994 Affidavit of Service filed. Pamiela G. Kroko, being sworn according to law, deposes and says that she is the Plaintiff inthe above-captioned matter; that she is familiar with the signature of the Defendant; and that the signature on the return receipt attached hereto as Exhibit "A" is the signature of the defendant. Pamela G. Kroko

July 26, 1994 Affidavit of Consent of DEfendant filed.

July 26, 1994 Affidavit of Consent of Plaintiff filed.

Sept. 22, 1994 Upon praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

Sept. 29, 1994 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

X The defendant was not served with process within thirty days after the date of the filing of the complaint or reinstated complaint. Pa.R.C.P. 401(a); Lauterbach v. Lautervach, 202 Pa. Super. 260, 195 A.2d 159 (1963); Foc v. Thompson, 327 Pa. Super. 39, 546 A.2d 1146 (1988).

Either party may file a praceipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree. BY ORDER OF COURT
Date: 9-28-94 Gordon R. Miller, P.J.
Sept. 29, 1994 Faxed Watson
Oct. 5, 1994 sent to Plf.

Oct. 11, 1994 Complaint Reinstated.

Nov. 21, 1994 Affidavit of Consent by Matthew L.Kroko,Defendnt, filed.

Nov. 21, 1994 Acceptance of Service filed. I accept service of the Complaint in Divorce.
Date: 10-17-94 Matthew Leonard Kroko

Nov.21,1994 Certificate of Service filed. Thomas Dana Watson, Esquire,attorney for the Plaitniff, hereby certifies that he mailed a true copy of the Notice of Intention to File for Final Decree and Proposed From of Decree to the Defendant Matthew Leonard Kroko, at his address at R.D.#2, Box 275, Conneautville, Crawford County, Pennsylvania, on Nov. 10, 1994, according to Pa. Rules of Civil Procedure.

The undersigned understands that the statements herein are made subject to the penalties of 19 Pa. Cons.Stat. §4904, relating to unsworn falsification to authorities.

Date: November 10, 1994 Thomas Dana Watson, Esq.

Nov. 21, 1994 Affidavit of Service by Mail Pursuant to Pa. R. Civ. P. 1920.4, filed. Thomas Dana Watson, Esquire, being duly sworn according to law,deposes and says that he mailed a copy of the Complaint and Reinstated Complaint in Divorce filed in this matter by certified/registered mail, return receipt requested, restricted delivery, addressee only, to the Defendant at R.D.#2, Box 275, Conneautville, Crawford County, Pennsylvania 16406, on October 12, 1994. The Sender's receipt for certified mailing and the returnreceipt signed on October 15, 1994 by the Defendant is as evidence of delivery and services on him are attached hereto.
November 10, 1994 Thomas Dana Watson, Esq.

Nov. 21, 1994 Upon Praecipe of Thomas Dana Watson,Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE AND ORDER FILED

NOv. 28, 1994 AND NOW, this 28th day of November, 1994, the Court by virtue to the authority vested in it by law, HEREBY ORDERS, ADJUDGES AND DECREES that PAMELA GAYLE KROKO and MATTHEW LEONARD KROKO are hereby Divorced from the bonds of matrimony, and the said parties shall be at liberty to marry again.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain marriage and property Settlement Agreement between the parties dated April 20, 1994, and attached hereto, are hereby incorporated in this Decree and Order by reference as fully as though the same were set forth herein at length. Said Agreement shall not merge with, but shall survive this Decree and Order and shall be enforceable by the Court.

By the Court,
Gordon R. Miller, Judge

1993

Pepicelli, YOungs & Youngs
Christopher J. Youngs

976.

JILL M. BUNNELL

vs.

MICHAEL JACK WOLFE

Filed September 28, 1993
@ 2:01 PM

Indigent Filing
Sheriff's costs 34.00

COMPLAINT FOR CUSTODY

Order:

You, Michael Jack Wolfe, Defendant, have been sued in Court to obtain custody of the child: Michael Robert Bunnell.

You are ordered to appear in person for a conference at such time and place as may be set by Bruce Smith, 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.

Court Administrator
Crawford County Courthouse
Meadville, PA 16335
(814) 336-1151, Ext. 298

BY THE COURT,
Gordon R. Miller, J

Date: 9-24-93

Sept. 28, 1993 Upon praecipe of Plaintiff Attorney To Proceed In Forma Pauperis filed.

Nov. 23, 1993 Sheriff's Return filed. NOT FOUND as to Diane Horn at address of 414 North Brown St., Second Floor, Titusville, Crawford County, PA. She has moved from that address to an unknown address in Franklin, PA.
So answers,

Robert M. Stevens,
Sheriff

Apr. 7, 1994 Upon Praecipe of Christopher J. Youngs,Esquire, Attorneys for Plaintiff, the within actions in this matter has been resolved.

1993

Michael S. Jan Janin

977.

McFate, McFate & McFate
Robert W. McFate

GTE NORTH INCORPORATED

vs.

LOUIS KRAFT, individually and d/b/a LOUIS KRAFT CONSTRUCTION

Filed September 29, 1993
@ 11:59 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	52.80
Pro Co pd 12-23-94	15.00
Pro Co pd 4-4-95	6.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 14, 1993 SHERIFF'S RETURN filed. SERVED Louis Kraft by deputizing the Sheriff of Venango County, Pa., as per his Affidavit of Service attached. Served on October 6, 1993 at 304 Duncomb Street, Oil City, Pa.

SERVED Louis Kraft Construction by deputizing the Sheriff of Venanago County, Pa., as per his Affidavit of Service attached. Served on October 6, 1993, at 304 Duncomb Street, Oil City, Venango County, Pa.

So answers, Robert M. Stevens, Sheriff

Dec. 2, 1993 Answer and New Matter filed

Dec. 20, 1993, Reply to New Matter filed.

Apr. 27, 1994 Motionto Compel Answers to Interrogaotires and Requests for Production of Documents and Order filed. AND NOW, to-wit, this 27th day of April, 1994, after consideration of the Motion of the Plaintiff to Compel Answers to Interrogatories and Requests for Production of Documents, it is hereby ORDERED, ADJUSGED and DECREED that said Motionis GRANTED. It is further ORDERED that the Defendant shall answer the Interrogatories and Requests for Production of Documents within fourteen (14) days.

BY THE Court:
Gordon R. Miller, J

1 copy atty.

June 23, 1994 June 23, 1994 Motion for Sanctions Under Pa. R. Civ. P. 4019, filed.

June 23, 1994 Upon Praecipe of plaintiff attorney, this case placed on next Argument List.

ON JULY ARGUMENT LIST

Jul. 20, 1994 Praecipe to Remove Motion fromArgument List, filed.

Dec. 13, 1994 Upon Praecipe of plaintiff attorney for reference to Arbitrators, the following are hereby appointed.

Gary Fabian, Chairman
M. Dan Mason
Louis Stack

Jan. 6, 1995 Arbitrators take Qualifying oath, filed.
Jan. 6, 1995 Copies distributed to Attys. Fabian, Rzcpecki & McFate.

Mar. 29, 1995 Certificate of Service of Praecipe For Discontinuance, filed.

Mar. 29, 1995 Upon praecipe of plaintiff attorney the above captioned case is marked settled, discontinued and ended of record.

978.

D. Shawn White

10-12-93 Rec from Sheff Sheriff Costs 25.00
10-12-93 Pd Sheriff 25.00 Ck #7839

SHELLY M. SCHLEY

vs.

MICHAEL L. BLOOM, SR.

Filed September 29, 1993
@ 1:25 PM

Tax & entry Pd. 10/12/93 50.50
User's Fee Pd. 5.00
Sheriff's Costs Pd. 25.00
Pro. Co. Pd. 10/12/93 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy atty.

ORDER:

And now, this 29 day of september , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the October 7, 1993 , at 2:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 1, 1993 Sheriff's Return filed. SERVED Michael L. Bloom, Sr., personally on September 29, 1993 at 3:30 PM by handing him a copy of the Protection from Abuse to him at his place of employment, Chipsco Tool, Liberty Street Extension, Meadville, Crawford County, PA.
So answers,
Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct, 7, 1993 Motion for Continuance and ORDER OF COURT filed. AND NOW this 8th day of October, 1993 upon presentation of the Motion for Continuance by the Defense, it is hereby ORDERED and Decreed that the hearing initially scheduled for October 7, 1993, is hereby continued until the 12th day of October, 1993, at 9:30 a.m. in Courtroom 1 of the Crawford County Courthouse. Said temporary order shall remain in effect until time of scheduled hearing.

BY THE COURT:
Gordon R.Miller, President Judge

10-8-93 Copies dist. by Ct. Adm. Office

Oct 13, 1993 ORDER filed. AND NOW, October 12,1993, at the time fixed for hearing in this matter the Plaintiff appeared without counsel. The parties agareed to the entry of the following Order, but the Defendant does not admit that he engaged in the conduct alleged in the Complaint. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten teh Plaintiff or the minor children named in the Petition.
2. The Defendant shall not go to the Plaintiff's residence, place of work or place of training.
3. The Defendant may contact the Plaintiff directly or indirectly in writing or by telephone to discuss matters involving their minor child provided that the Defendant is substance free at the time, not under the influence of any substance, and is not abusive, threatening or harassing. Telephone calls to the Plaintiff shall be limited to the hours of 8:00 o'clock a.m. and 9:00 o'clock p.m.
4. The parties could not agaree on appropriate custody and visitation matters and, therefore, no Order is entered with respect to those items except that custody of the minor child shall remain, until further Order of Court, with the Plaintiff. If the parties cannot agree on matters involving custody and visitation, one or both may file an appropriate custody action in a court of competent jurisdiction.
5. This Order shall be in full force and effect for six (6) months from this date, that is until April 11, 1994, unless modified or terminated by further Order of Court.
6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
7. The Prothonotary shall deliver a true and correct copy of this Order to the Meadville City police and to Crawford County Control.
8. The Defendant is reminede that this is an Order of Court and violation of this Order may be punishabel by a fine up to $1,000.00 and a jail sentence up to sic (6) months.
9. Record court costs in the amount of $89.50 shall be paid by the Defendant this date.

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

Oct. 14, 1993 copies dist to MCPD, Co. Control & Atty White
Oct. 20, 1993 coopy to Plf. & Dft.

1993

Prather, Prather & Pineo
Mark D. Prather

979.

Paul D. Shafer, Jr
Jeffrey Millin

ALDEN O. LOPER and LUCILLE H. LOPER,

vs.

EDWARD SPARKS and GLORIA NEOMA SPARKS

Filed September 29, 1993
@ 1:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co Pd 2/16/94	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 14, 1993 Sheriff's REturn filed. SERVED Edward Sparks personally on October 11, 1993 at 3:10 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Gloria Neoma Sparks personally on October 11, 1993 at 3:11 PM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 29, 1993 Answer,New Matter and Counterclaim, filed.

Nov. 8, 1993 Reply to New Matter and Counterclaim, filed.

Nov. 22, 1993, CERTIFICATE OF READINESS filed.

ON TRIAL LIST FOR FEBRUARY 1994

Dec. 10, 1993 Motion To Strike Certificate Of Readiness and Rule To Show Cause, filed. AND NOW, this 9 day of December, 1993, upon consideration of the foregoing Motion to Strike Certificate of Readiness, a Rule is issued upon Plaintiffs, to show cause, if any there be, why the relief requested in the within Motion should not be granted.

This Rule should be returned by the 7th day of January, 1993 at 2:15 o'clock p.m. in Courtroom numberl, Court of Common Pleas, Crawford County, Pennsylvania. A copy of this Rule shall be served upon Mark D. Prather Esq., as attorney for the Plaintiffs.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 16, 1993 copy to M. Prather, J. Millin, P. Shafer, Jr.

Jan. 11, 1994 Stipulation and Order filed. AND NOW, this 7th day of January, 1994, the above-captioned matter is striken from the February, 1994, Civil Trial List.

BY THE JCOURT,
Gordon R. Miller, J

Jan. 13, 1994 Copies of order to Atty's Prather and Shafer and Millin

May 13, 1994 Certificate of Readiness filed.

ON TRIAL LIST FOR OCTOBER, 1994

Aug. 11, 1994, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

1993

Kathleen R. Nelson

980.

PENNY LYNN BEIL

vs.

JASON MATTHEW BEIL

Filed September 29, 1993
@ 3:26 PM

Tax & entry paid	50.50
User's fee paid	5.00

COMPLAINT FOR CUSTODY
2 copies atty.

Oct.6, 1993 Acceptance of Service filed. AND NOW, this 4th day of October, 1993, comes Jason Matthew Beil, Defendant in the above capt ioned matter and acknowledges that he received a true and correct copy of the Child Custody Complaint which was filed on September 29, 1993, in the above captioned matter.

IMPORTANT NOTICE AND COURT ORDER

Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/6/1993 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct. 23, 1998 , we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's office on or before Oct. 23, 1998 . You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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: Sept. 22, 1998

Sept. 22, 1998 Copies of Order distributed by Court Administrator.

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 cases listed below are hereby terminated and dismissed with prejudice. A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 19011.

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

1993

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Gary A. Fabian.

981.

ALBERT L. WHITLING and
DORIS J. WHITLING, his wife

vs.

DOUGLAS J. SCHALL and
HARCHELROAD TRUCKING, INC.

Filed September 29, 1993
@ 3:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	78.75
Pro.Co. pd 6/16/94	6.00

WRIT OF SUMMONS
Issued Sheriff

Nov. 18, 1993 Sheriff's Return and Affidavit of SErvice,filed. SERVED the within Writ of Summons onOctober 7, 1993 at 2:25 P.M.upon Douglas J.Schall at residence, RD#5, Box 432, Kittanning, Pennsylvania by handing to Rosemary Lingelbach, Adult Person in Charge a true and correct copy thereof and made known to Rosemay Lingelbach the contents therein.
Signature illegible,
Sheriff Armstrong County
See Affidavit of Servcie endorsed hereon by Sheriff of Armstrong County, Pennsylvania, which is part of this return.
So Answers: Robert M.Stevens, Sheriff, Crawford County, PA.

Sheriff's Return and Affidavit of Service filed. SERVED the within Writ of Summons on Oct. 20, 1993 at 2:05 p.m. upon Harchelroad Trucking Inc. at Tilford Rd. by handing to Marian Bowman (Office Manager) 1 a true and correct copy thereof and made know to her the contents therein.
Al Conti, Sheriff Allegheny County
See Affidavit of Servcie endorsed hereon by Sheriff of Allegheny County,Pennsylvania, which is part of this return.
So answers: Robert M.Stevens, Sheriff, Crawford County, PA

Jun. 16, 1994 Upon Praecipe of Gary A. Fabian, Esquire, Attorney for Plaintiffs, the above-captioned matter settled and discontinued of record.

82

1993

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Gary A. Fabian

982.

CHARLES M. FULLER and AMY L. FULLER, his wife

vs.

WILLIAM L. NORTHIME, JR.

Filed September 29, 1993
@ 3:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	46.00
Pro:Co.pd 6/6/94	6.00

WRIT OF SUMMONS
Issued Sheriff

Nov. 9. 1993 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Butler County, Pennsylvania to serve the within Summons according to law;. The defendants alleged address is RD 1, Box 690, Chicora, Pa. 16025. Robert M. Stevens, Sheriff
Crawford County

AFFIDAVIT OF SERVICE: SERVED the within Summons on October 26, 1993, at 9:05 A.M. upon William L. Northine Jr. at Butler County Sheriff's Office, Butler by handing to William L. Northine, Jr. a true and correct copy thereof and made known to him the contents therein. Sheriff Butler County

Jun.6, 1994 Upon Praecipe of Gary A. Fabian, Esquire, Attorney for Plaintiff, the above-captioned matter is marked settled and discontinued of record.

1993

983.

Barbar & Associates
John J.Barber

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

vs.

ROBERT P. CERVONE

Filed September 30, 1993
@ 1:09 pm

Tax & entry pd 9-30-93 50.50
User's Fee pd 9-30-93 5.00

APPEAL FROM ORDER OF SUSPENSION OF MOTOR VEHICLE OPERATING PRIVILEGES

Sep. 30, 1993 Appeal from Order of Suspension of Motor Vehicle Operating Privileges and ORDER filed. AND NOW, t o-wit, this 4th day of October, 1993, upon consideration of the foregoing Appeal from Order of Suspension of Motor Vehicle Operating Privileges, it is hereby ORDERED aND DECREED that a Rule will be issued upon the Pennsylvania Department of Transportation to appear and how cause why the relief requested in said Appeal should not be GRANTED, Rule returnable sec. leg.

Further, the Defendant's counsel is directed to serve the Appeal Petition upon t he Secretary of Transportation. A hearing is hereby scheduled for the 30th day of December, 1993 at 9:15 o'clock A.M. in the Crawford County Courthouse. This Order shall be served on on the Department by counsel forthwith.

BY THE COURT:
Gordon R. Miller, J.

10-19-93 Copy of Order to Atty. Barber & Pltf.

Dec. 29, 1993 Motion For Continuance of Hearing and Order filed AND NOW, to-wit, this 29 day of December, 1993, upon consideration of the foregoing Motion for Continuance of Hearing it is hereby ORDERED and DECREED that said Motion is GRANTED. The Hearing in the instant matter will be rescheduled after the Motion for Reinstatement of Appellate Rights Nunc Pro Tunc is resolved.

BY THE COURT,
Anthony J. Vardaro, J

Jan. 7, 1994 Copies of order mailed to Atty's Barber & Kuhar

Jan. 24, 1995 Motion to Schedule Hearing and ORDER filed. AND NOW, to-wit: this 23rd day of January, 1995, uponconsideration of the foregoing Motion to Schedule Hearing, it is hereby ORDERED that a hearing on the above-captioned matter shall be held on the 30th day of March, 1995, at 10:00 A.M. in Courtroom No. 1, 2 or 3 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Gordon R. Miller, J.

1-24-95 Faxed Atty, Kuhar, Mailed Barber.

Mar. 30, 1995 ORDER filed. AND NOW, March 30, 1995 at the time set for hearing with regard to this appeal concerning the suspension of the Defendant's motor vehicle operating privileges,the Defendant does not appear nor does his counsel, and counsel for the Department indicates that in a conversation yesterday with the attorney for the Defendant, it appeared that there was a strong possibility that neither the Defendant nor his counsel would appear this day.

We have proceeded without the Defendant or counsel present and after hearing,we determine that the suspension by the Commonwealth was appropriate and it is affirmed and the appeal of the Defendant is DISMISSED.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

3-30-95 Copies dist.toKKuhar & Barber

May 11, 1995 Exhibits filed.

1993

Jack L. Cherkin
Dominic D. Salvatori

984.

Thomas, Truax,
Spadafore and Walker
R. Charles Thomas

KAREN SUE MATHERS and
CHARLES M. MATHERS, her
husband

vs.

JAMES HOPKINS

Filed September 30, 1993
@ 1:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro.Co.Pd 10/17/94	6.00

Jury Trial Demanded

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 15, 1993 Sheriff's Return filed. SERVED James Hopkins personally on October 13, 1993 at 3:50 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M.Stevens, Sheriff

Oct. 27, 1993, Appearance of R. CHarles Thomas, of thomas, Truax, Spadafore and Walker, attorneys for defendant filed.

Nov. 8, 1993, Preliminary Objections to Plaintiffs' Complaint filed. 1 copy (atty)

Nov. 9, 1993 Request for Production of Documents, filed.

Nov. 9,1993 Notice of Deposition of James Hopkins, Defendant, filed.

Nov. 12, 1993 Amended Complaint filed.

Dec. 28, 1993 Answer and New Matter, filed. (1 copy Atty)

Jan. 28, 1994 Reply to New Matter, filed.

May 17, 1994 Certificate of Readiness filed.

Aug. 16, 1994 Certificate of Readiness, filed.

ON OCTOBER, 1994 TRIAL LIST

Sep.15, 1994 Notice of Deposition of Dr. Carl H.Snyderman, filed.

Oct.17, 1994 Upon Praecipe of Dominic D.Salvatori,Esquire, the above-captioned case is marked settled and discontinued of record.

1993

Darrell L. Kadunce

985.

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
john M. Quinn, Jr.
for dft. MMC

~~Law Offices of~~
~~J. Douglas Murphy~~
J. Douglas Murphy
~~Robert J. catalde~~
~~for dfts. Schroeckenstein & Eidbo withdrawn~~

Grogan, Graffam, McGinley & Lucchino, PC
Terrence F. McVerry
for dft. Dalton

Marsh, Spaeder, Baur Spaeder & Schaaf
Francis Klemensic
for dfts. Eidbo and Schroeckenstein

FRANCIS WEIDERSPAHN, Personal Representative and Executor of the Estate of SARA WEIDERSPAHN, Deceased, and FRANCIS WEIDERSPAHN, Individually

vs.

MEADVILLE MEDICAL CENTER BRIAN DALTON, MD., RICHARD SCHROECKENSTEIN, M.D. ~~and JOEL EIDBO, MD~~.

Filed September 30, 1993
@ 1:46 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 14, 1993 SHERIFF'S RETURN filed. SERVED Meadville Medical Center on October 7, 1993 at 11:28 AM by handing a copy of the Summons to Nancy Blystone, Administrative Assistant, at Meadville Medical Center, 751 Liberty Street, Meadville, Crawford County, Pa.

SERVED Brian Dalton, M.D. on October 7, 1993 at 11:43 AM by handing a copy of the Summons to Elaine Johnson, Secretary, at 505 Poplar Street, Meadville, Crawford County, Pa.

SERVED Richard Schroeckenstein, M.D. on October 7, 1993 at 11:26 AM by handing a copy of the summons to Nancy Blystone, Administrative Assistant at the Meadville Medical Center, 751 Liberty Street, Meadville, Crawford County, Pa.

SERVED Joel Eidbo, M.D. on October 7, 1993 at 11:27 AM by handing a copy of the Summons to Nancy Blystone, Administrative Assistant at the Meadville Medical Center, 751 Liberty Street, Meadville, Crawford County, Pa.

So answrs, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 25, 1993, Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by John M. Quinn, Jr., attorneys for dft. Meadville Medical Center (one of dfts.) filed.

Oct. 25, 1993, Upon praecipe of attorneys for dft. Mead. Medical Center, Rule entered upon plaintiff to file complaint, issued.

Oct. 25, 1993, Appearance of J. Douglas Murphy and Robert J. catalde, of Law Offices of J. Douglas Murphy, attorneys for defendants Richard F. Schroeckenstein, M.D. and Joel R. Eidbo, M.D., filed.

Oct. 25, 1993, Upon praecipe of attys. for dfts. Richard f. Schroeckenstein, M.D. and Joel r. Eidbo, M.D., Rule entered upon the plaintiff to file complaint, issued.

Nov. 8, 1993, Appearance of Grogan, Graffam, McGinley & Lucchino, PC, attorneys for defendant Brian Dalton, filed. Rule entered upon plaintiff to file Complaint, issued.

Nov. 12, 1993 Complaint in Civil Action, filed.

Dec. 10, 1993 Answer Of Defendant, Meadville Medical Center filed.

Dec. 21, 1993, Upon praecipe of attorneys for dfts. schroeckenstein and Eidbo, appearance entered by Francis J. Klemensic, of Marsh, Spaeder, baur, Spaeder & Schaff, and appearance withdrawn by J. Douglas Murphy.

Jan. 11, 1994 Answer On Behalf of Defendants, Richard Schroeckenstein, M.D. and Joel Eidbo,M.D

Jan. 12, 1994 Notice of Serving Interrogatories, filed.

Jan. 13, 1994 Amended Answer and New Matter, filed.

Jan. 18, 1994 Answer and New Matter filed.

Feb. 22, 1994 Notice of Service of a First Set of Interogatories and First Request For Production of Documents, filed.

Apr.7, 1994 Notice of Service of Request for Production of Documents, filed.

Apr. 28,1994 Certificate of Service, filed.

Apr. 28, 1994 Notice of Service of Request For Production of Documents, filed.

May 31, 1994, Notice of Service of Responses to Request for Production of Documents Directed to Defendants Richard Schroeckenstein, M.D. and joel R. Eidbo, M.D., filed.

Jun. 10, 1994 Notice of Answer to Interrogatories Being Completed by Plaintiff, filed.

Jun. 16, 1994 Notice of Answers to Interrogatories being Completed by Plaintiff, filed.

July 8, 1994 ReplyTo New Matter on behalf of Defendant Dalton, filed.

July 8, 1994 Reply To New Matter on behalf of Defendants Schroeckenstein and Eidbo,filed.

July 21, 1994 Notice of Answer To Interrogatories Being Completed by Plaintiff filed.

Aug. 9, 1994 Motion For Judgment On the Pleadings and/Or Summary Judgment on behalf of Defendants, Richard Schroeckenstein, M.D., and Joel Eidbo, M.D., filed.

Aug. 9, 1994 Upon praecipe of Francis J. Klemensic, Esq., attorney for defendants Richard Schroeckenstein, M.D., and Joel Eidbo, M.D., this case placed on next Argument List.

ON SEPTEMBER 1994 ARGUMENT LIST

Jan. 30, 1995 Stipulation for Discontinuance Pursuant to Pa.R.C.P.229 and ORDER filed. On this, the 30 day of January, 1995,upon Stipulation of all counsel of record, it is hereby Ordered that this action, as to Defendant JOEL EIDBO,M.D., ONLY, is discontinued, with prejudice, and the Prothonotary is ordered to mark the docket disctoninued with prejudice as to Defendant, Joel Eidbo, M.D., only.

Anthony J. Vardaro, J.

1-30-95 Faxed copies Klemensic ,McVerry & Quinn. By Mail to Kkadunce.

Continued to Page 455

986.

BONNIE S. WYANT

vs.

GREG DRONKO

Filed September 30, 1993
@ 2:46 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	28.00

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

ORDER:

And now, this 30 day of Sept. , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the Oct. 7, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 4, 1993 Sheriff's Return filed. SERVED Greg Dronko personally on October 1, 1993 at 9:20 AM by handing a copy of the Protection from Abuse at his residence, R.D.#1, Route 198, Box 295, Guys Mills,Crawford County, PA.

So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 11, 1993 ORDER filed. AND NOW, October 7, 1993, at the time scheduled for abuse hearing, it appears that the defendant categorically denies the allegations of any threats or abuse against the plaintiff contained in the Petition.

The defendant now advises the Court he has reconciled with his wife and has no intention of directly or indirectly contacting, annoying, harassing or threatening the plaintiff in any manner.

The plaintiff also advises the Court that she considers the romance with the defendant over and that she has no intention whatsoever to contact him directly or indirectly or go to his residence or encourage him to come to her residence for any purpose.

The Court sees no useful purpose being served by having a lengthy hearing between these two parties to ascertain where the truth lies. Since both agree the romance is over and neither wants anything to do with the other, the Court in this case hereby directs that the defendant not contact the plaintiff in any fashion, directly or indirectly, call her or write her or go to her residence or any place where he knows she is present for any purpose.
Likewise, the plaintiff agrees that she will not in any fashion contact or encourage the defendant to reconcile with her and renew their former romantic relationship.

In view of these positions taken by both parties, the Court declines to enter an Order of Abuse in this case, will take the parties at their word and render no final decision in this case.

In the event the defendant violates the terms and conditions of this Order, the plaintiff may file a new abuse petition spelling out with specificity the exact provisions of this agareed Order that the defendant has violated.

No copy of this Order will be forwarded to County Control and no police officer is authorized to intervene in this case in the event there is a claim by either party that their agreement this date has been violate.

In view of the aforesaid Order, the Court directs the County to pay the costs in this case as it does not believe it would be justified to require either party to pay costs in view of the manner in which the Court handled this case.

The parties mutually agree that a picnic table in possession of the defendant belongs to the plaintiff. The defendant will see the same is delivered to the neighbor that lives across the street from his residence on or before 9 a.m., Saturday morning, and the plaintiff may go to the neighbor's residence and pick up the picnic table. The plaintiff shall not go across the street to the defendant's home and the defendant may not be present or speak to the plaintiff when she picks up the picnic table.

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

Oct. 19, 1993 copy to Plf. & Dft.

1993

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Stephen E. Hall

987.

GINGER ANN AMEND

vs.

JAMES RICHARD AMEND

Filed September 30, 1993
@ 3:13 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Sheriff's Costs	35.00
Pro Pd 10/18/95	9.00

COMPLAINT IN DIVORCE
1 copy Sheriff

Oct. 15, 1993 Sheriff's Return filed. SERVED James Richard Amend personally on October 13, 1993 at 9:30 AM by handing a copy of the Complaint in Divorce in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M.Stevens, Sheriff

Oct.18, 1995, Notice of Intention to Request Entry of Divorce decree, Affidavit Under Section 3301(d) of theDivorce Code, Counter-Affidavit Under Sect. 3301(d) of the Divorce Code filed.

Oct. 18, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Oct. 25, 1995, ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
X Protection from Abuse court costs and fees at A.D. 1993-903 have not been paid by the Defendant in the amount of $89.50.
X As to a 3301(d) divorce:
X There is no original 3301(d) affidavit contained in the Prothonotary's file.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree. BY THE COURT:
Anthony J. Vardaro, J.

Oct. 25, 1995 Copy placed in Atty. Hall's Mailbox; mailed defdt.

Oct. 27, 1995, Notice of Intention to Request Entry of Divorce Decree, Affidavit Under Section 3301(d) of the Divorce Code, and Counter-affidavit Under SEction 3301(d) of Divorce Code filed.

Nov 22, 1995 Petitiion For Contempt and Order, filed. AND NOW, this 22 day of November, 1995, upon consideration of the foregoing petition, a hearing is hereby scheduled for Motion Crt. 8:45 AM, December 6, 1995 in Courtroom # 1 or 2, Crawford County Courthouse, Meadville, PA 16335. Plaintiff shall provide a copy of this Order to defendant by mailing it to him at this last known address by first class mail. Anthony J. Vardaro, J.
Nov 22, 1995 Faxed Hall

Dec. 13, 1995 ORDER filed. AND NOW, December 6, 1995 the Court notes that this a divorce action and thePlaintiff has previously praeciped to present this matter to the Court for considerat of the granting of a divorce action. The matter was returned to her because there were outstanding costs at a protection from abuse actionat No. 1993 - 903 in the amount of $89.50.
The Plaintiff was directed byPresident Judge GordonR. Miller to pursue a contempt action against the Defendant so that those costs could get paid and the divorce could go through.
Unfortunately,the undersigned is more familiar with the history of this case and essentially, Mr. Amend has avoided service consistently in various proceedings and we are convinced that the only way to serve him with notice of a contempt hearing would be personally if he could be found,or if not, inthe alternative through publication in newspapers in Allegheny County. Counsel for the Plaintiff appears in Motion Court this day at a time which was set for the return of a hearing withregard to the contempt petition and notes that he attempted to serve the Defendant at his last known address by regular mail and that letter was returned indicating that the Defendant did not live at that address and his address was unknown.
Under all these circumstances,we do not believe it would be fair to the Plaintiff to require her toserve the Defendant in a manner necessary to bring him to a contempt hearing at expense well in excess of $89.50 and accordingly, it is ordered and directed that an exception will be made in this case and the Plaintiff may once again praecipe to have this matter reviewed by the Court for a divorce and the Court will grant the divorce if everything else is in order, except for the outstanding protection from abuse costs.
This order is without prejudice to the Prothonotary to pursue a contempt against JamesRichard Amend for these outstanding costs which he was ordered to pay, and in the event it comes to the Plaintiff's attention or her counsel's attention where the Defendant is located, they shall promptly notify the Prothonotary to aid in pursuing these outstanding costs.
BY ORDER OF THE COURT,
Anthony J. Vardaro,J.
12-13-95 Copy to Atty. Hall

Dec. 13, 1995 Upon Praecipe of Stephen E.Hall,Esquire Attorney for plaintiff to re-transmit record, Case moved to Court.

DIVORCE DECREE FILED

Dec. 19, 1995 AND NOW, December 18, 1995, it is hereby ordered and decreed that GINGER ANN AMEND, Plaintiff, and JAMES RICHARD AMEND, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
BY THE COURT:
Anthony J. Vardaro, J.

1993

John P. GAGLIOTTI

~~David W. Pickens~~ (withdrawn)

988.

Swisher Law Offices
C. Crady Swisher, III

JAMES BRINK d/b/a BRINK CONSTRUCTION

vs.

EVELYN CAMASI, individually and t/a, d/b/a CRAWFORD COUNTY RENTAL SERVICES

Filed October 1, 1993
@ 11:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	26.00
Pro Co paid	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Oct. 13, 1993 Sheriff's Return filed. SERVED Evelyn Camasi personally on October 7, 1993 at 1:20 PM by handing a copy of the Complaint to her at her place of business, Crawford County Rental Services, 210 Park Avenue Plaza, Meadville, Crawford County, PA.
So answers, Scott D. Youngs, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 15, 1993 Defendant's Preliminary Objections filed.

Nov. 15, 1993 Appearance of Swisher Law Offices by C. Crady Swisher, III forDefendants filed.

Nov. 15, 1993 Upon praecipe of Defendant Attorney the above Preliminary Objections are placed on the next available argument list.

ON 1993 DECEMBER ARBUMENT LIST

Feb. 24, 1994 Upon Praecipe of plaintiff attorney, this case placed on next Argument List.

ON 1994 MARCH ARGUMENT LIST

Mar. 31, 1994 Memorandum and Order filed. AND NOW, March 31, 1994, the defendant's preliminary objections are denied except as follows.
Those portions of paragraph 21 and paragraph 24 of Count Ii that make reference to an agreement or contract are hereby stricken
The defendant shall file a responsive pleading within twenty (20) days from the date of this Order.
BY ORDER OF COURT,
Gordon R. Miller, J

Mar. 31, 1994 Copies dist. to Pickens & Swisher

Jun. 10, 1994 Answer, New Matter, and Counterclaim, filed.

June 13, 1994 AND NOW, upon praecipe of Plaintiff's attorney judgment is hereby entered in favor of the plaintiff and agaisnt the defendant above named for Eleven Thousand Six Hundred Ninety Dollars and 63/100.
Entered 6-13-94 Debt: $11,690.63
C - 52, 84 JUDGMENT
Barbara H. King, Pro.

Jul. 18, 1994 Upon Praecipe of C. Crady Swisher, III, Esquire, the above captioned matter is placed on the next available Argument List.

ON AUGUST, 1994 ARGUMENT LIST

Aug. 22, 1994 Answer, New Matter, and Counterclaim, filed.

Sep. 6, 1994 Reply to New Matter and Counter-claim, filed.

Sept. 22, 1994, Joint Motion to Withdraw as Counsel and Substitute Counsel for plaintiff and Order filed. ORDER: AND NOW, this 21st dayof Sept. 1994 upon consideration of the foregoing motion, the same is hereby granted and it is ORDERED:
That David W. Pickens, Esq. is hereby granted leave to withdraw as counsel for plaintiff int he above matter and said withdrawal is hereby noted of record.
That John p. Gagliotti is hereby granted leave to enter his appearance on behalf of the plaintiff as counsel, and said appearance is hereby noted of record.
John P. Gagliotti, 211 Chestnut St. Meadville, Pa. 16335, 814 337-4331.
BY ORDER OFTHE COURT,
Gordon R. Miller, J.
9/22/94 faxed to P ickens, Gagliotti and mailed to Swisher.

2-24-44 Briefed

1993

John P. Gagliotti
David W. Pickens

989.

Elderkin, Martin, Kelly & Messina
Kenneth g. Vasil

Marsh,Spaeder,Baur, Spaeder & Schaaf
Thomas M. Lent

GRACE M. PURI

vs.

DIOGENES A. SAAVEDRA, M.D. and ELIZABETH CEREMUNGA

Filed October 1, 1993
@ 11:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff'sCosts	35.00
Pro Co pd 4-19-96	6.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 13, 1993 Writ Return filed. SERVED Diogenes A. Saavedra M.D. on October 7, 1993 at 11:54 Am by handing a copy of the Summons and Request for Docuements to Jeanette Wilmoth, Adult in Charge at the business, 604 Highland Avenue, Meadville, Crawford County, PA.
NOT FOUND as to Defendant Elizabeth Ceremunga. She has not been at 604 Highland Avenue, Meadville, PA, since December of 1992, possibly moved to Ohio.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 21, 1993, Appearance of Elderkin, Martin, Kelly & Zamboldi, by Kenneth G. Vasil, Esq. attorneys for defendants filed.

Oct. 21, 1993, Notice of Service of Interrogatories to Plaintiff (First Set) filed.

Oct. 21, 1993, Upon praecipe of defendants attorney, Rule directed to Plaintiff to File Complaint issued.

Nov. 3, 1993 Affidavit of Service filed. The undersigned hereby certifies that he served a Rule to File Complaint on the Plaintiff by mailing the same by certified mail, return receipt requested, to her following attorney of record, David W. Pickens, Esquire, 1044 Liberty Street, Meadville, Pennsylvania, 16335. Said Rule was received by Attorney Pickens on October 27, 1993, as evidenced by the return receipt card, a copy of which is attached hereto.
Dat ed: October 29, 1993 Kenneth G. Vasil, Esquire, Attorney for Defendants

Nov. 9, 1993 11/2/93 Service of the foregoing Rule is hereby accepted.
David W.Pickens, Esquire
Attorney for Plaintiff

Nov. 12, 1993 Notice of Service of Answers to Request for Production of Documents, filed.

Nov. 22, 1993, Notice of Servcie of Answers to Interrogatories and Request for Production of Documents (First Set) filed.

Nov. 30, 1993, Complaint filed. 2 copies (atty)

Jan. 3, 1994 Upon Praecipe of Thomas M. Lent, Esquire, Co-counsel for Defendants, the above captioned matter is place on the next available Argument List.

ON FEBRUARY, 1994 ARGUMENT-LIST

Jan.14, 1994 Upon Praecipe of Marsh, Spaeder, Baur, Spaeder & Schaaf, by Thomas M. Lent, Esquire, for Diogenes A. Saavedra and Elizabeth Ceremuga, Defendants, filed.

Jan. 21, 1994 Amended Complaint filed.

Jan. 24, 1994 Certificate of Service, filed. I hereby certify that a certified copy, and a second copy, of the Plaintiff's Amended Complaint and Notice to Defend in the above referenced case have been served by United States, first-class mail, postage prepaid on this 21st day of January, 1994 upon the Kenneth G. Vasil, Esquire and Thomas M. Lent, Esquire.

Mar. 30, 1994 Answer and New Matter filed.

Mar. 30, 1994 Answer and New Matter to Plaintiff's Amended Complaint, filed.

Apr. 18, 1994 Reply to Answer and New Matter to Plaintiff's Amended Complaint of Diogenes A. Saavedra, M.D., filed.

Apr. 18,1994 Reply to Answer and new Matter to Plaintiff's Amended Complaint of Elizabeth Ceremuga, filed.

July 8, 1994 Notice of Taking Depositions on Oral Examination of Elizabeth Ceremuga, filed.

1-3-94 Dep Brf filed

July 8, 1994 Notice of Taking Depositions on Oral Examination of Diogenes A. Saavedra, M.D., filed.

Dec. 9, 1994 Amended Answer and New Matter filed.

Feb. 9, 1995 Motion to Substitute Counsel and ORDER filed. AND NOW, this 8th day of February, 1995, upon consideration of the foregoing motion, the same is hereby granted and it is ORDERED:
That David W. Pickens, Esquire, is hereby granted leave to withdraw as counsel for plaintiff in the above captioned matter and said withdrawal is hereby noted of record.
That John P. Gagliotti is hereby granted leave to enter his appearance on behalf of the plaintiff as counsel, and said appearance is hereby noted of record, as follows:

John P. Gagliotti, Esquire
211 Chestnut St.
Meadville, PA 16335
(814) 337-4331

BY ORDER OF THE COURT:
Gordon R. Miller, J.
Feb. 9, 1995 Order FAXED Attys. Gagliotti and Pickens.

Record Continued on Page 439

1993

990.

JENNIFER A. YASHINSKI

vs.

MARK A. YASHINSKI

Filed October 1, 1993
@ 11:55 AM

Tax & entry pd 5-10-94 50.50
User's Fee pd 5-10-94 5.00
Pro co. pd 5-10-94 9.00

10-8-93
Rec $0.00 praecipe in envelope

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

ORDER:

And now, this 1st day of October , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact plaintiff in any way. He shall not go to Plaintiff's residence. Custody of any child born shall be awarded to plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 8, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 21, 1993 ORDER filed. AND NOW, oct. 8, 1993, at the time fixed for hearing in this matter, the plaintiff appeared in open court and agreed to drop the PFA action. She does not want to pursue in any further.

She does receive disability from Quality Markets and the defendant works at Pizza Hut.

ACCORDINGLY, the defendant shall pay record costs of $64.50 no later than Nov. 8, 1993. He shall make payment to the Prothonotary of Crawford Co. in the Crawford Courthouse.

The Temporary Abuse Order entered Oct. 1, 1993 is hereby vacated. A copy of this Order shall be delivered by the Prothonotary to Crawford County Control and to the Titusville Police Department.

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

Oct. 22, 1993 Copies of Order given to Co. Control and Titusville, P.D.,Oct. 29,1993 Copies mailed to Plf., Dft.

1993

Ostroff & Kline
Jonathan Ostroff

David B. Kline

Anthony J.Voci, Jr.

991.

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss

John B. Brautigam

John M.Dawson

PATRICIA CHEERS and BRAD CHEERS, h/w

vs.

JAMES FASENMYER

✓ Filed October 1, 1993
@ 1:39 PM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00
Sheriff;s Costs	53.00
Pro Co pd 3-11-96	5.00 ✓

COMPLAINT IN CIVIL ACTION
1 copy.Sheriff

✓ Oct. 22, 1993, Appearance of E. Max Weiss, of Culbertson, Weiss, Sc hetroma and Schug PC attorneys for dft., filed.

✓ Oct. 26, 1993 Sheriff's Return filed and Affidavit of Service filed. SERVED the within Complaint on October 12, 1993 at 3:40 PM, upon James Fasenmyer at RR#1, Box 958, Venus, PA 16364 by handing to James Fasenmyer, personally a true and correct copy thereof and made known to himthe contents therein.
Oct. 14, 1993 Vern J. Smith, Sheriff Clarion County
by Victor R. Capelle, Jr. Deputy Sheriff
See Affidavit of Service endorsed hereon by Sheriff of Clarion County,Pennsylvania, which is part of this return.
So answers: Robert M.Stevens, Sheriff, Crawford County, PA

✓ Mar. 4, 1994, Notice of Praecipe for Entry of Default Judgment filed.

✓ Mar. 9, 1994 Answer of James fasenmyer to Plaintiff's Complaint filed.

✓ Apr. 5, 1994 Interrogatories and Request for Production of Documents, filed.

✓ Apr. 6, 1994 Certificate of Service filed. The undersigned hereby certifies that Answers to Plaintiffs' Int errogatories and Responses to Plaintiffs' Request to Produce were served by first calss mail upon David B. Kline, Esquire, Attorney for Plaintiffs, on April 6, 1994, by forwarding a copy of said Answers.
John B. Brautigam, Esquire

✓ May 17, 1994 Notice ot Taking Depositions on Oral Examination of Brad Cheers filed.

✓ May 17, 1994 Notice of Taking Depositions on Oral Examination of Patricia Cheers filed.

✓ Oct. 20, 1994 Upon praecipe of plaintiffs attorney, Notice of Completion of Discovery, filed

✓ Dec. 8, 1994 Notice of Deposition of Bridget Dolnosich, LPT filed.

✓ Jan. 20, 1995 Notice of Deposition of Bridget Dolnosich, LPT filed.

✓ Mar. 20, 1995 Notice of Deposition of Bridget Dolnosich, LPT, filed.

✓ June 29, 1995, Notice to Complete Discovery filed.

✓ Sept. 20, 1995, Certificate of Readiness filed.

✓ Jan. 26, 1996 Appearance of Ostroff & Kline, P.C. by Anthony J.Voci, Jr.,Esquire,Attorney for Plaintiffs, filed.

✓ Jan. 26, 1996 Certificate of Service filed. I, Anthony J.Voci, Jr.,Esquire,attorney for Plaintiffs, hereby certify that a true and correct copy of aNotice of Videotape Deposition of Leslie Tar, M.D. has been served upon counsel listed below byregular first class mail, postage prepaid, on this 24th day of January, 1996.
John M. Dawson, Esquire
Culberston,Weiss, Schetroma & Schug,P.C.
911 Diamond Park, Meadville,PA16335 By:Anthony J.Voci, Jr., Esquire

✓ Jan. 26, 1996 Motion for Continuance of Pretrial Conference, filed.

✓ Jan. 26, 1996 ORDER filed. AND NOW, this 26thday of January, 1996, upon consideration of the Motion for continuance of Pretrial Conference,it is hereby ORDERED and DECREED that the pretrial conference inthe above matter will take place on Monday, January 29,1996 at 3:00 p.m.
FOR THE COURT:
Ann A. Walker, Court Administrator

1-26-96 Voci & Dawson

✓ Jan. 31, 1996 Pretrial Order filed. AND NOW,January 31, 1996, after pretrial conference with both counsel present, the Court enters the following Order:
1. All discovery is completed and all parties are ready for trial. It is the desire of the parties that trial not begin until the week of February 20, 1996, and preferably on February 21, 1996. The Court will try toaccomodate that week. The partiesshould be prepared to begin this case on February 20,1996,if the schedule requires that to occur and they should also be prepared to pick a jury on the morning of February 12, 1996. The Court Administrator will keep counsel for both parties informed as the schedule develops. It is anticipated that this case will take approximately two days at the longest.
2. This case appears to be a straight forward negligence case resulting from an automobile accident on July 8, 1992, in whichthe plaintiff, Patricia Cheers, was a passenger ina vehicle driven by the plaintiff, Brad Cheers. There appears to be no unusual legal issues and the parties agree that liability is admitted and the only issue tobe tried will be damages.
3. The parties have agreed that the plaintiff will take the deposition of Dr. Leslie Tar on February 7, 1996. The plaintiffs have not attached to their pretrial narrative a written report or summary of the testimony of Dr. Tar that is required by Local Rule L212A, but plaintiffs' counsel indicates he does not have anything in writing from Dr. Tar. Under these circumstances and due to the fact that Dr.Tar is the treating physician and apparently there have beenmedical records available to the defendant's counsel,we will not require this summary,but in the event Dr. Tar testifies to anything unusual at the February 7, 1996,deposition,or Order is without prejudice to the defendant to move for a continuance to consult his own expert.

Continued to Page 491

1993

Barbara J. Walton

992.

BRIAN HEWLETT

vs.

LINDA HEWLETT

Filed October 1, 1993
@ 1:39 PM

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

COMPLAINT FOR DIVORCE
2 copies atty.

Oct. 13, 1993 Affiavit of Service filed. 1. A true and correct copy of the Complaint for Divorce filed in the above-captioned matter was served upon the Defendant LINDA HEWLETT, by certified mail, restricted delivery, pursuant to Pa. R.C.P. 412 on oct. 8, 1993, as is evidenced by the U.S. Postal Service Return Receipt (Certified No. P 100656404) attached hereto as Exhibit A. 2. 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: Oct. 13, 1993

Barbara J. Walton, Esq.

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/13/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Barbara J. Walton

993.

Peters,Lindsay,Lewis
& Hatheway
Brian J.Lindsay

RICKEY J. HARMON

vs.

JENNIFER HARMON

Filed October 1, 1993
@ 1:39 PM

Tax & entry paid 50.50
User's Fee paid 5.00

John Spataro, Mediator

COMPLAINT FOR ~~DIVORCE~~ CUSTODY
2 copies Atty.

Dec. 7, 1994 Petition to Proceed in Forma Pauperis Pursuant to PA. R.C.P. 240 and ORDER filed. AND NOW, this 7 day of December, 1994, upon consideration of the petition filed by the Respondent in this action, and supported by an affidavit attached hereto, Respondent is granted to leave to proceed in forma pauperis at this time.

The Respondent is direct to inform the Prothonotary's Office or the Court of any improvement in her financial circumstances that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of her financial condition.

BY THE COURT:
Anthony J.Vardaro,J,.
12-13-94 FAxed to Atty. Walton & Mailed to Respondent

Dec. 7, 1994 Request for Mediation and ORDER filed. AND NOW, this 2 day of Dec., 1994,upon review of the Request for Mediation, John Spataro is hereby appointed mediator to hold a mediation conference, for the parties to work out anamicable visitation schedule for the subject minor child.

BY THE COURT:
Anthony J,.Vardaro, J.
12-7-94 Faxed to Attys. Spataro, Walton & given to Atty.Lindsay

Feb. 13, 1995 TEMPORARY ORDER filed. AND NOW, this 7 day of February,1995, after Mediation inthe above referenced matter and upon the recommendations of theChild Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1) The parties shall share legal and physical custody of the subject minor child, Robert Harmon, born October 20, 1989.

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

3) The Plaintiff, Rickey Harmon,shall have primary physical custody of the minor child, subject to the partial custody and visitation rights of the mother as follows:

a. The mother shall have the right to take the child into her care and custody on Tuesday and Friday of each week beginning at 2:00 p.m. and continuing until 5:00 p.m.

b. Beginning in May of 1995, the mother shall have the right to take the child into her care and custody every Tuesday and Friday from 2:00 p.m. until 6:30 p.m.

c. Beginning with the month of August, 1995, the mother shall have the right to take the child into her care and custody on Tuesday from 2:00 p.m. until 6:30 p.m. and on Friday, from 2:00 p.m. until Saturday at 1:00 p.m. subject to the approval of the father and father's counsel with respect to the overnight visitation. Father shall not unreasonably withhold his approval of the overnight visitation provided that the mother shall have first submitted for father's inspectionand the inspection of father's counsel a written statement from an authorized srepresentative of Veos, Inc. and a written statement from Dr. Tariq Quereshi, mother's treating physician, sthat mother is capable of having the child for one overnight visit. In the absence of such documentation, father shall be permitted to deny mother overnight visitation until such time as said documentation has been submitted to him and his counsel.

4) Holiday visitation shall be arranged as follows:

a. Christmas. The parties shall share partial custody of the child on Christmas Day as follows: Commencing with Christmas, 1995, the mother shall have the right to have the child in her care and custody from 1:00 p.m. on Christmas Eve until 1:00 p.m. on Christmas Day. Father shall have the right to have the child from 1:00 p.m. on Christmas Day and continuing until 8:00 p.m. and then continuing in accordance with the provisions appearing in Section 3 of this order. Mother's Christmas Day visitation with the child shall take place at the home of the mother's parents, Mr.and Mrs. Thomas, who reside at R.D.#1, Box 237B,Atlantic,Pennsylvania, 16111. In order to effectuate this arrangementin 1995 and each odd numbered year hereafter, the father shall deliver the child to the home of Mr.and Mrs. Thomas in Atlantic,Pennsylvania,promptly at 1:00 p.m. on Christmas Eve, 1995. The grandparents, Mr. and Mrs.Thomas, shall then return thechild to the father at his residence on Christmas Day, promptly at 1:00 p.m. It is understood that the overnight visitation will be at the grandparents home and not the home of the mother.

The parties shall alternate the above arrangement each year thereafter so that on even numbered years mother shall have the child Christmas Day from 1:00 p.m. until 8:00 p.m., with her parents sharing the transportation with father.

b. Thanksgiving. For Thanksgiving,1995 and every odd numbered year hereafter, the mother shall have the right to have the child in her care and custody from 11:00 a.m. until 6:00 p.m. Thanksgiving Day. In order to effectuate this arrangement, the father shall deliver the child to the home of the mother at 11:00 a.m. on Thanksgiving Day. It is understood that the mother willbe picked up by her parents at or about 11:00 a.m. on Thanksgiving Day so that she can be transported to the home of her parents and enjoy Thanksgiving dinner with her family, the child andothers. The child shall then be returned to the home of the mother by 6:00 p.m. on Thanksgiving Day, at which time the father shall pick up the child and take the child back to the home of the father.

c. Easter. Commencing with Easter, 1996 and every even numberedyear hereafter,the mother shall have the right tohave the child in her care and custody from 9:00 a.m. until 6:00 p.m. Easter Sunday. In order to effectuate this arrangement, the father shall deliver the child to the home of the mother at 9:00 a.m. on Easter Sunday. It is understood that the mother will be picked up byher parents at or about 9:00 a.m. on Easter Sunday so that she can be transported to thehome of her parents and enjoy Easter dinner with her family, the child and others. The child shall then be returned to the home of the mother by 6:00 p.m. on Easter Day, at which time the father shall pick up the child and take the child back to the home of the father.

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

e. The mother shall have the right to visit with the child on the child's birthday for a period of four (4) hours, which four hour period shall be agreed uponby and between the parties. In the event the parties are unable to agree, then the mother's period of visitation withthe child will commence at 3:00 p.m. and conclude at 7:00 p.m.

Continued to Page 499

1993

Northwestern Legal Serv.
Christopher Brode

Mary Ann Kirkpatrick

994.

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

Oct. 1, 1993 $150.00 deposited by Plaintiff for Mediation.

12-22-93 Pd Plt/per Kirkpatrick Ck#7974 52.50

12-29-93 Pd Co #798388.50 Recd $88.50 from dft. 2-7-94

2-5-94 Rec'd from dft med dep 150.00

9-13-94 Pd Co Ck#8549 88.50 Bal 150.00 - dep. med dep.

12-15-94 Pd Co #8732 88.50

11-22-94 Rec'd from dft med fee 200.00

CATHY ANN DAHL

vs.

RALPH ALEXANDER MOORE

Filed October 1, 1993
@ 4:15 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 12-29-93 #7984 9.00
William Pineo, Mediator 177.00
Pro Co Pd 12-15-94 $88.00

PETITION TO MODIFY DELAWARE CONSENT CUSTODY ORDER
1 copy atty., 1 copy mediator

Order:
You, Ralph Alexander Moore, have been sued in court to obtain custody of Chase Hunter Moore.
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 agains tyou or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GETL LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
Date: 10/1/93 P. Richard Thomas, S.J.

Oct. 15, 1993 Affidavit of Service filed. AND now, October 13th, 1993, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Cathy Ann Dahl, Plaintiff in the above captioned matter.
2. That on information furnished her by the Plaintiff, she cause a certified copy of the Petition to Modify Custody to be forwarded by Certified Mail, P 100 657 119: postmarked October 2, 1993, to the last known address of the Defendant, Ralph Alexander Moore, P.O.Box 18061, Washington, DC 20036.
3. That the Defendant, Ralph Alexander Moore, on October 8, 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 Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Oct. 12, 1993 Constance L. Deitman

Oct. 25, 1993, Appearance of Gregory A. Keenan, of Thomas, Truax, Spadafore and Walker, attorneys for defendant filed.

Oct. 27, 1993, Preliminary Objection filed. 1 copy (atty)

Nov. 3, 1993 Affidavit of Service filed. Gregory A. Keenan, Esquire, being duly sworn according to law, deposes and says that he served a true and correct copy of a Preliminary Objection, filed in the above action on Mary Ann Kirkpatrick, Esquire, attorney for the Defendant, by personal delivery on October 28, 1993.
Oct. 28, 1993 Gregory A. Keenan, Esquire, Attorney for Plaintiff

Nov. 10, 1993 ORDER filed. AND NOW, NOvember 9,1993, the Court having heard testimony in this matter on November 5, 1993 and the Defendant not being available at that time, we schedule Friday, November 12, 1993 at 2:45 P.M. in Courtroom No. 1 or 2 before the undersigned at the Crawford County Courthouse for the purpose of allowisng the Defendant to testify with respect to whether Crawford County, Pennsylvania is theproper place for this matter to be heard.
BY THE COURT:
Anthony J. Vardaro, J.
Nov. 10, 1993 copy to M.A. Kirkpatrick, G. Keenan

Nov. 12, 1993 Delaware Consent Custody Order filed.

Nov. 15,1993 ORDER filed. AND NOW, November 15, 1993, after hearing in this matter and after discussion with Judge Robinson of the Family Court in Sussex County, Delaware, whereby we determine that Delaware will be declining jurisdiction in this case, the preliminary objections of the Defendant are dismissed and we accept jurisdiction with respect to this matter.
BY THE COURT:
Anthony j. Vardaro, J.
Nov. 19, 1993 copy to M.A. Kirkpatrick & G. Keenan

Jan. 4, 1993 Exhibit filed.

Dec. 21, 1993 TEMPORARY ORDER, filed. AND NOW, this 20 day of December, 1993, after Mediatiion 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, Chase Moore.
2. The parties shall share with each other any and all information which each may have regardifng the health, education, and major events in the life of the subject minor child. The parties are specifically directed to inform each other about their plans for the child, including reasonable detail about where they intend to have the child spend the time that each party has with the child, and about daycare arrangements. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.
3a. The mother shall have primary physical custody of the subject minor child. The father shall have visitation and temporary physical custody for one week each month. For all months except November and December, the period shall begin on the third Saturday of the month and end one week later. For the month of November, in even numbered years, the father's visitation period shall begin on the Saturday preceding Thanksgiving and end on the Saturday after Thanksgiving. In odd numbered years, the father's visitation period shall begin on the first Saturday of the month and end on the following Saturday. For the monthof December, the father's visitation period shall begin on December 27 and end one week thereafter. This arrangement shall terminate on August 15 of the year in which the subject minor child shall have become eligible to enter kindergarten in Pennsylvania.
CONTINUED ON PAGE 94A

1993

Cathy Ann Dahl
vs.
Ralph Alexander Moore

CONTINUED FROM PAGE 94
of Record
A. D. 1993 - 994

b. Beginning on August 15 of the year in which the child shall have become eligible to enter kindergarten in Pennsylvania, the mother shall have primary physical custody from August 15 of each year until June 15 of the following year, and the father shall have primary physical custody from June 15 of each year to the following August 15. The father shall also have visitation and temporary physical custody from December 26 of each year to the day preceding the reopening of school after the Christmas vacation. In addition, the father shall have visitation during the child's spring vacation from school, provided it shall be five days in length from the day after school shall have ended for the spring vacation until the day before school shall resume. During the father's summer period of primary physical custody, the mother shall have the right of visitation and temporary physical custody for two one-week periods, not to be taken in the same month. She will notify the father by Memorial Day of each year of the visitation periods she wishes to select.

c. At all times, the parent not having physical custody of the subject minor child shall have the right to telephone him at reasonable times and for reasonable lengths of time and such conversations will not be unreasonaably monitored by the parent having physical custody.

4. Holiday visitation is as follows:

a. Christmas: The Christmas visitation period shall begin on the day following rthe close of school for the Christmas vacation and end on December 26. The subject minor child shall spend the Christmas visitation period with his mother for 1993, and the parties shall thereafter alternate the Christmas visitation period.

5. Given the uncertainty of the parties' work schedules, they are free to make additional or alternative arrangements, respecting the custodial and visitation periods and are expected to do so if that would be proper and convenient. Said arrangements will be by mutual consent only, in the absence of which this order shall govern.

6. Should it be necessary for either party to cnacel or modify the visitations as set out in this sorder 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 modificatiion be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

7. The parties shall split responsibility for transportation. The parties shall arrange to meet at or near the Somerset Exit of the Pennsylvania Turnpike for the purpose of transferring physical custody of the subject minor child. They shall also arrange the time in which the transfer is to be made. Any person transportign the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

8. Each party shall teach said child to give to the other party that love and arespect 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 paraties 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.

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

11. Costs and fees of this Mediatiion, lwhich 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 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 of mediation 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 (10) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Jan. 4, 1994 copy to W. Pineo, M.A. Kirkpatrick, G. Keenan, Plf. & Dft.

Dec. 29, 1993 Motion for Technical Correction and ORDER filed. AND Now,this 29 day of December, 1993, upon consideratio of the foregoing motion, the same is hereby granted and Paragraph 3a of the temporary order shall be amended to read as follows:

"The mother shall have primary physical custody of the subject minor child. The father shall have visitation and temporary physical custody for one week each month. For all months, except for November and December, the period shall begin on the third Saturday of the month and end one week later. For the month of November, in even numbered years, the father's visitation period shall begin on the Saturday preceding Thanksgiving and end on the Saturday after Thanksgiving. In odd numbered years, the fat her's visitation period shall begin on the first Saturday of the month and end on the following Saturday. For the month of December, the father's visitation period shall begin on December 26 and end one week thereafter. This arrangement shall terminate on August 15 of the year in which the subject minor child shall have become eligible to enter kindergarten in Pennsylvania.

By the Court,
Anthony J. Vardaro, J.

1-5-94 Copy of Order to Attys. Pineo, Kirkpatrick, Keenan & Defendant

Jan. 11, 1994 Motion to Withdraw Appearance and Order filed. AND NOW, this 12 day of January, 1994, upon consideration of consel for the Defendant's Motion to withdraw his appearance on behalf of the Defendant, said motion is Granted and Gregory A. Keenan, Esquire is hereby withdrawn as counsel for Defendant.

By the Court:
Anthony J. Vardaro, J

Jan. 13, 1994 Copies of order to Atty's Keenan and Kirkpatrick

July 7, 1994, Petition for Special Relief filed.

Jul.7, 1994 Petition to Modify Custody Order and NOTICE AND ORDER TO APPEAR filed. You, Cathy D have been sued in Court to obtain custodyof Chase Moore.

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

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

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator, Courthouse, Meadville,PA 16335, (814) 336-1151, ext. 298
Date: 7/7/94 Anthony J. Vardaro,J
7-7-94 Faxed to Atty. Pineo, mailed to Pltf & Deft.

Oct. 12,1994 Temporary Order filed. AND NOW,this 12 day of October, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child,Chase Moore.
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. The parties are specifically directed to inform each other about their plans for the child, including reasonable detail about where they intend to have the child spend thetime that each party has with the child and about daycare arrangements. Health care,school personnel, and other care providers arehereby

Continued to Page 94 B

authorized to release to either party any and all confidential information which they may have regarding the subject minor child.

3.a. The parties shall share physical custody of the subject minor child. The father shall have physical custody of the subject minor child from the Saturday after school shall have closed for the Summer until the Saturday preceding the reopening of school for the skucceeding Fall session at thefather's place of residence. During the father's summertime period of physical custody , the mothershall have the right to designate a twoweek period during which she shall have temporary physical custody and visitation with the subject minor child. The father shall notify the mother by May 15 of each year when schools at his place of residence will close for the Summer and when they will reopen in the Fall. The mother will notify the father by May 15 of each year whichtwo week period she wishes to select.

b. When the subject minor child shall have entered school,then the father's summertime visitation period shall begin on the Saturda Saturday following the close of school at the mother's residence or the Saturday following the close of school at the father's residenc residence, whichever occurs later, andend on the Saturday preceding the reopening of school at the mother's residence, or the Saturday preceding the reopening of school at the father's residence, whichever shall have occured earlier. The other provisions of paragraph 3a. hereof shall remain in affect. physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored bythe parent having physical custody.

c. The parent not having physical custody of the subject minor child shall have the right to telephone him at reasonable lengths of time,and such conversations will not be unreasonably monitored by the parent having physical custody. The Mediator notes for the Court that the parties have presently set telephone calls for each Thursday evening between the hours of 8 and 9 P.M. This is, however,a matter for negotiation between the parties and each party shall keep the other informed of current telephone numbers and availabilty to receive telephone calls.

4. Holiday visitation is as follows:

a. Christmas: In odd numbered years,the father shall have the right of visitation and temporary physical custody for a period to begin on the Saturday preceding Christmas and ending on Saturday two weeks later. In even numbered years,the father's Christ Christmas visitation period shall begin on December 27 and end two weeks later. When the child shall have entered school, the for foregoing schedule shall be modified so that in odd numbered years, the father shall have visitation and temporary physical custody for a period beginning on Christmas Eve and ending on the day preceding the reopening of school and ineven numbered years, the father shall have visitation and temporary physical custody beginning on December 27 andending on the day preceding the reopening of the school session.

b. Thanksgiving: In even numbered years the father shall have visitation and temporary physical custody for a period beginning on the Saturday preceding Thanksgiving and ending two weeks later. In odd numbered years the father's Thanksgiving visitation period shall begin on the Saturday following Thanksgiving and end two weeks later. When the subject minor child shall have entered school, then in even numbered years the father shall have visitation and temporary physical custody withthe subject minor child from theclose of school on Wednesday preceding Thanksgiving until Monday after Thanksgiving.

c. Easter: In odd numbered years, the father shall visitation and temporary physical custody with the subject minor child for a period on Holy Saturday and end two weeks later. In even numbered years,the father's visitation and custodial periods shall begin on the Saturday following Easter and end two weeks thereafter. When the subject minor child shall have entered school,the father shall have the right of visitation and temporary physical custody in odd numbered years during the subject minor child's Spring or Easter vacation from school.

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

5. Given the uncertainty of the parties' work schedules and thedistances involved, the parties are expected to make additional or alternative arrangements respecting the custodial and visitation periods and they are expected to work out any unspecified details. The arrangements will be by mutual consent only.

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

7. The parties shall split responsibility for transportation. The parties shall arrange to meet at or near the Breezewood Exit of the Pennsylvania Turnpike for the purpose of transferring physical custody of the subject minor child. They shall also arrange the time at which the transfer is to be made. Any person transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

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

10. Neither party shall do or say anything to blacken the chracter of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when inthe 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. 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 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 of mediation 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 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.

10-21-94 Copy to Atty. Pineo, Brode & Deft.

Oct. 20, 1994 Praecipe to Proceed In Forma Pauperis filed.

Oct. 24, 1994 Motion for Hearing De Novo and ORDER filed. AND NOW, this 24 day of October, 1994, upon presentation and consideration of the within Motion, and defendant's written request for De Novo hearing (attached), a hearing is scheduled in this matter for the 23rd day of November, 1994, at 9:00 A.M. in Courtroom 1, 2 or 3 of Common Pleas of Crawford County, Meadville, PA.

This Motion and Order shall be served upon defendant Ralph Alexander Moore by regular U.S. mail.

BY THE COURT,
Anthony J. Vardaro, J.

Oct. 24, 1994 Order FAXED Attys. Brode, Pineo; copy mailed deft.

Oct. 24, 1994 Defendant's letter dated 10-12-94 requesting a hearing de novo, filed.

Nov. 9, 1994 Motion to Continue filed. 11/9/94 Case continued to December 6, 1994 at 2 P.M. Ct. Rm. 1 or 2.

P. Richard Thomas, S. J.

11-9-94 Faxed to Atty.Brode, mailed Deft.

Continued on page 94-C

Cathy Ann Dahl
vs.
Ralph Alexander Moore

Record continued from page 94 b
of record
AD 1993 - 994

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Dec. 6, 1994 Consent Custody Order and Order filed. AND NOW, this 5 day of December, 1994, upon considration of the foregoing Consent to Custody, the same is hereby ordered by the Court. Further, the de-novo hearing motion by the plaintiff and/or the defendant shall be discontinued. BY THE COURT,
Anthony J. Vardaro, J

dec. 7, 1994 Faxed Brode

July 3, 1996 Motion for Contempt and ORDER filed. AND NOW, July 1, 1996 the attached motion was filed in motions court on behalf of the father, and the mother appeared.

The court will not take action on this motion because it does not comply with the Rules of Civil Procedure, particularly Rule 1915.12. If the father intends to pursue this matter, he shall file a petition in the form provided for in Pa R.C.P. 1915.12, serve a copy on the mother, and reappear in a future motions court after giving the mother proper notice in accordance with the local rules.

The mother is advised that this Court will require compliance with any custody order that is in effect unelss she can show that the father is doing something that immediately and seriously affects the health, safety, morals, and welfare of the child.

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

July 5, 1996 Order Distributed Attys. Rowden, Keenan, Kirkpatrick, Brode.

July 8, 1996, NOTICE AND ORDER TO APPEAR: Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of cout.

If you wish to defend against the claim set forth you may but are not required to file in writing with the court your defenses or objections.

Whether or not you file in writing withe the court your defenses or objections, you must appear in person in court on July 11, 1996, at 10:30 a.m. in C. R.No. 2. (see paper filed for complete order)

Date: 7/8/96 BY THE COURT,
Anthony J. Vardaro, J.

7/8/96 faxed to Rowden, dist. to Keenan, Kirkpatrick, Brode

July 11, 1996 ORDER filed. AND NOW, July 11, 1996, this matter comes before the Court on a Petition for Contempt filed by the defendant in which he alleges that the plaintiff did not allow him to have temporary physical custody of the minor child on June 22, 1996, as required by the Order which is currently in effect as a Consent Order of December 5, 1994.

The defendant appears with counsel and the plaintiff appears as a respondent in this actionwithout an attorney.

Essentially, the plaintiff admits that she did not allow the child to go for summer physical temporary physical custody wtih the defendant on that date and has withheld the child from the defendant since that date.

She sets forth numerous reasons for her actions, including her concern about the defendant's financial situation, as well as her concern about him exposing the child to improper activities with regard to any personal relationship that he has. It appears to the Court that the issues that have been raised, if proven, may be an appropriated consideration for the Court with regard to a Petition to Modify, but that has not been done by the plaintiff and we are not convinced that there is anything that would allow the plaintiff to unilaterally withhold the child from a period of temporary physical custody with the child's father.

ACCORDINGLY, we find that the plaintiff is in contempt of the Court's Order of December 5, 1994.

We will impose no sanctions at this time other than those that we will indicate, and the plaintiff may purge herself of contempt by doing the following:

1. She shall allow the child to go this day as soon as possible with the defendant to begin a period of temporary physical custody for the summer.

2. That period of temporary physical custody shall continue until August 27,1996, unless the parties agree toa sooner date, at which time, the plaintiff shall travel to the residence of the defendant in Delaware to pick up the child to return him to her custody.

3. The plaintiff shall forfeit the period of temporary physical custody for the two weeks that she would normally have in the summer for the summer of 1996 only.

4. The plaintiff shall pay the defendant's attorney's fees which were necessary for bringing this contempt action by paying the sum of $100 to defendant's counsel on or before August 1, 1996; and a like sum on or before September 1, 1996

Unless and until the Order of December 5, 1996 is modified, in all other respects, the parties shall follow that Order.

BY THE COURT,
Anthony J. Vardaro, J.

7-11-96 FAXED Rowden. MAILED Pltf.

July 30, 1996 Motion for Leave to Withdraw by Mary Ann Kirkpatrick, Esq, attorney for plaintiff and ORDER filed. AND, NOW, July 29, 1996, motion allowed. By the Court,
Gordon R. Miller, J.

August 13, 1998 PETITION FOR CONTEMPT AND ORDER FILED. NOTICE AND ORDER TO APPEAR. Legal proceedings have been brought against alleging you have wilfully disobeyed an order of court for custody, partial custody and/or visitation.
If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the court your defendses or objections.
Whether or not you fiel in writing with the court, yhour defenses or objections you must appear in person in court on Thursday, September 10, 1998, 8:45AM in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA 16335.
If you do not appear in person, the Court may issue a warrant for your arrest.
If the Court finds that you have wilfully failed to comply with its order for custody/visitation, you may be found to be in contempt of Court and committed to jail, fined or both.

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

Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498
BY THE COURT
Anthony J. Vardaro

8/13/98 FAXED ROWDEN & DEVORE

Sept. 14, 1998 Order filed. And now, Sept. 10, 1998 after an informal hearing with regard to the Plaintiff's petition for contempt, we find that while there was some miscommunications between the parties, there is nothing that rises to the level of contempt on the part of the Defendant and the petition is dismissed.

BY ORDER OF THE COURT
ANTHONY J. VARDARO, J.

9/14/98 Dist. DeVore & Rowden

FOR FURTHER DOCKET ENTRIES SEE COMPUTOR. 199330994

1993

Theodore H. Watts

995.

REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE

vs.

JAMES BEST, JOHN ENDERS, BARRIE GIBBS, LISA GIBBS, CHARLES HARRIS, DAVID HILLMAN, JEAN HILLMAN, WILLIAM ROCHE, RICHARD SCHALL and KEYSTONE RECYCLING, INC.

Filed October 4, 1993
@ 4:25 PM

Tax & entry paid	50.50
User'sFee paid	5.00
Sheriff's Costs	158.00
Pro co pd. 12/18/96	5,00

WRIT OF SUMMONS
Issued Sheriff

Oct. 18, 1993 Writ Reissued.

Dec. 28, 1993 Sheriff's Return filed. I hereby deputize the Sheriff of Forest County, Pa. to serve the within Summons according to law. The defendants alleged address is Route 2, Box 23, Tionesta, Pa. 16353. Robert M. Stevens, Sheriff Cr.Co.

SERVICE: SERVED the within Summons on Oct. 25, 1993, at 2:15 p.m., upon Richard Schall at Forest County Sheriff's Office, Elm Street, Tionesta, Pa. 16353 by handing to Richard Schall a true and correct copy thereof and made known to Richard Schall the contents therein. Sheriff, Forest County

SHERIFF'S RETURN: I hereby deputize the Sheriff of Erie County, Pa. to serve the within Summons according to law. The defendants alleged address is 4024 State St., Erie, Pa. 16508.
Robert M. Stevens, Sheriff

SERVICE: SERVED the within Writ of Summons on Oct. 26, 1993, at 2:40 p.m. upon Keystone Recycling, Inc. at 4024 State St., Erie, Pa. 16508 by handing to David Hillman Board Member a true and correct copy thereof and made known to him the contents therein. Robert N. Michel, Sheriff, Erie Co.

SHERIFF'S RETURN: NOT FOUND as to James Best. Attempted service by deputizing the Sheriff of Allegheny County, Pa. as per his return of "Not Found" attached. Unable to locate at 100 Howard Rd., Sewickley, Pa.

SERVED John Enders by deputizing the sheriff of Erie County, Pa. as per his Affidavit of Service attached. Served on Oct. 29, 1993 at 11:25 AM at 4402 Asbury Road, Erie, Pa.

SERVED Barrie Bibbs by deputizing the Sheriff of Somerset County, Pa. as per his Affidavit of Service attached. Served on October 29, 1993 at 12:05 PM at RD 4, PO Box 271, Somerset, Pa.

SERVED Lisa Bibbs by deputizing the Sheriff of Somerset County, Pa. as per his Affidavit of Service attached. Served on October 27, 1993 at 12:05 PM at Rd 7, PO Box 271, Somerset, Pa.

SERVED Charles Harris by deputizing the Sheriff of Erie County, Pa., as per his Affidavit of Service attached. Served on Oct. 29, 1993 at 11:40 AM at PNC Bank, 901 State Street, Erie, Pa.

SERVED David Hillman by deputizing the Sheriff of Erie County, Pa., as per his Affidavit of Service attached. Served on October 26, 1993 at 2:40 PM at 4024 State Street, Erie, Pa.

SERVED Jean Hillman by deputizing the Sheriff of Erie County,Pa., as per his Affidavit of Service attached. Served on Octobe 26, 1993 at 2:40 PM at 4024 State Street, Erie, Pa.

NOT FOUND as to William Roche, as per Affidavit of "Unserved" by Erie County Sheriff's Department. Left serveral cards at 23 W. Frederick St., Corry, Pa., left several notes, no response.

SERVED Richard Schall by deputizing the Sheriff of Forest County, Pa., as per Affidavit of Service attached. Served on October 25, 1993 at 2:15 PM at Forest County Sheriff's Department.

SERVED Keystone Recycling, Inc. by deputizing the Sheriff of Erie County, Pa., as per Affidavit of Service attached. Served on October 26, 1993 at 2:40 PM at 4024 State Street, Erie, Pa. So answers, Robert M. Stevens, Sheriff

Dec. 13, 1996, Upon praecipe of plaintiff attorney, the above aaction is hereby discontinued of record.

1993

Bernstein & Bernstain
Susan W. Laatsch

996.

GREAT AMERICAN INSURANCE COMPANIES

vs.

C. JOHN CAREY and JANET R. CAREY, his wife

Filed October 4, 1993
@ 2:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	77.00
Pro Co.pd 12/8/93	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 1, 1993 SHERIFF'S RETURN, filed. SERVED C. John Carey by deputizing the Sheriff of Venango County,Pa, as per his Affidavit of Service attached. Served on October 14, 1993 at RD 5, Titusville,Pa.
SERVED Janet R. Carey by deputizing the Sheriff of Venango County, Pa, as per his Affidavit of Service attached. Served on October 14,1993, at RD 5, Titusville,Pa.
So answers, Robert M. Stevens, Sheriff

Dec. 8, 1993 ,1:09 p.m., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Amount claimed in Complaint	$5,971.96
Interest from 10/7/93 to Nov. 22, 1993	$ 41.52
TOTAL	$6,013.48

Debt $6,013.48
C-34,94 Judgment
Judgment entered 12/8/93 Barbara H. King, Pro.

Dec. 15, 1993 Notice of entry mailed Defendants.

EX1994-67

1993

Michael Halliday

997.

10-15-93 Received from Defendant Sheriff's Costs $30.00.

10-15-93 Paid Sheriff Check #7855 $30.00.

ALICE R. CLARK

vs.

KEITH D. CLARK, SR.

Filed October 5, 1993
@ 12:02 PM

Tax & entry	Pd. 10/15/93	50.50
User's Fee	Pd.	5.00
Sheriff's	pd.	30.00
Pro Co.	Pd. 10/15/93	9.00

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

Order:

And now, this 5th day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not to plaintiffs home. Custody of children shall remain with plantiff. Visitations shall be left to Plaintiffs discretion.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 11, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 12, 1993 Sheriff's Return filed. SERVED Keith D. Clark, Sr. personally on October 11, 1993 at 3:10 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office,Crawford County Courthouse, Meadville,PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Oct. 13, 1993 ORDER filed. AND NOW, October 11, 1993, at the time fixed for hearing in this matter the Defendant appeared without counsel and was advised as to the nature of the proceedings and he understood them. He agreed to the entry of an Order, and accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or the minor children named in the Petition.
2. The Defendant shall not go to thePlaintiff's residence unless she specifically invites him to.
3. Custody and visitation involving the minor children shall be worked out between the parties themselves or in a custody action and, therefore, we order no custody and visitation Order at this time.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
5. The Prothonotary shall deliver a true and correct copy of this Order to the Cambridge Springs Police Department and to County Control.
6. This Order shall remain in full force and effect for one (1) year from this date unless modified or terminated by further Court Order.
7. The Defendant shall pay record court costs in the amount of $94.50 to the Prothonotary's Office on the first floor of the Courthouse no later than Friday, October 15, 1993.
8. The Defendant is reminded that this is an Order of court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence up to six (6) months.

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

10-15-93 Copy given to Deft. 10-15-93 Copy to Atty. Halliday, County Control & Cambride Springs P.D.

1993

Mary Ann Kirkpatrick

998.

MICHELLE RENEE HENGLE OAKES

vs.

CLAIR EMERSON OAKES, JR.

Filed October 5, 1993
@ 1:10 PM

Indigent Filing

COMPLAINT IN DIVORCE, CUSTODY
2 copies atty.

Oct. 5, 1993 Petition for Leave to Proceed in Forma Pauperis and Order filed. NOW, October 4, 1993 no order is necessary under Pa.R.C.P. 240(a), however, we now permit the Plaintiff to proceed in forma pauperis with a continuing obligation to inform the court of improvement in her financial circumstances.
Gordon R. Miller, J

Jan. 5, 1994 Complaint reinstated.

Jan.11, 1994 Affidavit of Service filed. And Now, January 11, 1994, Comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Michelle Renee Hengle Oakes, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 100 657 021; postmarked January 6, 1994, to the last known address of the Defendnat, Clair Emerson Oakes, Jr., P.O.Box 296.
3. That the Defendant, Clark EmersonOakes,Jr., onJanuary 8, 1994, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Jan. 11, 1994 Costance L.Deitman

Mar. 29, 1994 Stipulation/Consent Order filed. AND NOW, March 28, 1994, it is hereby Ordered and Decreed:

1. The parties shall share legal custody of Shawna Renee Oakes so that each may have full access to information converning the mental, physical and spiritual well being of the child.
2. Shawna Renee Oakes shall reside with her monther, Michelle Renee Hengle Oakes.
3. Father, Clair Emerson Oakes, Jr. may visit the child at the mother's home for 2½ hours each week.
4. The parties shall make sure other arrangements as they deem to be in the child's best interest.

By the Court:
Gordon R. Miller, J

Mar. 31, 1994 Copy of order to Atty. Kirkpatrick

April 26,1994 Affidavit of Consent of plaintiff filed.

April 26, 1994 Affidavit of Consent of defendant filed.

May 6, 1994 Affidavit of Michelle Renee Hengle Oakes, Plaintiff, filed.

May 11, 1994, Upon praecipe of plaintiff attorney, for review, this case moved tocourt.

DIVORCE DECREE FILED

May 17, 1994 AND NOW, May 16, 1994, it is ordered and decreed that MICHELLE RENEE HENGLE OAKES, plaintiff, and CLAIR EMERSON OAKES, JR., defendant, are divorced from the bonds of matrimony.

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

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

1993

Barbara J. Walton

999.

NATALIE BLYTHE

vs.

WILLIAM BLYTHE

Filed October 5, 1993
@ 1:17 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 3-10-94	9.00

COMPLAINT IN DIVORCE
2 copies Atty.

Oct. 15, 1993 Return of Service filed. Served William Blythe, Oct. 7, 1993 at 10:30 M, by serving the within named person a true copy of the Writ, with the date and hour of service endorsed thereon by me, and at the same time delivering to the above named person a copy of the Complaint, Petition or initial pleading, if any.

Robert L. Vogel, Jr., Sheriff
Volusia County, Florida

Jan. 6, 1994 Affidavit of Consent of Plaintiff filed.

Mar. 4, 1994, Affidavit of Consent of defendant filed.

Mar. 8, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

March 16, 1994 AND NOW, this 15 day of March, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that NATALIE BLYTHE, Plaintiff, and WILLIAM BLYTHE, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

100

1993

pro se

LESLIE TAR, M.D., J.D.

vs.

1000.

pro se

JUDITH A. KEIHL

Filed October 6, 1993
@ 9:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Arb. fee pd. 11/23/93	15.00
P.R.O.	5.00

COMPLAINT IN CIVIL ACTION
1 copy pltf.

Oct. 26, 1993, Answer to Complaint filed.

Nov. 5, 1993 Motion for Amendment on the Pleading and ORDER filed. AND NOW, November 5, 1993, upon receipt and consideration of the attached Motion for an Amendment on the Pleadings, said Motion is granted. The amended complaint shall be filed within 20 days from this date.

BY ORDER OF THE COURT,
Gordon R. Miller

11-8-93 Copy of Order to Plft & Dft.

Nov. 8, 1993, Amended Complaint filed. 1 copy (plff)

Nov. 24, 1993, Answer to Amended complaint filed.

Nov. 23, 1993, Upon praecipe of plaintiff, for appointment of Arbitrators, the following arbitrators are appointed:
~~Russell~~ Schetroma, Ch. David L. HOtchkiss, Ch.
~~Paul D. Shafer, Jr.~~ ~~Gary Fabian~~ ~~Dan Mason~~ Joseph C. Barnhart
William Gregg

Jan. 28, 1994 Arbitrators take qualifying oath.

Jul. 25, 1994 Upon Praecipe of Russell L. Schetroma, Esquire, hereby withdraws as Chair of the Arbitration panel in the above captioned action. David L. Hotchkiss, Esquire substituted for Russell L.Schetroma, ESq. as chair of the arbitration panel.

Aug. 22, 1994 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendant in the amount of $61.76 (Sixty one dollars and seventy six cents) together with record costs.

DECISION OF ARBITRATORS
Barbara H. King
Prothonotary

K-91
8-22-94 copies given to Tar & Keihl

1993

1001.

CHRISTINA M. PRATHER

vs.

RONALD L. BROWN

Filed October 6, 1993
@ 11:29 AM

Indigent Filing

CERTIFIED COPY OF PROTECTION FROM ABUSE ORDER FROM VENANGO COUNTY, PENNSYLVANIA

Order:

AND NOW, this first day of October, 1993, the parties appeared, both were represented by counsel, and the parties stipulated that the Court could enter the following Order and it is ordered as follows:

1. The temporary Order entered in these proceedings on the 21st day of September, 1993, is hereby made permanent and shall remain in effect until September 21, 1994.

2. The Respondent, Ronald L. Brown, shall not go to the residence of the Petitioner, Christina M. Prather, or her place of employment which is the R Bar in Titusville, Pennsylvania.

3. The Respondent shall refrain from abusive or harassing conduct toward the Petitioner.

4. There will be no contact whatsoever initiated by the Respondent with the Petitioner; contact includes verbal and physical contact.

5. The parties shall have shared custody of the three children: Nicole, who was born March 4, 1987; Alicia, born July 18, 1991; and Keisha, born July 18, 1991, with the Respondent having temporary physical custody for purposes of visitation every other Saturday from noon until Sunday at five (5) o'clock p.m., the first visitation occurring on October 9, 1993. The mother will provide transport for the children to and from the visitations Visitation is to occur at the residence of the father. The mother will transport the children to the Colonel Drake Hotel, Titusville, or such other location where the father is residing.

6. The Respondent is not to consume alcoholic beverages when the children are in his physical custody.

7. The father is not to remove the children from outside of northwestern Pennsylvania when the children are with him.

8. This Order is a product of a negotiated settlement and the Court has made no finding of misconduct by either party and neither party is admitting misconduct by consenting to this order.

BY THE COURT,
H. William White

1993

1002.

RENAE LYNN COOLIDGE

vs.

MARK ALAN COOLIDGE and
TERRIE MARIE KEPHART

Filed October 6, 1993
@ 3:30 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	22.00
Pro Co	9.00
Pro Co	9.00

1-5-94 Bond filed by def Coolidge in Bond Bk #6000.00

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

ORDER:

And now, this 6th day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendants shall not contact plaintiff in any way. Defendants shall not be within 100 yards of Plaintiffs house. Custody of the chidlren is awarded to plaintiff. No vistiation.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 18, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 7, 1993 Sheriff's Return filed. SERVED Mark Alan Coolidge personally on October 6, 1993 at 5:00 PM at the Plaintiff's residence, 1331 Pennsylvania Avenue, Meadville, Crawford County, PA. Served by Officer Jack Rictor of Vernon Township Police.
SERVED Terri Marie Kephart personally on October 6, 1993 at 5:01 PM at the Plaintiff's residence, 1331 Pennsylvania Avenue, Meadville, Crawford County, PA. Served by Officer Jack Rictor of Vernon Township Police.
So answers,

Robert M. Stevens,
Sheriff

Oct. 21, 1993 ORDER filed. AND NOW, October 18, 1993, the parties appeared in court. The Plaintiff had cunsel, but the Defendants did not. The Defendants were advised as to the nature of this proceeding and they indicated they understood it. The parties have agareed to the following Order, but in agreeing to this Osrder the Defendants do not admit to the conduct alleged in the Petition. It is ORDERED as follows:

1. The Defendants hall not assault, abuse, harass or threaten the Plaintiff or any of her minor children.
2. The Defendant Kephart shall not contact the Plaintiff in any way. She shall not contact the Plaintiff's children in any way. She shall not be present during any visits between the children and their father. She shall not be within one hundred (100) yards of the school bus stip or where the childen attend or the Plaintiff's home.
3. The Defendant Coolidge shall not go to the Plaintiff's residence, place of employment or the school where the children attend or the bus stip where they meet their bus. In fact, the Defendant Coolidge shall not be within one hundred (100) yards of said places. He may with the consent of the Plaintiff go to the school for the purpose of meeting with school officials to discuss the progress of his children or to attend legitimate parent/teacher conferences. Nothing in this Order shalll limit or prohibit the Defendant Coolidge from contracting school authorities to discuss matters involving his children and their education or to find out about the progress his children are making in school.
4. Primary physical custody of the children is awarded to the Plaintiff. The Defendant Coolidge shall have the followisng visitation rights:

A. He may visit his child Lee at the home of Jacqueline Coolidge, 1409 Pennsylvania Avenue, Meadville, Pennsylvania, on the first and third Saturdays of each month between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m.

B. The Defendant Coolidge may go to the hospital to see the child his wife is now carrying once the child is born, but he shall not take the child from the hospital without the Plaintiff's consent and he shall not visit with the Plaintiff without her consent. Once the newborn child is released fronm the hospital, the Defendant Coolidge can visit with said child at the home of Jackie Cooledge on the first and third Saturday of each month between the hours of 11:00 o'clock a.m. and 1:00 o'clock p.m.

The Plaintiff may be present during some or all of these visitations with the newborn child.

C. The Defendant Coolidge shall not remove any of the children from the home of Jackie Coolidge and obviously shall not remvoe them from the City of Meadville or Crawford County.

5. These provisions with respect to custody and visitation are subject to change or modification by a court of competent jurisdiction in a custody or visitation proceeding.

CONTINUED ON PAGE 102A

Renae Lynn Coolidge
vs.
Mark Alan Coolidge and
Terrie Marie Kephart

CONTINUED FROM PAGE 102
of Record
A. D. 1993 - 1002

****

6. The Defendant Coolidge may contact the Plaintiff or his children by mail provided that the mail is nonthreatening, nonabusing and nonharassing. He may ask others to contact the Plaintiff with respect to matters involving the chidlren including but not limited to his mother, Jackie Coolidge.

In the event of any emergency involving the children, the Defendant Coolidge may contact the Plaintiff through his mother or some other responsible adult. The Plaintiff in the case of an emergency may contact the Defendant Coolidge directly if she so desires.

7. The Defendant may go to the residence where the Plaintiff resides at 5:30 o'clock p.m. on Friday, October 22, 1993 to pick up his personal belongings. In the meantime, the Plaintiff shall keep those personal belongings in good order and shall not destroy them, damage them or lose them.

If there is an argument over what constitutes the Defendant Coolidge's personal belongings, the personal belongings that are in dispute shall remain, and the Defendant Coolidge may being an appropriate lawsuit to recover the.

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

9. A copy of this Order shall be delivered to the Meadville Police Department and to County Control by the Prothonotary.

10. This Order shall remainin full force and effect for one (1) year from this date, that is until October 17,1994 unless modified or terminated by further Order of this Court.

11. The Defendants are reminded that this is an Order of Court and violationof this Order may be punishable by a fine u to $1,000.00 and a jail sentence up to six (6) months.

12. In view of the fact that the Defendants are unemployed and have no income, costs are waived and shall be paid by Crawford County.

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

Oct. 22, 1993 copies dist to Brode, Co. Control & Titusville Police Dep.
Nov. 1, 1993 copy to Plf. & Dft.

Jan. 4, 1994 Complaint For Indirect Criminal Contempt For Violation of Protection From Abuse Order and Order, filed. ORDER: AND NOW, January 4, 1994, the defendant Mark Alan Coolidge having been arrested on a complaint for indirect criminal contempt for alleged violation of a Protectiion from Abuse order, and the Court Administrator's office having set a hearing thereon for Thursday, January 6, 1994 at 10:15 a.m., notice of which hearing was givento the defendant Coolidge by the district justice at the time of his arrest and commitment; and

The court having been made aware in the meantime that the plaintiff will be unavailable to testify at the time set for the hearing, having been admitted to the maternity unit of the Meadville Medical Center, it is hereby ORDERED that the said hearing is continued until Wednesday, January 19, 1994 at 3:30 o'clock p.m., and that the Court Administrataor's office shall immediately send copies of this order to the plaintiff, plaintiff's attorney of record, and defendant, and file the original with the Prothonotary.

Pending the rescheduled hearing, the defendant shall remain bailable pursuant to the district justice's commitment, with the additional express condition that he shall appear for the rescheduled hearing. Alaternatively, the defendant may move for a reductionor modification of bond.

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

Jan. 4, 1994 copies dist. by Ct. Adm.

Jan. 7, 1994 Renae Coolidge you are hereby ORDERED to appear for a hearing on Jan. 19, 1994 at 3:30 p.m. in Courtroom 1 or 2. The Court Administrator is directed to mail notice of this hearing to the plaintiff and counsel of record.
Date: Jan. 7, 1994
Anthony J. Vardaro, J.

Jan. 11, 1994 CERTIFICATE OF SERVICE, filed. The undersigned, Ann A. Walker, Court Administrator, hereby certifies that I sent notice of the contempt hearing set for 1/19/1994 to the plaintiff, Renae Coolidge, by mailing her a copy of the notice, complaint and affidavit by first class mail on Friday, January 7,1994; that I placed a copy of the notice, complaint and affidavit in the mailbox for Northwest Legal Services the same day and date; and tha tI handed a copy of the notice, complaint and affidavit to the defendant in the Prothonotary's office on the same day and date.
Date: Jan. 7, 1994
Ann A. Walker, Crt. Adm.

Jan. 26, 1994 ORDER filed. AND NOW, January 21, 1994, since the Crawford County Courthouse was closed on January 19, 1994 the contempt hearing in this matter could not be held. Said hearing is hereby rescheduled and shall be held on the 1st day of February, 1994 at 9:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

A copy of this order shall be mailed to Mark Coolidge, 697 Terrace Street, Apt. 34, Meadville, Pennsylvania 16335 and to R. Christopher Brode, Esquire, Northwest Legal Services, Professional Building, Meadville, Pennsylvania 16335, attorney for Renae Coolidge.

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

Jan. 26, 1994 copies dist by Judges Secretary

Feb. 2, 1994 ORDER filed. AND NOW, February 1, 1994, the matter is before the Court on cross petitions alleging violations of Judge Miller's Order dated October 18, 1993. The matter is reviewed informally and it is obvious to this Court that the clash of personalities in this case is so severe that there would be no way to rationalize or reconcile various allegations made by each against the other.

Since the Order was originally entered, the mother has given birth to minor child Sara on January 4, 1994, and the Defendant/Father advises that he wants nothing to do with this child.

The Court believes the father is entitled to have reasonable visitations with his minor child Lee, and with the consent of the mother, minor child Joshua, age 7. Accordingly, visits will continue in accord with Paragraph 4 of the October 18th Order and the mother will arrange to have minor children Lee and Joshua at the home of Jacqueline Coolidge, 1409 Pennsylvania Avenue, on the first and third Saturdays of each month between the hours of 11:00 and 4:00. Because of the clash of personalities between the parties, which would be detrimental to the children, the Court DIRECTS THAT the mother deliver the children to her mother-in-law's home on or before 10:45 a.m. on the aforesaid visits,and the Defendant is not permitted to be present until 11:00 a.m. When the visits are over, the father shall leave the residence of his mother by 3:45 p.m. and the mother may not arrive before 4:00 p.m.

The Defendant is advised that if he wishes further expanded custody or visitation rights in the children, that he must bring a custody action so the same may be referred to a custody mediator and ultimately to the Court if the parties cannot consent to a modification of this custody Order.

The Court lacks sthe time or inclination or sort out and judge the credibility of the cross claims for contmept in this case alleged by each party. Accordingly, we find neither of the parties in contempt, but caution father and mother that if there are further violations of the Order entered this date or entered previously on October 18, 1993, and the Court finds a wilful and deliberate contempt of the Order, it has the power to punish the offending party.

The Defendant contends that the wife has withheld, destroyed or damaged a lengthy list of personal property and the wife contends that the husband came and took most of the property and the other claimed items are not in her possession. The Court lacks the time to take the necessary testimony to resolve this replefvin issue, and accordingly, makes no fuling thereon.

In the event the wife comes acrossproperty claimed by the husband, which she agrees is his, she may deliver the same to her mother-in-law on one of the visitation days to abe picked up by the Defendant.

CONTINUED ON PAGE 102B

1993

Renae Lynn Coolidge
vs.
Mark Alan Coolidge and
Terrie Marie Dephart

CONTINUED FROM PAGE 102A
of Record
A. D. 1993 - 1002

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The Court notes that Terri Marie Kephart is a party defendant to this action regarding an alleged assault incident occurring in Cambria County and resulted in the filing of criminal charges, which criminal case is apparently pending in Cambria County.

Accordingly, we will apply the aforesaid conditions to Terri Kephart and both defendants are precluded from annoying, abusing, harassing, assaulting or threatening the Plaintiff in any fashion.

The aforesaid visitation Order shall still be subject to Paragraph 4B of the October 18, 1993 Order to the end that the Defendant will not remove the children from the residence and surrounding environs while he is having visitation with them. The Cofurt sees no problem in allowing the father to take the children sled riding across the road, take them for walks that do not take them more than a few hundred yards away from the home, but the Court does not require that the visits must be inside the home of the grandmother. The Defendant may not take the children to his home.

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

Feb. 2, 1994 copies dist ot Brode & Co. Control
Feb 7, 1994 copy to MCPD & Dft.

1993

Peters, Lindsay,
Lewis & Gagliotti
Brian J. Lindsay

1003.

Pepicelli,Youngs &
Youngs
Andrew S,.Bacallao

Christopher J.Youngs

DAWN NOEL SAMUELS

vs.

RICHARD ALLEN SAMUELS

Filed October 6, 1993
@ 4:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co.pd 7/6/94	9.00
Pro Co Pd 7/8/94	9.00
Pro Co pd 7-19-94	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Oct. 21, 1993, Affidavit of Service filed. I, Brian J. Lindsay, Esq. after being duly sworn according to law, do hereby certify that I am the atty. of record, and that as suc I am authorized to make this verification; that I did on the 7 day of Oct. 1993, send to above dft. by Cert. Mail, Ret. Rec. Req. a true and correct copy of Compalint in Divorce field at above number; and that I did on the 21st day of Oct. 1993 receive a duly executed ret. rec. dated Oct. 19, 1993.
Brian J. Lindsay, Esq.

Oct. 22, 1993 Affidavit of Service filed. I, Brian J.Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 7th day of October, 1993, send to the above named Plaintiff, by Certified Mail, Return Receipt Requested,a true and correct copy of the Divorce Complaint filed at the above term and number; and that I did on the 12th day of October, 1993, receive a duly executed return receipt dated October 9, 1993.
Oct. 21, 1993 Brian J. Lindsay, ESquire

Jan. 13, 1994 Affidavit of Consent of Plaintiff, filed.

Jan. 27, 1994 Affidavit of Consent of Richard A. Samuels, Defendant, filed.

Mar. 9, 1994 Affidavit of Consent of Defendant filed.

Mar. 15, 1994 Property Settlement Agreement, filed.

Jul. 6, 1994 Defendant's Acceptance of Service filed. I, RICHARD ALLEN SAMUELS, Certify that I am the Defendant in the above-captioned divorce action and that on October 12, 1993, I have accepted service of t he Complaint in Divorce filed on October 6, 1993, in this case.
Richard Allen Samuels

Jul. 6, 1994 Upon Praecipe of Christopher J. Youngs, Esquire, Attorney for Defendant to transmit record, Case Moved to Court.

July 8, 1994, UPon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

AND NOW, July 18, 1994, it is ordered and decreed that DAWN NOEL SAMUELS, plaintiff, and RICHARD ALLEN SAMUELS, 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.

Jul. 19, 1994 Notice of Election to Retake Maiden Name, to be Known as DAWN NOEL FOLTZ, filed.

1993

1004.

EDWARD A. BECK, III

vs.

KAREN K. BECK

Filed October 7, 1993
@ 10:47 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

ORDER:

And now, this 7th day of October , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff nor go to his rresidence. Plaintiff shall have sole possession of the residence and sole custody of Kenneth til further Court Order.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 14, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 8, 1993 Sheriff's Return filed. SERVED Karen K. Beck personally on October 7, 1993 at 3:20 PM by handing a copy of the protection from Abuse to her in the Prothonotary's Office, First Floor of the Crawford County Courthouse, Meadville, PA
So answers,
Diane Brittain, Deputy Sheriff
Robert M.Stevens, Sheriff

Oct. 15, 1993 ORDER filed. AND NOW, October 14,1993, the parties appeared in court on these two (2) cross PFA Petitions. Neither had counsel. Both presented evidence and the Court is satisfied by the fair weight and preponderance of the evidence that each has physically abused the other at one time or another in the past, the family is in disarray, and some of the children are now under the jurisdiction of the Juvenile Court through Children & Youth Services. Accordingly, we enter the followisng Order:

1. Karen Beck shallnot abuse, assault, harass or threaten Edward A. Beck, III or sny of the parties' minor children.
2. Edward A. Beck, III shallnot abuse, assault, harass or threaten Karen K. Beck or any of the minor children.
3. Neither party shall go to the residence or place of work of the other and neither party shall be within one hundred (100) yards ofa the residence or place of work of athe other.
4. Since the parties are still married and the parents of several children, it will be necessary for them to have some association with each other to appropriately deal with mutual matters. Therefore, they may contact each other in writing provided the writings are not threatening or harassing. The purpose of these writings shall be to resolve their various domestic relations matters such as the divorce, custody, visitation, support and equitable distribution of marital property. They may choose to have others contact the other provided the contact is not in any way assaulting, abusive, harassing or threatening, and provided the contact is for the purpose of resolving Domestic Relations matters.
5. Kenneth and Kaitlyn are now under the jurisdictionof Children & Youth Services. In view of that, and in view of the fact that those children are currentlyliving with their father, we will not enter an Order affecting custody or visitatiion, but we will ORDER and DIRECT Children & Youth Services to arrange if it believes it is appropriate visitations between Karen Beck and her children under terms and conditions that Children & Youth Services establishes.

The parties herein obviously have the right to bring an appropriate custody or visitation action to resolve custody and visitation matters if they wish.

6. Karen K. Beck claims that she would like certain items of personal property that are in the marital home in which she no longer lives. The Court does not have the ability to separate and split up items of personal property in a Protection From Abuse case. We do ORDER and DIRECT, however, that neither party shall destroy or damate marital property so that the marital property will remain in the condition in which it is now in so that when the time comes for that property to be divided, it will be available and in reasonably good condition.
7. The parties shall contact the Center for Families in Change and undergo such evaluation, therapy and counseling that that Center believes is appropriate, not necessarily for the purpose of reconcilation, but for the purpose of encouraging, aiding and assisting and causing the parties to deal with each other on a more civil and appropriate basis especially wisth respect to the children who deserve a better atmosphere than they have apparently been living under.

It may well be that this will take place through Children & Youth Services as part of its case service plan requiring family counseling.

CONTINUED ON PAGE 104A

1993

Edward A. Beck, III
vs.
Karen K. Beck

CONTINUED FROM PAGE 104
of Record
A. D. 1993 - 1004

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

9. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville, to Meadville City Police Department and to County Control by the Prothonotary.

The Prothonotary shall also mail by regular mail a copy to each of the parties. Edward A. Beck's address is RD 8, Box 624, Meadville, Pa., and Karen K. Beck's address is 225 Wadsworth Ave., Meadville, Pa.

10. This Order shall remain in full force and effect from one (1) year from this date that is until October 13, 1994 unlessmodified or terminated by further Order of Court.

11. Costs in both cases shall be paid by Crawford County in view of the fact that Edward A. Beck is not working and Karen K. Beck has just taken on a new part ;time job.

12. Neither party shall invite the other party to violate this Order in any way.

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

Oct. 15,1993 copies dist. to Co. Control, Plf. , Dft., MCPD & Pa. SPD
Oct. 25, 1993 copy to Families in Change & Children & Youth

May 13, 1994 ORDER filed. AND NOW, May 13, 1994 Karen Beck appeared in motions court handing the judge a letter that was not sworn to, a one page list of items that she believes she is entitled to receive, a letter signed by Donald Cooper, a copy of the PFA order in these cases, and the petition for relief in the case at 1993-1010.

She is unrepresented by counsel and indicates that she believes Edward Beck is in contempt of court for damaging or destroying property that belongs to her in violation of Paragraph 6 of teh Oct. 14, 1993 order. We asked her on a couple of occasions and she indicated that is a violation that she believes entitles her to a contempt hearing and order. She also makes mention of the fact that she did not get access to the premises pursuant to the temporary abuse order of Oct. 7, 1993 entered at 1993-1010.

Even though her papers don't come close to complying with the rules, the Court will treat her letter as a petition for contempt and hereby schedules a contempt hearing for Thursday, June 2, 1994 at 11:00 l'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

Mrs. Beck shall serve a true and correct copy of all matters she presented to the Court and a true and correct copy of this order upon Edward Beck in a manner permitted by the Rules with respect to service of contempt petitions and orders for hearing within 10 days from this date, so that Mr. Beck has at least 10 days to prepare for the hearing on June 2.

Both parties, especially Mrs. Beck, are advised that if they file matters in this court without a lawyer, they must fully and completely comply with the Rules of Civil Procedure adopted by the PA. Supreme Corut and the Crawford County Civil Rules. From this point on, any matters not property presented or properly filed will be rejected without further action.

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

May 17, 1994 Copies distributed to Plf. and Dft.

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1993

1993

1005.

LESLIE TAR, M.D.J.D.

vs.

IDA M. FENSTERMAKER

Filed October 7, 1993
@ 2:33 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
1 copy Pltf.

1993

Joseph E. Altomare

1006.

Culbertson, Weiss, Schetroma & Schugg
Glenn A.W. Thompson

GREAT CIRCLE BROADCASTING COMPANY

vs.

HORIZON CELLULAR TELEPHONE COMPANY OF CRAWFORD, LP.

Filed October 7, 1993
@ 2:33 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	46.00
~~Prothonotary~~	~~9.00~~
Pro Co pd 11/24/93	9.00

COMPLAINT IN CIVIL ACTION
no copies

Nov. 17, 1993 Complaint Reinstated.

Dec. 20, 1993 Answer, New Matter & Counterclaim filed.

Feb. 10, 1994 Plaintiff's Answer to Defendant's New Matter and Counterclaim, filed.

Feb. 10, 1994 Motion for Judgment on the Pleadins, filed.

Feb. 10, 1994 Praecipe for Argument, filed.

ON ARGUMENT LIST FOR MARCH 1994

Feb. 22, 1994 SHERIFF'S RETURN, filed. SERVED Horizon Cellular Telephone Company of Crawford, LP by deputizing the Sheriff of Butler County, Pa., as per his Affidavit of Service attached. Served on November 29, 1993 at 389 New Castle Road, Butler, Pa.
So answers, Robert M. Stevens, Sheriff

Mar. 15, 1994 Motion for Continuance filed.

Mar. 15, 1994 ORDER filed. AND NOW, this 10th day of March, 1994 argument onPlaintiff's Motion for Judgment on the pleadings previously scheduled for March 28, 1994 is continued to April 4, 1994 at 2:30 P.M. in Court Room 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Gordon R. Miller, J.

3-17-94 Copy of Order to Attys. Altomare & Thompson

May 20, 1994 Memorandum and Order filed. AND NOW, May 19, 1994, the Plaintiff's motion for Judgment on the pleadings is denied.
BY THE COURT:
Anthony J. Vardaro, J.

5-20-94 Faxed to Attys. Altomare & Thompson. Mailed Memorandum

July 8, 1994 Notice Pursuant to Local Rule L302A(2)(a), filed.

Jul. 22, 1994 Motion for Extension of Time in which to Complete Discovery and Order of Court filed. And Now, July 22, 1994, upon cause shown, all discovery in the above captioned case shall be completed by November 6, 1994 unless further extended by agreement of the parties or allowed by this Court upon additional cause shown.
Gordon R. Miller, J.

7-22-94 Faxed to Attys. Thompson & Altomare

June 5,1995 Plaintiff's Motion to Compel Answers to Discovery filed.

June 5, 1995 Order filed. AND NOW, this 2 day of June, 1995, Plaintiff's motion to compel responses to discovery requests is scheduled for oral argument in Court Room 1 or 2 of the Crawford County Courthouse July 1995 Argument list.
BY THE COURT,
Anthony J. Vardaro, J

June 7, 1995 Faxed Altomare & Thompson

Jul. 19, 1995 ORDER SETTING ARGUMENT filed. AND NOW,July 17, 1995, it having been brought to the attention of the Court Administrator's Office that the above case was not listed on the July Argument List through an oversight, said Argument is hereby added to said July Argument List for July 31, 1995, at 3:45 P.M., in Courtroom No. 1, Crawford County Courthouse, Meadville,PA, before the Honorable Grodon R.Miller, President Judge.
FOR THE COURT,
Ann A.Walker Ct. Administrator

7-19-95 Copies dist. by Ct.Adm.

Aug. 15, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW,August 14,1995, plaintiff's motion to compel answers to interrogatories and responses to request for production is denied with respect to interrogatory number 4 and is granted with respect to interrogatories 8, 9, 10 and 12. The defendant shall respond to said discovery within twenty (20) days from the date of this order.
BY THE COURT
Gordon R.Miller, P. J..

8-15-95 Dist. to Thompson & Altomare

Nov 14, 1996 Certificate of Readiness for Trial, filed.

ON TRIAL LIST FOR February 1997

Jan. 31, 1997 Order filed. AND NOW, January 27, 1997, it is ordered as follows:
1. This nonjury case shall be scheduled by the Court Administrator for sometime after April 1, 1997.
2. The Plaintiff shall file any and all expert reports and serve the same on opposing counsel no later than 4:30 p.m. on Friday, February 28, 1997. We note that counsel for the Plaintiff has not complied with the local rules with respect to attaching expert reports to pretrial narratives. This is the last extension he will get.
3. The attorneys estimate it will take one and a half days to try this case.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

1-31-97 DISTRIBUTED Altomare and MAIELD Ct. Admin & Thompson

Cont. on 106A

1993

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-a-

GREAT CIRCLE BROADCASTING COMPNAY
VS.
HORIZON CELLULAR TELEPHONE COMPANY OF CRAWFORD, LP

CONTINUED FROM PAGE 106
of Record
A.D. 1993 - 1006

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Apr 15, 1997 ORDER: AND NOW, April 14, 1997, having been directed by the Court to schedule non-jury trial in the above captioned case, the same shall commence on Tuesday, July 17, 1997, at 9:15 a.m., Courtroom #1, Crawford County Courthouse, Meadville, PA 16335.
Ann A. Walker, C.A.
Apr 15, 1997 Faxed Altomare & Thompson

Apr 15, 1997 Corrected Copy of Trial Date Order: AND NOW, April 14, 1997, having been directed by the Court to schedule non-jury trial in the above captioned case, the same shall commence on Tuesday, July 15, 1997, at 9:15 a.m., Courtroom #1, Crawford County Courthouse, Meadville, PA 16335. Ann A. Walker, C.A.
Apr 15, 1997 Faxed Altomare & Thompson

Nov. 24, 1997 MEMORANDUM AND DECISION filed. ORDER: AND NOW, Nov. 24, 1997 after a nonjury trial the court finds in favor of the plaintiff and against the dft. on the plaintiffs' claims, as hereinafter set forth and in favor of the plaintiff and against the defendant on the dft's counterclaim., plus costs. (int. from 7/29/97 til 11/24/97 included)
Judge We assess damages against the dft. and in favor of the plff. as follows:
11/24/97 for unpaid rent from June 1, 1993 to Oct. 31, 1996 in the sum of $50,750.
X - 102. For interest from June 1, 1993 to Nov. 24, 1997 on unpaid rent at rate of 6% per annum in the sum of $13,656.18.
3. for atty. fees on unpaid rent and int. in sum of $3,220.31.
4. Interest at the rate of 6% per annum on $50,750.00 from Nov. 24, 1997 to the date of payment.
furthermore, the dft. shall be liable for all record court costs.
by the court,
Gordon R. Miller, P.J.
11/25/97 dist. to Altomare and thompson

Nov. 24, 1997 Exhibits filed.

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-b-

1993

1993

Dallas W. Hartman, PC
Joanne M. Weber

1007.

CODY STRODTMAN, a minor by KATHLEEN STRODTMAN and DARL STRODTMAN his parents and natural guardians; KATHLEEN STRODTMAN, individually; and DARL STRODTMAN, individually

vs.

CLP MANAGEMENT, INC. trading and doing business as HOTEL CONNEAUT: CONNEAUT LAKE PARK INC. trading and doing business as HOTEL CONNEAUT: OPGAKCO, INC., trading and doing business as HOTEL CONNEAUT: LAKE SIDE REAL ESTATE COMPANY, INC.: trading and doing business as HOTEL CONNEAUT: CHARLES FLYNN, individually and trading and doing business as HOTEL CONNEAUT and/or ASSOCIATED GAMES COMPANY: ASSOCIATED GAMES COMPANY, and HOTEL CONNEAUT

Filed October 7, 1993
@ 2:33 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	63.00
Prob Pd 7-5-94	6.00

COMPLAINT IN CIVIL ACTION
7 copies Sheriff

Dec. 28, 1993 SHERIFF'S RETURN filed. SERVED CLP Managemetn, Inc. on October 11, 1993 at 1:57 PM by handing copy of Complaint to Brenda Schaef, Adult in Charge, at Hotel Conneaut, RD 4, Box 283, Conneaut Lake, Crawford County, Pa.

SERVED Conneaut Lake Park, Inc. on October 11, 1993 at 1:59 PM by handing a copy of Complaint to Brenda Schaef, Adult in Charge, at Hotel Conneaut, RD 4, Box 283, Conneaut Lake, Crawford County, Pa.

SERVED OPGAKCO, Inc. on October 11, 1993 at 1:58 PM by handing a copy of Complaint to Brenda Schaef, Adult in Charge, at Hotell Conneaut, RD f4, Box 283, Conneaut Lake, Crawford County, Pa.

SERVED Lake Side Real Estate Company, Inc. on October 11, 1993 at 1:55 PM by handing copy of Complaint to Brenda Schaef, Adult in Charge, at Hotel Conneaut, RD 4, Box 283, Conneaut Lake, Crawford County, Pa.

SERVED Charles Flynn on Octoaber 11, 1993, at 1:56 PM by handing copy of Complaint to Brenda Schaef, Adult in Charge at Hotel Conneaut, RD 4, Box 283, Conneaut Lake, Crawford County, a.

SERVED Associated Games, Co on October 11, 1993 at 1:53 M by handing copy of Complaitn to Brenda Schaef, Adult in Charge, at Hotel Conneaut, RD 4, Box 283, Conneaut Lake, Crawford County, Pa.

SERVED Hotel Conneaut on October 11, 1993 at 1:54 PM by handing copy of Complaint to Brenda Schaef, Adult in Charge, at Hotel Conneaut, RD 4, Box 283, Conneaut Lake, Crawford County, Pa.

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

May 6, 1994, Petition to Compromise Action and Order filed. ORDER OF COURT: IT IS HEREBY ORDERED AND DECREED that the compromise relating to the above captioned minor is approved and shall be distributed as follows:

a. Dallas W. Hartman, P.C. will receive attorney's fees and costs in the amount of $2,032.52; and

b. Payment to Integra Bank in the amount of $2,967,48. Said payment to Integra shall be in a federally insured savings account in the name of the minor, Cody Strodtman, with the provision that no distribution can be made without a court order or until Cody Strodtman reaches the age of eighteen (18).

In addition, the court approves the execution by Petitions Darl and Kathleen Strodtman on behalf of Cody Strodtman, a minor, of a PARENTS-GUARDIAN RELEASE AND INDEMNITY AGREEMENT.

Counsel for the moving party is directed to serve notice of the entry of this order upon all opposing parties or their counsel. Proof of the deposit shall be promptly filed of record.

IT IS FINALLY ORDERED that the Prothonotary shall mark the case settled and discontinued of record.

BY THE COURT,
5/6/94
P. Richard Thomas, S. J.

May 10, 1994, copy of order to Atty. Weber.

Jul. 5, 1994 Certificate of Deposit of Settlement Proceeds -- Per the Court Order Dated May 6, 1994 filed.

Northwestern Legal Serv.
R.Christopher Brode

1008.

LISA CAROL MCKINNEY

vs.

DARREN LEE GRADY

Filed October 7, 1993
@ 2:34 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	47.00
Sheriff's Costs Indigent	25.00

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

ORDER:

And now, this 7th day of October , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact plaintiff in any way. Defendant shall not be wtihin 100 yards of Plaintiff's house. Custody of the chidlren is within.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the October 19, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 19, 1993 Sheriff's Return filed. SERVED Darren Lee Grady by deputizing the Sheriff of Beaver County,PA. On October 18, 1993 received Notice from Beaver County that Defendant was served on October 14, 1993. affidavit of Service will be forthcoming at a later date.
So answers,

Robert M.Stevens, Sheriff

Oct. 22, 1993 ORDER filed. AND NOW, October 19, 1993, this matter is before the Court on a Request for RElief Under the Protection From ABuse Act filed by the plaintiff. It appears that the Sheriff achieved service on the defendant through Beaver County on October 14, 1993, but the defendant does not appear.

A hearing proceeds informally and we are satisfied that the plaintiff has met her burden with respect to the alleged abuse, and accordingly, we enter the following Order:

1.The defendant shall not assault, abuse, harass or threaten the plaintiff or any minor child named in the Petition.

2.The defendant shall not contact the plaintiff directly in any way nor shall he go within 100 yards of the plaintiff's residence nor within 100 yards of any school attended by the children named in the Petition.

3. The plaintiff shall have exclusive temporary physical custody of all minor children without prejudice to either party to file an appropriate action for custody and/or temporary custody and/or visitation.

4. In the event that the plaintiff at some time chooses to allow the defendant to either visit with one or more children or have temporary custody of one or more children, at no time, without further Order of Court, shall he be permitted to remove any child from the Titusville, Pennsylvania area, and specifically, not outside Crawford County.

5. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.

6. A copy of this Order shall be delivered to the Titusville Police Department and to County Control. Additionally, insofar as the defendant has not appeared and is not represented by counsel, a copy of the Order shall be sent by the Prothonotary by Regular Mail to his last known address of 1505 Duss Avenue, Second Apartment, Ambridge, Pennsylvania,15001. The plaintiff indicates that to her knowledge, this is the last known address of the defendant.

7. The defendant is reminded that this is an Order of court, and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

8. The defendant shall pay court costs to the Office of the Prothonotary of Crawford County on the First Floor of the Courthouse in Meadville, Pennsylvania, in the amount of $111.50 within 60 days of the date of this Order.

9. This Order shall remain in full force and effect through October 18, 1994.

BY THE COURT,
Anthony J. Vardaro, Judge

10-22-93 Copies dist. to Co. Control, Deft., TCPD & Atty.Brode

Oct. 26, 1993 Sheriff's Return and Affidavit of Service filed. SERVED the within Pet. for Relief Under Protection from Abuse Act & Temporary Abuse Order on October 14, 1993, at 7:46 P.M., upon DArren Lee Grady at 1505 Duss Ave., Apt. 2, Ambridge, PA 15003 by handing to Darren Lee Grady a true and correct copy thereof and made known to him the contents therein.
Oct. 21, 1993

Frank Poligaro, Jr., Sheriff Beaver County
Anthony Buccilis, Deputy

See Affidavit of Service endorsed hereon by Sheriff of Beaver County, Pennsylvania, which is part of this return.
So answers:

Robert M.Stevens, Sheriff, Crawford County, PA

1993

Wimer, Scotti, McCloskey, Grater & Smith, P.C.
~~Paul T. Grater~~ withdrawn
Matthew R. Wimer

1009.

Israel & Wood, P.C.
David J. Singley

DANIEL T. VERNO, Administrator of the Estate of DANIEL PETER VERNO, Deceased

vs.

TITUSVILLE ELKS CLUB

Filed October 7, 1993
@ 2:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	38.00
Pro pd 6/12/96	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Oct. 12, 1993 Amended Writ of Summons issued (issued Sheriff)

Oct. 22, 1993, Sheriffs Return filed. SERVED Titusville Elks Club on Oct. 19, 1993 at 2:26 p.m. by handing a copy of the Summons to Randy Davenport, Bar Manager and Adult in CHarge at 334 West Central Ave., Titusville Crawford County, Pa.
So answers, Scott Young, dep. Sheriff
Robert M. Stevens, Sheriff

Mar.7, 1994 Complaint in Civil Action, filed.

Mar. 9, 1994 Proof of Service Of Complaint In Civil Action filed. I hereby certify that a true and correct copy of the Complaint In Civil Action was served upon the Titusville Elks Club by certified mail, return receipt requested, on March 5, 1994, as evidenced by the attached return receipt.
Paul T. Grater

Mar. 18, 1994 Appearance of Israel & Wood, P.C. by David J. Singley for Defendant, filed.

Apr. 5, 1994 Preliminary Objections, filed.

Apr. 5, 1994 Upon Praecipe of David J. Singley, Esquire, Attorney for the Defendant, the above captioned matter on Preliminary Objections is placed on the next available Argument List.

ON MAY, 1994 ARGUMENT LIST

Jun.7, 1994 Memorandum and Order filed. ORDER. AND NOW, June 6, 1994, the defendant's preliminary objections are granted in part and denied in part.
1. Paragraph 12a of the plaintiff's complaint shall not be stricken.
2. Paragraphs 12c and 12e of the plaintiff's complaint are hereby stricken.
3. A portion of paragraph 12g is hereby stricken. The words "otherwise failed to exercise reasonable care" are hereby stricken. In all other respects paragraph 12g shall remain as oriiinally worded.
4. The plaintiff is granted twenty (20) days to file an amended complaint if he desires to do so although the Court does not believe that is possible in view of the ruling we have made and the reasons therefore. Nonetheless we grant the plaintiff this opportunity to do so if he is able to. If an amended complaint is filed the defendant shall respond within twenty (20) days after service. If an amended complaint is not filed the defendant shall respond to the complaint already filed within forty (40) days from this date.
BY ORDER OF COURT J.
Gordon R. Miller, P. J.
6-8-94 Copy mailed to Attys. Grater & Singley

Aug. 1, 1994 Answer & New Matter Responsive To Plaintiff's Complaint filed.

Sept. 22, 1994, Notice of Service of Interrogatories Directed to Plaintiff filed.

Oct. 11, 1994 APPEARANCE of Wimer Law Offices, P.C. by Matthew R. Wimer, Esquire for Daniel T. Verno.
WITHDRAWAL OF APPEARANCE of Wimer Law Officers, P.C. by Paul t. Grater, Esquire, filed.

Nov. 7, 1994 Reply to New Matter filed.

Nov. 21, 1994 Answers To Interrogatories To Defendant (First Set) filed.

May 30, 1995 Notice of Service of Defendant's Second Set of Interrogatories Directed to Plaintiff, filed.

Apr.15, 1996 Petition for Approval of Settlement of a Wrongful Death Action filed.

Apr. 15, 1996 ORDER filed. AND NOW, April 11, 1996 after receipt and review of a petition for approval of settlement of a wrongful death action filed by the personal representative in this action the Court will not approve said petition unless all persons entitled to proceeds have either consented to the prayer of the petition or been given notice of the exact date, time and place when the petition will be presented to the Court so as to give them an opportunity to be heard and object if they wish to do so.
Since this settlement involves attorneys fees of forty percent, which the Court normally does not permit, and since it involves the rights of others,we insist that all those who have an interest in the proceedings either consent or be given the opportunity to be heard.
BY THE COURT
Gordon R. Miller,P.J.
4-15-96 Mailed Wimer &Singley

May 28, 1996 ORDER OF COURT APPROVING SETTLEMENT AND DISTRIBUTION filed. AND NOW, to wit, this 24th day of May, 1996, it is hereby ORDERED AND DECREED that the claims and the action of Plaintiff are settled for the total sum of $49,000.00, which sum shall be distributed as follows:

Wimer Law Offices, P.C. (attorney fees)	$19,600.00
Wimer Law Offices, P.C. (Reimbursement of costs	1,206.65
Daniel T. Verno	9,397.79
David Verno	9,397.79
Darlene Verno	9,397.79
	$49,000.00

BY THE COURT:
Gordon R. Miller, J. - 5-28-96 FAXED Wimer, Singley
(See margin)

Record Continued.....

June 3, 1996, Upon praecipe of plaintiff attorney, the above case is marked settled and discontinued of record.

1993

1010.

KAREN BECK

vs.

EDWARD BECK

Filed October 7, 1993
@ 3:32 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

ORDER:

And now, this 7 day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact plaintiff in any way. Defendant shall permit the Plaintiff the chance to go to defendants home with a police officer to pick up her personal belongings on Friday October 8, 1993 not withstanding the order at 1993-1004.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 14, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 11, 1993 Sheriff's Return filed. SERVED Edward Beck personally on October 8, 1993 at 1:07 PM by handing a copy of the Protection from Abuse to him at his residence, R.D.#8, Meadville, Crawford County, PA.

So answers,

Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 15, 1993 order, filed. AND NOW, October 14, 1993, the parties appeared in court on these two (2) cross PFA Petitions. Neither had counsel. Both presented evidence and the Court is satisfied by the fair weight and preponderance of the evidence that each has physically abused the other at one time or another in the past, the family is in disarray, and some of the children are now under the jurisdiction of the Juvenile Court through Children & Youth Service. Accordingly, we enter the following Order:

1. Karen Beck shall not abuse, assault, haras sor threaten Edward A. Beck, III or any of the parties' minor children.
2. Edward A. Beck, III shall not abuse, assault, harass or threaten Karen K. Beck or any of the minor children.
3. Neither party lshall go to the residence or place of work of the osther and neither party shall be within one hundred (100) yards of the residence or place of work of the other.
4. Since the parties are still married and the parents of several children, it will be necessary for them to have some association with each other to approriately deal with mutual matters. Therefore, they may contacat each other in writing provided the writings are not threatening or harassisng. The purpose of these writings shall be to resolve their various domestic relations matters such as the divorce, custody, visitation, support and equitable distribution of marital property. They may choose to have others contact the other provided the contact is not in any way assaulting, abusive, harassing or threatening, and provided the contact is for the purpose of resolving Domestic Relations matters.
5. Kenneth and Kaitlyn ar now under the jurisdiction of Children & Youth Services. In view of that, and in view of the fact that those children are currently living with their father, we will not enter an Order affecting custody or visitation, but we will ORDER and DIRECT Children & Youth Services to arragne if it believes it is appropriate visitations between Karen Beck and her children under terms and conditions that Children & Youth Services established.

The parties hereinobviously have the right to bring an appropriate custody or visitation action to resolve custody and visitation matters if they wish.

6. Karen K. Beck claims that she would like certain items of personal property that are in the marital home in which she no longer lives. The Court does not have the ability to separate and split up items of personal property in a Protection From Abuse case. We do ORDER and DIRECT, however, that neither party shal destroy or damage marital property so that the marital property will remain in the condition in which it is now in so that when the time comes for that property to be divided, it will be available and in reasonably good condition
7. The parties shall contact the Center for Families in Change and undergo such evaluation, therapy and counseling that that Center believes is appropriate, not necessarily for the prupose of reconciliation, but for the purpose of encouraging, aiding and assisting and causing the parties to deal with each other on a more civil and appropriate basis especially with respect to the children who deserve a better atmosphere than they have apparently been living under.

It may well be that this will take place through Children & Youth Services as part of its case service plan requiring family counseling.

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

CONTINUED ON PAGE 110A

1993

Karen Beck
vs.
Edward Beck

CONTINUED FROM PAGE 110
of Record
A. D. 1993 - 1010

****

9. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville, to Meadville City Police Department and to County Control by the Prothonotary.

The Prothonotary shall also mail by regular mail a copy to eachof the parties. Edward A. Beck's address is RD 8, Box 624, Meadville, Pa., and Ksaren K. Beck's address is 225 Wadsworth Ave., Meadville, Pa.

10. This Order shall remain in full force and effect from one (1) year from this date that is until October 13,1994 unlessmodified or terminated by further Order of Court.

11. Costs in both cases shall be paid by Crawford County in view of the fact that Edward A. Beck is not working and Karen K. beck has just taken on a new part time job.

12. Neither party shall invite the other party to violate this Order in any way.

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

Oct. 15, 1993 copies dist to Co Control, Plf., Dft., MCPD & Pa.SP

May 13, 1994 ORDER filed. AND NOW, May 13, 1994 Karen Beck appeared in motions court handing the judge a letter that was not sworn to, a one page list of items that she believes she is entitled to receive, a letter signed by Donald Cooper, a copy of the PFA order in these cases, and the petition for relief in the case at 1993 - 1010.

She is unrepresented by counsel and indicates that she believes Edward Beck is in contempt of court for damaging or destroying property that belongs to her in vioaltion of Paragraph 6 of the Oct. 14, 1993 order. We asked her on a couple of occasions and she indicated that is a violation that she believes entitles her to a contempt hearing and order. She also makes mention of the fact that she did nto get access to the premises pursuant to the temporary abuse order of Oct. 7, 1993 entered at 1993 - 1010.

Even though her papers don't come close to complying with the rules, the Court will treat her letter as a petition for contempt and hereby schedules a contempt hearing for Thursday, June 2, 1994 at 11:00 o'clck a.m. in Courtroom No. 1 of the Crawford County Courthouse.

Mrs. Beck shall serve a true and correct copy of all matters she presented to the Court and a true and correct copy of this order upon Edward Beck in a manner permitted by the Rules with respect to service of contempt petitions and orders for hearing within 10 days from this date, so taht Mr. Beck has at least 10 days to prepare for the hearing on June 2.

Both parties, especially Mrs. Beck, are advised that if they file matters in this court without a lawyer, they must fully and completely comply with the Rules of Civil procedure adopted by the PA. Supreme court and the Crawford County Civil Rules. From this point on, any matters not properly presented or properly filed will be rejected without further action.

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

May 17, 1994 Copies distributed to Plf. and Dft.

June 3, 1994 Order filed. AND NOW, June 2, 1994, after a hearing on the "Petition of Karen Beck to hold Edward Beck III in contempt of court, the Court finds that Edward Beck did violate the Protection From Abuse Order of October 14, 1993 by doing away with at least blankets and bunk beds when he was ordered to not dispose of anything. Even though that provision should not have been in PFA Order, it was, and Mr. Beck is in contmept of court for having violated that section. Since the Court really believes that title to the property and equitable distribution of marital property, if the property is marital property, must take place in a divorce case and not in a PFA case, the Court does not punish Mr. Beck further unless he continued to violate the Order. We continue to ORDER AND DIRECT Mr. Beck to not destroy, damage or dispose of any marital property; that is, property acquired during the marriage regardless of who paid for it and who bought it, as well as any property that Karen Beck brought into th emarriage or that was givento Karen Beck during the marriage, all of which would be Karen Beck's sole property and not marital property. In the event that Edward Beck desires to dispose of that property because it is either in the way or is not useful, he shall attempt to work out an agreement with karen Beck conceding that property or bring an appropriate count in the divorce action to have that property disposed of as it shall be in a divorce action. If Edward Beck violates the PFA Order in the future, and that can be proven, the Court will then impose sanctions

When the Court suggests that the parties try to work out their differences with respect to the marital property, we are not amending the PFA Order. Both have been ordered to stay away from the residence or place of work of the other, but both were permitted to communicate wtih each other in writing or through others in an non-harassing, non-threatening manner for the purpose of resolving mutual matters such as equitable distribution, all of which is provided for in Paragraphs 3 and 4 of the October 13, 1994 Court Order.

BY THE COURT,
GordonR. Miller, J

June 3, 1994 Faxed PSP & MPD, mailed copies to Pltf & dft, given Co. Control.

110
-b-

1993

1993

Pepicelli, Youngs & Youngs
Andrew S. Bacallao

1011.

~~Pepicelli, Youngs and Youngs~~ IN ERROR
~~Christopher J. Youngs~~

RICHARD ALLEN SAMUELS

vs,

DAWN SAMUELS

Filed October 8, 1993
@ 2:16 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count pd	15.00
STate paid	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
2 copies atty.

~~Jul, 6, 1994 Defendant's Acceptance of Service filed. I, RICHARD ALLEN SAMUELS, certify that I am the Defendant in the above-captioned divorce action and that on October 12, 1993, I have accepted service of the Complaint in Divorce filed on October 6, 1993, in this case.~~
IN ERROR
Richard Allen Samuels

Mar. 12, 1998 Important Notice and Court Order filed.
oOur 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 10/8/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

112

1993

Lindsay. Lutz, Jackson
Pawk & McKay, PC
Susan S. Jackson

1012.

LUCRETIA OAKES SUDER

vs.

MEADVILLE TRIBUNE and
THOMPSON NEWSPAPERS, INC.

Filed October 8, 1993
@ 3:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Pro.Co. pd 1/6/94	6.00

WRIT OF SUMMONS

Nov. 18, 1993, Writ Reissued.

Dec. 6, 1993 SHERIFF'S RETURN, filed. SERVED The Meadville Tribune on November 30, 1993 at 9:38 AM by handing a copy of the Summons to Linda Seiver, Classified Department Manager, at the Meadville Tribune, 947 Federal Court, Meadville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan.6, 1994 Upon Praecipe of Susan S. Jackson, Esquire, Attorney for Plaitniff, the above-captioned case is marked settled and discontinued of record.

1993

Joan D. Mason
~~Barbara J. Walton~~ withdrawn
Edward J. Hatheway

1013.

Mary Ann Kirkpatrick

J. BARBARA ARMAGOST

vs.

JAMES M. ARMAGOST

✓ Filed October 11, 1993
@ 11:50 AM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Pro Pd 2/14/94	5.00 ✓
Pro Co pd 4-25-94	90
Pro.Co. pd 1/27/95	$30.00
State pd 1/27/95	5.00
Pro.Co. pd 3/10/95	30.00 ✓
State Pd 3/10/95	5.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY
1 copy atty.

✓ Oct. 19, 1993 Affidavit of Service filed. And Now, Oct. 19, 1993, comes Carole Walker, legal assistant to Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on Oct. 19, 1993.

2. That the Defendant signed the return card on Sept. 27, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P 100656413) attached hereto as Exhibit A.

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

Carole Walker

✓ Nov. 17, 1993 Petition For Declaratory Judgment, filed.

✓ Jan. 24, 1994 Appearance of Edward J. Hatheway for Plaintiff filed.

✓ Jan. 21, 1994 Motion For Withdrawal of Appearance of Barbara J. Walton and Order, filed.
ORDER: And Now, January 24, 1994, the motion for withdrawal of appearance is granted.

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

Jan. 27, 1994 copy to B. Walton, E. Hatheway

✓ Feb. 14, 1994, Upon praecipe of plaintiff attorney, divorce discontinued of record.

✓ Mar. 15, 1994 Motion to Set Hearing and ORDER filed. And, Now, March 14, 1994, hearing on Defendant's Petition for Declaratory Judgment shall be held onApril 15, 1994, at 2:30 p.m. o'clock in courtroom 1 or 2 of the Crawford County Courthouse in Meadville, PA.

By/For the Court:
Gordon R.Miller, J.

3-17-94 Copy of Order to Attys. Hatheway & Kirkpatrick

✓ Apr. 18, 1994 Motion to Cancel Hearing and Enter Decree and ORDER filed. And, Now, April 15, 1994, hearing onDefendant's Petition for Declaratory Judgment scheduled for April 15, 1994 at 2:30 p.m. is canceled.

By/For the Court:
Gordon R. Miller, J.

4-19-94 Copy of Order to Attys. Hatheway & Kirkpatrick

✓ Apr. 18, 1994 Stipulation and Consent Decree filed.Consent Decree. And, Now, April 15, 1994, upon Stipulation and Consent of the parties it is hereby Ordered, Adjudged and Decreed that the parties are not married to each other have never been married to each other and are not entitled to any rights and privileges of matrimony or of the Pennsylvania Divorce Code.

By the Court:
Gordon R.Miller, J.

4-19-94 Copy of Consent Decree to Attys.Hatheway & Kirkpatrick.

✓ June 17, 1994 Appearance of JoanD. Mason for Plaintiff filed.

✓→ Oct. 31, 1994 Motion to Strike on behalf of plaintiff filed.

✓ Oct. 31, 1994 ORDER filed. AND NOW, October 25, 1994, it is ordered as follows:

1. Hearing and or argument on the motion of J. Barbara Armagost to strike all matters filed in the divorce action at 1993-1013, especially the consent decree of April 15, 1994 is hereby scheduled for 10:00 o'clock a.m. on Dec. 7, 1994 in Courtroom No. 1.

2. A hearing and/or argument on the motion of J. Barbara Armagost to dismiss the equity partition action at 1994-3 is hereby set for Dec. 7, 1994 at 10:00 o'clock a.m. in Courtroom No. 1.

3. The Court shall also hear arguments on any matters filed in these cases from the date of this Order until and including Nov. 23, 1994.

4. Both parties shall file briefs no later than Dec. 2, 1994.

5. The motion of J. Barbara Armagost to continue the equity partition hearing set for Oct. 26, 1994 is granted and said hearing is hereby set for the 25th day of January, 1995 at 9:15 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

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

Nov. 1, 1994 Copies distributed to Attys. Kirkpatrick and J. Mason.

✓ Dec. 13, 1994 Motion toStrike/Set Aside/Declare Void,filed.

✓ Dec. 28,1994 MEMORANDUM AND ORDER filed. AND NOW, December 28, 1994, for the reasons set forth in the attached memorandum it is ordered as follows:

1. The motion filed by J. Barbara Armagost to strike the decree at 1993-1013 is denied.

2. The motion of J.Barbara Armagost to strike/set aside/delcare void the decree in the divorce action at 1993-1013 is hereby setfor hearing and/or argument onthe 25th day of January,1995 at 9:15 o'clock a.m. in Courtroom No. 1 of the Crawford County Since said matter was filed after November 23, 1994 and was not heard on December 7,1994.(See order of October 25, 1994 setting hearings and arguments).

3. The motion filed by J.Barbara Armagost,to dismiss the equity partition actionat Eq. 1994-3 is denied.

4. The motion of J. Barbara Armagost filed at No.Eq. 1994-21 to compel provision of authorization is denied since the Court has not set aside the decree in the divorce action at 1993-1013.

Continued to Page 433

Barbara J. Walton

1014.

STACEY STEVENS

vs.

PAUL STEVENS

Filed October 11, 1993
@ 11:50 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 1-12-94	9.00

COMPLAINT FOR CUSTODY, CUSTODY
1 copy atty.

Oct. 15, 1993 Affidavit of Service filed. And Now, Oct. 15, 1993 comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on Oct. 12, 1993.

2. That the Defendant signed the return card on Sept. 27, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service return Receipt (Certified No. P 100656414) attached hereto as Exhibit A.

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

Barbara J. Walton, Esq.

Nov. 10, 1993 Amended Affidavit of Service filed. And Now, November 10, 1993 comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on October 12, 1993.

2. That the Defendant signed the return card on October 14, 1993 and in accordance with Pa. R.C.P.412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P 100656414) attached hereto as Exhibit A.

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

Barbara J. Walton,Esq.

Jan. 12, 1994 Affidavit of Consent of Plaintiff, filed.

Jan. 12, 1994 Affidavit of Consent of Defendant, filed.

Jan. 12, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

Jan. 13, 1994 Consent Custody Agreement and Consent Custody Order filed. And Now, this 13th day of January, 1994, upon receipt of the Stipulation and Consent to Entry of Custody Order, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. Plaintiff/Mother, Stacey Stevens, shall have primary physical custody of the parties minor child, Alexandria Kay Stevens.

2. Defendant/Father, Paul Stevens, shall have visitation by agreement of the parties as such is in the best interest of the minor child.

BY THE COURT:
Gordon R. Miller, J.

1-14-94 Copy of Order to Atty. Walton & Deft.

DIVORCE DECREE FILED

Jan. 17, 1994 AND NOW, January 17, 1994, it is hereby ordered and decreed that STACEY STEVENS, Plaintiff, and PAUL STEVENS, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

Barbara J. Walton

1015.

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

JENNIFER VANBUREN

vs.

GARY VANBUREN

Filed October 11, 1993
@ 11:50 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Counts paid	15.00
state paid	10.00
Pro Co pd 5-31-96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 15, 1993 Affidavit of Service filed. And Now, Sept. 29, 1993, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on Oct. 12, 1993.

2. That the Defendant signed the return card on Oct. 13, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the U.S. Postal Service Return Receipt (Certified No. P 341728989) attached hereto as Exhibit A.

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

Barbara J. Walton, Esq.

Oct. 22, 1993 Appearance of Shafer, Swick, Bailey, Irwin, Stack by James R. Irwin, Attorney for Defendant filed.

Jan. 18, 1994 Affidavit of Consent of Plaintiff filed.

April 12, 1994 Income and Expense statement of plaintiff's filed.

April 12, 1994 Inventory and Appraisement of plaintiff's filed.

Aug. 19,1994 Petiton For Special Relief and Order, filed. AND NOW, this 19 day of August, 1994, upon consideration of the enclosed Petition for Special Relief it is hereby entered ordering and directing th eRespondent, Gary VAn Buren, to show cause, if any he has, why said Petition for Special Relief should not be granted. The said Rule to Show Cause is returnable for hearing and/or argument on the 19th day fo September, 1994, at 1:30 o'closk p.m. prevailing time, in Courtroom Number 3, in the Crawford County Courthouse located at 903 Diamond Park, Meadville, Pennsylvania.

BY THE COURT:
Anthony J. Vardaro, J.

Aug. 22, 1994 Faxed Irwin, given Walton

Sep. 19, 1994 Motion to Cancel Hearing and ORDER filed. AND NOW, September 16, 1994, the hearing scheduled for September 19, 1994 is hereby cancelled.

By the Court:
Gordon R. Miller, J.

9-20-94 Faxed to Atty. Irwin & given to Atty. Walton

Oct. 12, 1994 Stipulation and Consent to Entryof Order and Order filed. AND NOW, this 12 day of October, 1994 upon presentation of the Stipulation and Consent to Entry of Order, attached hereto, and after considerationof same, it is hereby ORDERED, ADJUDGED and DECREED that:

1. Husband will give wife have access to marital real estate for the purpose of obtaining an appraisal of said real estate.
2. Husband will file an inventory with this Court no later than 15 days after the signing of the Stipulation and Consent.
3. Both parties will not sell, dispose or encumber any marital property until further Court Order. A full accounting of all marital property in each parties possession after separation will be listed on the inventories to be filed.

This court shall retain jurisdiction over this matter. This order is entered pursuant to Plaintiff's petition for spcial relief filed on 8/19/94.

By the Court:
Anthony J. Vardaro, J

Oct. 12, 1994 Faxed Walton & Irwin

Nov. 9, 1994 Affidavit of Consent to Divorce of Gray J. Van Buren, Defendant, filed.

Nov. 10, 1994, Inventory of Gary Van Buren filed

Nov. 10, 1994, Defendant's Income and Expense filed.

May 21, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree under Section 3301(c) of the Divorce Code filed.

May 28, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

May 28, 1996 Affidavit of Consent of Plaintiff, filed.

May 28, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

May 24, 1996 Property Settlement Agreement on behalf of Plaintiff filed.

DIVORCE DECREE FILED

June 4, 1996 AND NOW, June 3, 1996, it is ordered and decreed that JENNIFER VAN BUREN, plaintiff, and GARY VAN BUREN, 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.

1993

1016. Christopher D. Ferry	PARKER WELDING vs. BRIAN"S AUTO REPAIR BRIAN"S AUTO REPAIR vs. PARKER WELDING Filed October 11, 1993 @ 3:09 PM Tax & entry paid 50.25 User's Fee paid 5.00	APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE HUBERT E. VOGAN Oct. 11, 1993 Rule entered upon Plaintiff to file a Complaint filed.

1993

pro se

1017.

1004 Burns Ave.
Meadville Pa 16335

LESLIE TAR, M.D.J.D.

vs.

AMY GRIFFITH

Filed October 12, 1993
@ 9:36 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro. Co.pd 11/1/93	15.00

COMPLAINT IN CIVIL ACTION
1 copy Plaintiff

Nov. 1, 1993 Upon Praecipe of Leslie Tar, M.D.,J.D., Plaintiff for reference to Arbitrators, the following are hereby appointed:

E. Max Weiss, Chairman
Karen Johnson
Harry F. White, II

Oct. 27, 1993, Certificate of Service filed. I hereby certify that a true and correct copy of the Complaint was served upon the dft. via personal delivery to her place of business of 505 Poplar St at 11:57 a.m. The complaint was handed to her agent and delivered to the dft. who stood visibly before the plaintiff and received the same in hand, this 25 day of Oct. 1993. Leslie Tar. M.D.

Oct. 27, 1993, Defendant's answers to Complaint Brought Forth by the plaintiff filed. 2 copies (dft)

Oct. 27, 1993, Certificate of Service of Defendants Answers filed.

Nov. 1, 1993 Upon Praecipe of Plaintiff for appointment of Arbitrators, the following Arbitrators are appointed.

E. Max Weiss, Chairman
Karen Johnson
Harry F. White, II

Nov. 19,1993 Arbitrators take Qualifying Oath.

1993

pro se

1018.

Robert J. FElton

LESLIE TAR, M.D.J.D.

vs.

ALICE A. ANTHONY
and
DANIEL ANTHONY co-defendant

Filed October 12, 1993
@ 9:37 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pr Co pd 1-19-95	15.00

COMPLAINT IN CIVIL ACTION
1 copy Plaintiff

Nov. 3, 1993 Preliminary Objections filed.

Nov. 8, 1993, Amended complaint filed. 1 copy (plff)

Nov. 24, 1993 Amended Preliminary Objections Of Defendant Alice F. Anthony filed.

Nov. 24, 1993 Answer and New Matter Of Co-Defendant Daniel Anthony filed.

Dec. 1, 1993 Amended Complaint #2, filed.

Dec. 1, 1993 Answers to New Matters Brought Forth in Defendant's Answer Submission, filed.

Dec. 22, 1993 Amended Prelininary Objections of Alice F. Anthony filed.

Jan. 19, 1995 Upon praecipe of Plaintiff for the appointment of Arbitrators, the following Arbitrators have been appointed.

Harry White Ii, Chairman
M. Kathryn Karn
Bruce A. Barrett

1993

1019.

IN RE:

IN THE MATTER OF

EVA BROUNELL

Filed October 12, 1993
@ 9:42 AM

PETITION FOR INVOLUNTARY INTERVENTION BY EMERGENCY COURT ORDER

Order:

AND NOW, October 11, 1993, upon consideration of the foregoing petition, it is hereby ordered that Active Aging, Inc. shall provide the following protective services to Eva Brownell and that such services shall be provided without his/her conent: She shall be admitted to Meadville Medical Center and be tested, examined & treated in the manner that health care providers believe is appropriate.

The State or local police, accompanied by a representative of Active Aging, Inc. are hereby authorized to forcibly enter the premises of the aforesaid older adult to enforce the terms of this order.

The terms of this order shall expire at 11:00 AM., October 15, 1 1993. The court hereby sets that time & date as the time and place for a review hearing in the event ofneed ofr an additional emergency court order or continued court and protective services involvement or both. The Court hereby appoints none, Esq. to represent the aforesaid older adult at said hearing. Active Aging shall provide a lawyer as soon as possible.

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

Oct. 13, 1993 Copy of order to Active Aging

Oct. 18, 1993 ORDER filed. AND NOW, Oct. 15, 1993, the matter is scheduled for hearing and the patient appears together with her counsel, her doctor and representatives of the Office of Aging also appear.

Eva Brownell is now hospitalized, but will be released sometime during the week of Oct. 17, 1993. Office of Aging proposes and has assured a placement at Springs Manor for a temporary, indeterminate period of time while other possible living placements may be secured.

All parties and counsel agree that the present ultimate goal is a placement at the Crawford County Care Center, but currently no beds are available to meet her needs.

Counsel for Eva Brownell ha no objections to a temporary Order continuing placement. Accordingly, the Court hereby DIRECTS that upon release from the Meadville Medical Center, the patient will be placed at Springs Manor on a temporary placement and the Office of Aging is AUTHORIZED to continue supervision of the patient and her placement.

This Order shall continue in effect for a period of thirty (30) days under the following conditions:

1. At any time an alternate placement is secured or required, counsel for Office of the Aging and the patient may submit to the Court a consent Order, and the Court will sign the same without scheduling of a further hearing. In the event counsel cannot agree on a consent Order, either counsel may move for a prompt hearing, and the Court will review the matter and enter an appropriate Order.

2. By Sentence dated oct. 4, 1993, at 1993 - 578, the Court required the patient to perform twenty-five 925) hours of Community Service on her plea of guilty to retail theft. In view of the above Order, the Court temporarily suspends the requirement imposed in the aforesai Sentence, and DIRECTS the Work Release Director to terminate the requirement of service imposed by said Sentence.

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

Oct. 19, 1993 Copies distributed to Attys. J. Gagliotti, Wm. Walker, S. Hall, L. Goodwin, Adult Probation; Oct. 26, 1993, copy given to Clerk's Office.

Nov. 18, 1993 Motion To Extend And Clarify Orders and Order, filed. AND NOW, November 17, 1993, upon consideration of the foregoing Motion, it appearing that Eva Brounell is in need of a biopsy inorder to determine whether she has rectal cancer, and it further appearing that her counsel, William L. Walker, has no objection to the entry of an Order authorizing such a procedure, it is hereby ordered as follows:

Active Aging, Inc. is hereby authorized to make arrangements for and consent on behalf of the older adult to a biopsy of a rectal mass for the purpose of determining whether or not said mass is cancerous; and further, Active Aging is authorized to consent on behalf of the older adult to any anesthesia necessary for the performance of such biopsy. This Order shall be of limited duration and shall continue in effect only for a period of 30 days from the date of this Order. P. Richard Thomas, S.J.

Nov. 18, 1993 copy to Hall, Walker and Active Aging

1993

1020.	JOSEPH SCADUTO vs. DAVID LONGO, d/b/a D & R EXCAVATING Filed October 12, 1993 @ 9:51 AM Tax & entry paid 50.25 User's Fee paid 5.00 Pro Co pd 11-17-93 5.00	APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE HUBERT E. VOGAN Oct. 12, 1993 Rule entered upon the Plaintiff to file a Complaint issued. Oct. 12, 1993 Proof of Notice of Appeal and Rule To File Complaint filed. Nov. 1, 1993 Complaint of Joseph Scaduto, Plaintiff, filed. Nov. 17, 1993 Upon praecipe of Plaintiff the aboveComplaint is dismissed due to the fact that the matter has been settled amicably and without any predjudice or malice.

1021.

12-21-93 Received from dft Sheriff Costs 21.00
12-21-93 Pd Sheriff ck# 7968 21.00

TAMMY L. ARRINGTON

vs.

WILLIAM C. ARRINGTON

Filed October 12, 1993
@ 2:39 PM

Tax & entry Pd. 12/21/93 50.50
User's Fee Pd. 12/21/93 5.00
Sheriff's Costs Pd. 21.00
Pro Co. Pd. 12/21/93 ~~5.00~~
Pro Co Pd 3-8-94 5.00

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

Order:

And now, this 12th day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Possession ofthe residence is awarded to Plaintiff. Defendant shall not contact Plaintiff nor go to her residence. Temporary custody of Kimberly is awarded to plaintiff
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 20, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 19, 1993 Sheriff's R eturn filed. SERVED William C.Arrington by mailing by "Certificate of Mailing" a copy of the Protection from Abuse to him on October 12, 1993 to his address in care of his parents, Debra and Jerry Nichols, 4495 Pymatuning Lake Rd., Andover,OHio 44003. REceipt for Certificate of Mailing attached.
So answers, Robert M.Stevens, Sheriff

Oct. 22, 1993 ORDER filed. AND NOW, October 20, 1993, this matter is before the Court on a Petition filed by the plaintiff requesting relief under the Protection from Abuse Act. Both parties appear without counsel and the defendant agrees to proceed without counsel and agrees to the entry of an Order without admission of the allegations of the Petition on his part.

ACCORDINGLY, the following Order is entered:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any minor chil named in the Petition.
2. The plaintiff is awarded exclusive possession of the marital residence, at R.D.#2, Box 85, Linesville, Pennsylvania, 16424, and the defendant shall not go to that residence at any time nor contact the plaintiff at any time other than as set forth hereafter in this Order.
3. The defendant is advised that efven if he is invited to the residence of the plaintiff for any purpose other than that set forth in this Order,he should not go to that residence at any time. If the parties should wish for the defendant to go to the plaintiff's residence in addition to the times set forth in this Order,then they should seek a modification of this Order. Otherwise, if the defendant is at the plaintiff's residence when not permitted by this Order, any police agency called shall presume that he is not entitled to be there.
4. The plaintiff shall have temporary physical custody of the minor child without prejudice to either party to file an appropriate custody and/or visitation action to resolve that issue.
5. Pending any further Order of this Court or any other Court with respect to custody and/or visitation, the defendant shall be entitled to visit with the child at the residence of the plaintiff each Sunday beginning October 24, 1993, from Noon until 2:00 p.m.
6. He shall arrive alone, and the plaintiff may have one other adult individual at the residence with her. If the defendant does not arrive for his visit by 12:15 p.m., the plaintiff may presume that the visit is canceled and the defendant shall not be entitled to that visit,but will be entitled to all future visits with the same understanding that he must arrive by 12:15 p.m. for each visit.
7. The defendant may appear at the residence of the plaintiff at Noon on Saturday, October 23, 1993, for the sole purpose of removing his personal belongings which have been placed on an outer porch by the plaintiff. In the event he cannot obtain a truck to remove those items, he shall pick another date in the future, on a Saturday or Sunday, to remove those items and he shall notify the plaintiff by written mail of the time he intends to remove the items with a letter to the plaintiff mailed at least 7 days prior to the day he intends to go to the residence to remove his personal items.
8. Whenever the defendant goes to the residence of the plaintiff, the plaintiff is allowed to remove his personal belongings and/or for the purpose of visitation,he shall not assault, abuse, harass or threaten the plaintiff or any minor child.
9. Apparently, Pennsylvania State Trooper Merchabaker is investigating possible damage to the marital residence and wishes to speak with the defendant. The defendant is ORDERED to contact Trooper Merchabaker through the Pennsylvania State Police Barracks at Meadville within 3 days of the date of this hearing.
10. The defendant shall not contact the plaintiff by telephone or in any way in person, nor shall he procure anybody to do so pending any further Order of this Court.
11. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe that it has been violated.

Continued to Page 503

1993

Lenahan & Dempsey
Thomas R. Daniels

1022.

PNC BANK, NATIONAL ASSOCIATION, formerly known as CITIZENS FIDELITY BANK & TRUST COMPANY

vs.

ANGELA ERICKSON, Executric of the Estate of DNAIEL B. DILLINGER, Deceased

Filed October 12, 1993
@ 3:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	63.00
Pro Co. pd 6/1 /94	9.00

WRIT OF SUMMONS
Issued Sheriff

Nov. 19, 1993 SHERIFF'S RETURN filed. I hereby deputize the Sheriff of Venango County, Pennsylvania to serve the within Summons according to law. The defendants alleged address is 206 Hoffman Avenue, Oil City, Pa. 16301 Carole Stefannucci
Deputy Sheriff, Cr. Co.

AFFIDAVIAT OF SERVICE filed. SERVED the within Summons on 29OCT93, at 9:25 AM, upon Angela Erickson at Seysler Road, Franklin, Pa. 16323 by handing to Angela H. Erickson, in person a true and correct copy thereof and made known to her the contents therein.
Gene Price
Sheriff, Venango County

Feb. 17, 1994 Complaint filed.

Mar. 14, 1994 Return of Service Upon Defendant, Angela Erickson, filed.

May 23, 1994, 3:10 P.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to plead to the Complaint within the required time, in the amount of Twenty-one thousand seven hundred sixty-nine and 40/100 plus accrued interest thereon at the rate of 9.50% from Dec. 31, 1993 to date of entry of judgment, plus reasonable attorneys' fees and costs and expenses.

Debt $21,769.40
Judgment
Barbara H. King, Pro.

E-14,D-41
Judgment entered -
May 23, 1994
6-1-94 Notice of entry of judgment mailed Defendant.

EX1995-5

1993

Howard T. Sterling

1023.

EVELYN CAMASI d/b/a
CRAWFORD COUNTY RENTAL
SERVICE

vs.

THE BRADLEY HOUSE, INC.

Filed October 12, 1993
@ 3:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	20.00

COMPLAINT IN CIVIL ACTION
4 Copies Sheriff

Nov. 15, 1993 Complaint Reinstated.

Dec. 28, 1993 Sheriff's Return filed. ASERVED the within Defendant (The Bradley House, Inc.) on 12-1- 1993, at 4:10 PM, upon Mrs. Boots Bradley at 5239 Brownsville Rd., Baldwin Boro, 15236 by handing to her personally at her place of business a true and correct copy thereof and made known to her the contents therein.
So answers, Deputy McCormick, Deputy Sheriff
Eugene L. Coon, Sheriff
I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the wtihin Complaint according to law.
Robert M. Stevens, Sheriff

June 13, 1994 Notice Of Intent To File Praecipe for Entry of Default Judgment filed.

June 20, 1994 Motion To Strike Complaint, filed.

1993

Jorden & White
Harry Faber White, II

1024.

GARY D. JENNES

vs.

KAREN FORTNEY JENNES

Filed October 13, 1993
@ 10:14 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 2-15-94	9.00
Pro Co pd 3/8/94	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) OF THE DIVORCE CODE

Oct. 25, 1993, Affidavit of Service filed. Harry Faber White, 11, atty. for plff inthe above matter, being duly sworn according to law, d,eposes and says that he served the Notice to Defend and Complaint under Sect. 3301(c) of the Div. Code upon the dft. by cert. mail, ret. rec. req. on Oct. 15, 1993 at defendants address, R. D. #8, Box 25, Meadville, Pa. 16335. The defendant's acceptance of the same is attached hereto. Harry Faber White, II, Atty.

Feb. 15, 1994 Affidavit of Consent of Defendant, filed.

Feb. 15, 1994 Affidavit of Consent of Plaintiff, filed.

Feb. 15, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

Feb. 23, 1994 AND NOW, February 18, 1994, it is ordered and decreed that GARY D. JENNES, plaintiff, and KAREN FORTNEY JENNES, 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.

Mar. 8, 1994 Notice Of Election To Resume Prior Name filed. Karen FortneyJennes TO BE KNOWN AS: Karen L. Fortney

1993

Clarence D. Neish

1025.

COMMONWEALTH OF PENNSYLVANIA

vs.

ONE NOKIA CELLULAR PHONE
and ONE MOTOROLA PAGER

Filed October 13, 1993
@ 1:14 PM

Tax & entry paid 50.~~50~~ 00
User's Fee paid 5.00

PETITION FOR FORFEITURE AND CONDEMNATION

Rule:

AND NOW, this 23 day of August, 1993, a rule is issued upon Jose Reyes Paulino, owner and/or possessor of the within defendant, property, to show cause why the prayer and order of the attached Petition for Forfeiture should not be granted.

Rule returnable, for the purpose of filing an Answer only, wihtin thirty (30) days fromthe date of service of the attached Petition and this Rule upon Jose Reyes Paulino, owner and/or possessor.

Failure to Answer this Petition within 30 days of service hereof will result in an Order for Fordeiture being entered against said prperty, any law or rule of Court to the contrary notwithstanding.

Notice shall be given in accordance with law.

BY THE COURT:
Anthony J. Vardaro, J

Oct. 14, 1993 Copy of order to Atty. Neish

Jan. 6, 1994 Motion for Order of Forfeiture by Default filed.

Jan.6, 1994 PERSONAL SERVICE CERTIFICATION filed.

Jan. 6, 1994 ORDER filed. AND NOW, this 5th day of January, 1994, a Petition for Forfeiture having been filed by the Commonwealth of Pennsylvania, and there appearing that no challenge to this action by way of answer or otherwise, within the statutory time limitation, and upon motion by Clarence D. Neish, Deputy Attorney General, for Order of Forfeiture by default made by the Commonwealth, it is Ordered and Decreed as follows:

All claims of right, title and interest of Jose Reyes Paulino or any other claimant in the defendant/property are hereby declared to be terminated, revoked and rendered null and void. The One Nokia Cellular Phone and One Motorola Pager, are hereby condemned and forfeited to the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Narcotics Investigation and Drug Control pursuant to the Judicial Code,Chapter 68, Controlled Substance Forfeitures, Sections 6801-6802, 42 Pa. C.S.A. Section 6801 et seq., for use, sale or disposition in accordance with the law.

BY THE COURT:
Gordon R. Miller, J.

1993

1026.

PNC BANK, NATIONAL ASSOCIATION, successor by merger to THE FIRST NATIONAL BANK OF PENNSYLVANIA and MARINE BANK

vs.

JOHN S. LAWRENCE
NORMA LAWRENCE

filed October 13, 1993
@ 1:36 PM

Tax & entry paid 9.00
Orig. on Pltf. 9.50

AGREEMENT TO REVIVE

OF

DSB 1988 - 525

The undersigned hereby agrees that judgment revival be indexed; prothonotary indexed same in favor of the plaintiff and against the defendants in the amount of Twenty-six Thousand and No/100 plus costs.

L-221-124
Debt $26,000.00
Barbara H. King,
Prothonotary

1993

1027.

PNC BANK, NATIONAL ASSOCIATION successor by merger to THE FIRST NATIONAL BANK OF PENNSYLVANIA and MARINE BANK

vs.

GARY L. SMITH
AUDREY SMITH

Field October 13, 1993
@ 1:36 PM

Tax & entry paid 9.00
Orig. on Pltf. 9.50

AGREEMENT TO REVIVE

OF

DSB 1988 - 526

The undersigned hereby agrees that judgment revival b e indexed; prothonotary indexed same in favor of the plaintiff and against the defendants in the amount of Twenty-six Thousand and No/100 Dollars plus costs.

S-209-212
Debt $26,000.00
Barbara H. King
Prothonotary

1993

Barbara J. Walton

1028.

MICHELE R. MILLER

vs.

DOUGLAS L. MILLER

Filed October 13, 1993
@ 1:46 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 1-25-94	9.00
Pro Co. pd 2-23-94	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
2 copies atty.

Oct. 21, 1993, Affidavit of Service filed. 1. A true and correct copy of the Complaint for Divorce filed in above matter was served on the dft. by cert. mail, restricted del, pursuant to Pa. R.C.P. 412 on Aug. 27, 1993, as is evidenced by US Postal Ser. Ret. Rec. Cert. No. P 341728988) attached as Exhibit A.
Carole Walker.

Jan. 18, 1994 Affidavit of Consent of Plaintiff filed.

Jan.25, 1994 Affidavit of Consent of Defendant, filed.

Jan. 25, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 2, 1994 AND NOW, this 27 day of January, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideraton of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The bonds of marriage between Plaintiff, MICHELE R. MILLER, and defendant, DOUGLAS L. MILLER, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Property Settlement Agreement between the parties herein, dated Jan. 14, 1994 shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length.

1. Plaintiff and Defendant have reached an agreement as to the equitable distribution of property and debt as provided in the Divorce Decree Agreement.
2. This Honorable Corut shall retain jurisdiction of this matter.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 23, 1994 Notice of Election To Retake Maiden Name, filed. MICHELE R. MILLER to be known as MICHELE R. BURGER.

1993

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

1029.

~~Tamera Ochs Rothschild~~
(withdrawn)

8-24-95 Recd from Plff Mastership. 803.75
9-1-95 Pd Ct Rep #9427 350.00
Bal 453.75
9-8-95 Recd from Plff #803.75
9-20-95 Recd from Plff Master Fee 50.00
9-26-95 Recd from Deft Master Fee 50.00
9-26-95 Pd Co. #9482 1607.75

R. GERALDINE LEHMAN

vs.

DAVID E. LEHMAN

Filed October 13, 1993
@ 2:13 pM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm Fee Pd 2-23-95	250.00
Pro Co pd 8-29-95	9.00
David Pickens,Master	

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, COUNSEL FEES, EXPERT FEES, COSTS and EXPENSES, ALIMONY, ALIMONY PENDENTE LITE
2 copies atty.

Oct. 19, 1993 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law,depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested dated October 13, 1993. The Defendant acknowledged service on October 15, 1993 by accepting delivery on that date as evidenced by the attached signed return receipt.
Oct. 18, 1993 James R. Irwin, Esquire

Mar. 29,1994 Certificate of Service filed. On March 28, 1994, I mailed true and correct copies of Defendant's Inventory and Income and Expense Statement in the above captioned matter by U. S. regular mail, postage prepaid, to Plaintiff's counsel, addressed as follows:

James R. Irwin, Esq.
Shafer,Swick,Bailey, Irwin & Stack
P.O.Box 594
Meadville, PA 16335

I make this statement pursuant to 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute.
Date: 3-28-94 Tamera Ochs Rothschild, Esq.

Mar. 29, 1994 Inventory of David E. Lehman,filed.

Mar. 29, 1994 Crawford County, Pennsylvania. Domestic Relations Section Budget Information, filed.

Mar. 29, 1994 Affidavit of Consent of David E. Lehman, Defendant, filed.

Apr. 22, 1994 Motion For Appointment Of Master In Divorce and Order, filed. AND NOW, April 21, 1994 Motion denied. The only grounds raised for divorce are No Fault grounds and this matter is not ready to proceed as 3301(c) or 3301(d) divorce. Anthony J. Vardaro, J.
Apr. 27, 1994 copy to J. Irwin & T. Ochs Rothschild

Jun.7, 1994 Motion forAppointment of Master filed.

Jun.7, 1994 ORDER filed. AND NOW, JUne 2, 1994, the defendant's motion for the appointment of a Master is once again denied.
The plaintiff has not filed an affidavit of consent if a 3301 (c) divorce is granted.
If the plaintiff is seeking a 3301 (d) divorce then the appropriate affidavit and procedure have not been followed.
This Court will not appoint a Master to resolve economic matters when the case is not ripe for a divorce decree and the Master will not or cannot determine the issue of a divorce. That is a reverse bifurcation.
There is no reason to resolve economic issues if a divorce is not going to be granted at the same time. Furthermore this Court will not permit parties to run economic issues by a Master then determine whether or not they will follow the appropriate process to obtain a no fault divorce.

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

6-7-94 Copies dist. to Rothschild & Irwin

Dec. 16, 1994 Counterclaim in Divorce Under Divorce Code, filed. (1 copy atty.)

Jan. 16, 1995 R. Geraldine Lehman's, Defendant Under the Counterclaim, Counter- Affidavit Under Section 3301(d) of the Divorce Code filed.

Feb. 22, 1995 Motion for Appointment of Master and Order Appointing Master filed. AND NOW, February 23, 1995, David Pickens, Esquire is appointed Master inrespect to the following claims:
Alimony, Alimony Pendete Lite, Eq. Distribution, counsel fees & costs
Deposit required: By Plaintiff $_____; By Defendant $250
If not filed already the parties are ordered to file their pretrial statements within thirty(30) days from this date.
The Plaintiff shall comply with Pa. RLP 1920.37 (a) & 1928.33(a) within 30 days.

Per Curiam,
Anthony J. Vardaro, Judge

2-23-95 Faxed to Attys. Irwin & Pickens, mailed Rothschild

Feb. 27, 1995 Notice of Scheduled Pre-hearing Conference, filed.

Apr. 20, 1995, Summary of Pre-Hearing Conference filed.

Jun. 6, 1995 Notice of Scheduled Master's Hearing, filed.

Jun. 9, 1995 Amended Pre-Trial Statement, filed.

July 11, 1995, Memorandum of David E. Lehman filed.

July 11, 1995, Certificate of Service ofMemorandum filed.

Aug. 8, 1995 Plaintiff's Memorandum of Law Submitted to Divorce Master, David W.Pickens, Esq., filed.

Continued to Page 453

John P. Gagliotti

1030.

Stephen E. Hall

JAMES RICHARD AMEND

vs.

GINGER ANN AMEND

Filed October 13, 1993
@ 3:33 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Bruce L. Smith Mediator	161.31
Pro Co	9.00

10-13-93 Received from Plf Mediator #150.00
12-29-93 Pd Co #7983 150.00

COMPLAINT FOR CUSTODY
1 copy atty.
1 copy med.

ORDER:
You, Ginger Amend, have been sued in Court to obtain custody, partial custody or visitation of the child:
You are ordered to appear in person at such time and place as will be determined by the Mediator: Bruce L. Smith, for a mediation conference.
You are further ordered to bring with you the minor child,
If you fail to appear as provided by this Order or to bring the child, as 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 TIS 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 NELP.
Court Administrator
Craawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298
10/8/93

By order of the Court
Gordon R. Miller,

Oct. 21, 1993, Verification of Service filed. I, John P. Gagliotti, Esq. do hereby verify that I am the atty. of record for plaintiff and that as suc h I am authorized to make this verification; that I did on the 15 day of Oct. 1993, send to the above named dft. by cert. mail, addressee only, Ret. REc. REq., P 147765661, a true and correct copy of Complaint filed; and that I did on the 20 day of Oct. 1993 received a duly executed ret. rec. dated Oct. 19, 1993.
John P. Gagliotti. Esq

Dec. 10, 1993 TEMPORARY ORDER OF COURT, filed. AND NOW, this 9 day of December, 1993, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural mother of the child, James Richard Amend, Jr., age approximagely six months, born May 21, 1993, shall retain legal and physical custody of the child.

2. Visitation and temporary custody of the child shall be granted to the plaintiff father, James Richard Amend, on a trial, or temporary, basis, each Saturday between the hours of 1:00 and 4:00 p.m., prevailing time, beginning December 18, 1993, and thereafter for six consecutive Saturdays, excluding Christmas Day, 1993. Because there is currently a Protection From Abuse Order in effect between the parties, transfer of physical custody of the child shall occur at the Lyona Bible Church between Townville and Route 77 in Crawford County under the guidance and direction of Pastor Yunik of the Lyona Bible Church who has volunteered to act as intermediary at least for the six week trial period. After the six weeks have passed and if the plaintiff father is satisfied with the arrangement, visitation shall continue, unless the mother is not satisfied and requests further Mediation before Custody Mediator, Bruce L. Smith. In the event that the plaintiff father desires more visitation with the child after the six-week period, he may request further mediation before the same Custody Mediator.

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.

4. Neither parent shall take the child into any environment which might be commonly thought of as detrimental to his development or to the development of his character or which would be commonly thought of as dangerous to his physical person.

5. The parents are encouraged to discuss arrangements, if they are able, for physical acustody of the child; and, if the parties mutually agaree to alternative arrangements to accommodate their and/or the child's schedules, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement.

6. Each of the parents, any grandparent, 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 from his or her child. None of the adults coming into regular contact with the child will do or say anything ato blacken the character of either parent in the eyes of the child.

7. The parent having custody of the child shall not drink alcoholic beverages or consume non-prescription drugs. In the case of the mother, she shall be permitted to consume up to two ounces of alcohol in any twenty-four hour period when she is in a social setting outside the presence of the child.

8. The pllaintiff father shall not take the child outside Crawford County diring his visitations, and the defendant mother shall not take the child outside the Commonwealth of Pennsylvania from more than forty-eight hours without a written notice of ten days to the father.

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

10. The fee for Child Custody Mediation shall be paid by theplaintiff father. Any amount in excess of the father's deposit with the Crawford County Prothonotary under Local Rules shall be refunded to him.

11. This Order shall be a Temporalry Order, but shall become a permanent Order unless exceptions are filed by either party within ten days from the date of this Temporary Order. Both parties are permitted to request, through counsel directed to Custody Mediator, Bruce L. Smith, additional Mediation without further order of court.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 22, 1993 copy to J. Gagliotti, S. Hall, B. Smith, Plf. & Dft.

Dec. 23, 1993 Request for Hearing De Novo and ORDER filed. AND NOW, this 22 day of December, 1993, the above Request for Hearing De Novo is hereby granted and shall be scheduled on 4th day of February, 1994 at 9:15 A.M. at the Crawford County Courthouse in Courtroom 1 or 2.
Anthony J. Vardaro, J.

1-5-94 Copy of Order to Attys. Gagliotti, Hall & Smith

Continue to Page 130 A

James Richard Amend
vs
Ginger Ann Amend

Continued from Page 130
of Record
AD 1993 - 1030

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Feb. 1, 1994 Motion for Continuance and ORDER filed. AND NOW, this 31st day of January, 1994, the above Motion for Continuance is hereby granted and the De Novo Custody Hearing shall be rescheduled for the 18th day of February, 1994 at 9:15 A.M. at theCrawford County Courthouse in Courtroom 1 or 2 or 3, before Senior Judge P. Richard Thomas.

FOR THE COURT,
Ann A. Walker, Court Administrator

2-3-94 Copy of Order to Attys. Gagliotti, Hall & Smith

Feb. 23, 1994 ORDER filed. AND NOW, February 18, 1994 this matter is before the Court on a request for a de novo hearing filed by the Defendant after a mediation conference order was entered on December 9, 1993.

There have been problems between these two parents which have resulted in an active protection from abuse oarder being entered by the Court at A.D. 1993 - 903.

We discussed this matter with counsel for both parties and it appears that they can agree to an arrangemetn to be tried whereby father will begin to have some visitation onan ongoing basis with the child, in a supervised manner.

Accordingly, we enter the following ORDER:

1. In all respects that this order is not inconsistent with the order of December 9, 1993 including that mother shall retain legal and physical custody of the child, that order is AFFIRMED.

2. Father shall have a period of visitation with the child each Sunday beginning February 27, 1994 from the hour of 1:00 p.m. through the hour of 5:00 p.m. Said visitation shall take place at a neutral location and at this time, the parties discuss either St. Titus Church in Titusville or the Lyona Baptist Church. It shall be the Plaitniff's duty to determine whether either of those locations is available and to then have his counsel notify Defendant's counsel of which location will be used for the visitations.

In the event that neither of those locations is available, the Plaitniff shall pick another neutral location and propose the same to the Defendant through her counsel by Plaintiff's counsel discussing the matter with the Defendant's counsel. It is the Court's hope that the parties can find some location agreeable to both but if they are not able to do so, counsel may appear in motions court with some suggestions and the Court will entertain an order requiring a neutral location to be specified by the Court.

3. The visitation shall take place at the designated time and place to be determined each week with John Deeter arriving with the child at the designated time and place and the Plaintiff father arriving at the designated location at the designated time with some family member so that the visitation issupervised by a representative of mother, beign John Deeter,and a representative of father, beign any famioly member. The parties shall arrive in a timely manner and in the event that father arrives without a neutral family member, the visitation shall not take place but that shall not preclude future visitations so long as he arrives with a family member. Likewise, if during the period of a visitation the Plaintiff's family member should leave the visitation, then the visitation shall cease without prejudice to future visitations, so long as there is a family member with the Plaintiff.

4. The parties have exchanged telephone numbers whereby they can leave messages for one another and in the event father will be appearing for a designated visitation, he shall call one of the designated telephone numbers by noon on the date of the visitation to confirm that he will appear. In the event that there is a legitimate reason why the child cannot appear for a visitation, i.e. an illness or other appropriate emergency, the mother shall notify the father by calling one of his designated telephone numbers no later than 9:00 a.m. on the Sunday of the scheduled visitation,the Court recognizing that father has some travel time from Allegheny County which must be taken into consideration.

5. During all scheduled visitations, all parties shall act in an appropriate manner and in the event that there should be a problem that is significant and appears will result in hostility within the visitation, said visitation may be ceased without prejudice to any future weeks of visitation. This should not be donelightly and the Court cautions the parties that we expect each and every party to act like an adult during each period of visitations, despite any bad feelings or animosity there may be among the adults involved.

6. During each period of visitation, if all of the parties present are agreeable, the child may be removed from the designated facility with all parties present, so long as the child does not enter a motor vehicle. It being the Court's intention that is the weather is proper, it may be a more pleasant visit for all if it can be done at some outdoor location rather than within the confines of the neutaral designated location.

7. The parties as indicated have exchanged phone numbers for family members and in the event father has questions regarding the welfare of the child, he may call one of those numbers with any reasonable questions and such message shall be relayed to mother who shall respond to such inquiry within a reasonable period of time either herself or through some other person. The Court cautions that we do not expect the Plaintiff father to make undue inquiries but only to make inquiries that are in the legitimate concern for the child's welfare as would be expected.

8. The Court administrator of Crawford County is directed to schedule a review hearing in this matter for some time no sooner than June 15th, 1994 nor later than June 30th, 1994 unless either party shall petition the Court for an earlier hearing. It is the Court's hope that the order we have entered this day will begin to stabilize the situation with father beginning to have some visitation with the child and that at the next review hearing, we can determine what will be appropriate on an ongoing basis. At the time of the review hearing, we will only review the status and we will not hear testimony with the understanding that if the matters are not working out appropriately, we will then schedule this matter for a de novo hearing as originally scheduled this day.

9. The attorney for the Defendant shall, within a period of 14 days, advise the attorney for the Plaintiff of a person who may be a substitute for Mr. Deeter if he is not available for a Sunday visitation. That person shall not be a family member of the Defendant and in the event that the parties in discussion through their counsel cannot arrive at an alternate for Mr. Deeter, they may come to motions court with proposals and the Court will make a determination.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Feb. 23, 1994 copies dist to Gagliotti, Hall & Ct. Adm.

Mar. 11, 1994 Motion to Have the Court Designate a Place for VisitationPursuant to Visitation Order, filed.

Mar. 11, 1994 ORDER filed. AND NOW, March 11, 1994, the attorney for the Plaintiff presents a motion to have the Court designate a place for visitation pursuant to our visitation order of February 18, 1994. The parties have been unable to agree with respect to a place for visits with the Plaintiff arranging for the First Presbyterian Church in Meadville and the Defendant arranging for St. Titus church in Titusville.

To this date, t he Plaintiff has had to cancel all scheduled visits and has not had a visit since our order of February 18, 1994.

Pending further order of court or an agreement of the parties, the next two actual visitations whet her they are in consecutive weeks or whether they are not shall take place at St. Titus church in Titusville with the third actual visitation to be at the First Presbyterian church on Liberty Street om Meadville. Thereafter, until further order of court the parties shall have two actual visitations at St. Titus church followed by one at the First Presbyterian church and continue with that pattern thereafter.

BY THE COURT:
Anthony J. Vardaro, J.

3-15-94 Copy of Order to Attys. Gagliotti & Hall

Mar. 15, 1994 ORDER filed. March 14, 1994, the Court Administrator having been directed by the Court to set a Review Hearing in the above matter for sometime in June, hereby sets a hearing for June 29, 1994 at 9:15 A.M. in Courtroom No.2, Crawford County Courthouse, Meadville, PA., before the Honorable Anthony J.Vardaro, Judge.

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

3-15-94 Copies dist. to GAgliotti & Hall

Continued on the next page 130 B

1993

James Richard Amend

vs.

Ginger Ann Amend

Record continued from page 130a

of record

A.D. 1993 - 1030

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June 3, 1994 Order filed. AND NOW, June 3, 1994, the Court Administrator having scheduled this matter for review hearing on June 29, 1994 at 9:15 A.M. in Courtroom No. 2 pursuant to the Court's order of February 18, 1994 and the court now not being available on that date, this matter is continued by the Court until July 19, 1994 at 9:15 A.M. in Courtroom No. 2 before the undersigned when the review as indicated in our order of February 18, 1994 will take place.

BY THEJ COURT:
Anthony J. Vardaro, J

June 3, 1994 Copies dist to Gagliotti & Hall

July 22, 1994 Order filed. AND NOW,July 19, 1994 this matter is before the Court pursuant to one of the terms of our order of February 18, 1994 requiring a review.

At th etime of informal review, we have learned that no visitations whatsoever have taken place since our order of February 17, 1994. The Defendant's attorney indicated that her family has been available to accept the phone call from the Plaintiff notifying the Defendant that he will be excercising his visitation each and every week and we have no reason to doubt that that has occurred.

The Plaintiff through his counsel indicates that he not attempted to visit due to the fact that his mother's house burned down and his personal effects were in that house and also due to the fact that he has not had transportation for a period of four months.

He does indicate that he has transportation at this time and wishes to resume visitation.. By an order of March 11, 1994 we indicated that there would be two visitations exercised at St. Titus Church followed byone at the First Presbyterian Church in Meadville, and that the pattern would continue for all vistiations. The Plaintiff objects to that, indicating that he does not want to go to Titusville apparently because the Defendant's family is there and also because of the travel from the Munhall area in Allegheny County.

At this time, we will allow visitations to occur in the same manner as set forth in our order of February 18, 1994 on Sundays as amended by our order of March 11, 1994, except that for the next three months, such Sunday visitations shall only occur on the second Sunday of each month beginning August 14, 1994 and continuing onSeptember 11, 1994 and October 9, 1994.

If the Plaintiff exercises each of those visitations, then commencing in November of 1994, the schedule set forth in our order of February 18, 1994 as amended in our order of March 11, 1994 shall take effect without further order of Court and without fruther hearing.

I fduring the months of August, September and October the Plaintiff visits but does not visit each and every month, then until a review hearing we will schedule in this order, the visitation shall continue only on the second Sunday of each month/. In the event the Plaintiff does not visit at all with recept to the August, September and October visitations, his visitation rights shall immediately cease until further order of Court, and either party may request a hearing with regard to that issue.

Assuming no hearing is scheduled sooner, the court Administrator of Crawford County is directed to schedule further hearing in this matter, again inthe nature of a review hearing at which there will be no testimony taken, between Jannuary 15, 1995 and January 30, 1995.

We note that this matter is still before the Court on a request for a de novo hearing filed by the Defendant after a mediation conference entered on December 9, 1993 and at any time either party believes that this matter cannot be resolved as we are proceeding, they may request that the de novo hearing be scheduled.

The Plaintiff indicates that on some occasions he may have to work on Sunday. If he will have to work on a scheduled Sunday vistiation, he must notify the Defendant by calling one of the appropriate telephone numbers set forth inour order of February 18, 1994, by noon on the Saturday before the Sunday visitation. In the event he does that, the monthly visitation will take place the following Sunday furing the same time and same hours with the same requirements with respect to notification, except that the Plaintiff cannot again miss the vistiation due to the fact that he has to work. Additionally, at any time that the Plaintiff changes a vistiation dur to working, during the monthly visitation, he must obtain in writing from his employer proof that he was in fact working, which shall be supplied to his attorney and shall be made available to the Defendant's attonrey upon request. This provision shall not apply to the normal weekly visitation schedule, should it become in effect again.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

July 22, 1994 Copies dist. to Gagliotti, Hall & Ct. Adm.

Dec. 16, 1994 Assignment of Hearing Date filed. AND NOW, December 13, 1994, the Court Administrator having been directed by the Court to schedule a one-half to onehour Custody Review Hearing in thea bove case, said hearing is hereby set for January 24, 1995 at 11:00 a.m., in Courtroom No. 2, before The Honorable Anthony J. Vardaro, Crawford County Courthouse, Meadville, Pennsylvania.

FOR THE COURT,
Ann A. Walker

Dec. 19, 1994 copies dist. to Gagliotti & Hall

Jan. 26, 1995 ORDER, filed. AND NOW, January 24, 1995 this matter is once again before the Court for a review hearing pursuant to our order of July 19, 1994.

Counsel for the father appears and indicates that the Plaintiff told him that he would be seeking other cunsel in late August or early September, 1994 and the Plaintiff's file was provided to him at that time. The current counsel for the Plaintiff sent the Plaintiff notice of this hearing at the last address he had available, which is believed to be the Plaintiff's mother's address.

Counsel for the Defendant indicates that no visitations have taken place whatsoever since our hearing on July 19, 1994, and in fact no contact whatsoever has been attempted by the Plaintiff since that date. Additionally, Defendant's counsel indicates that from the information they have available, the last known address for the Plaintiff may have been with his father in the Pittsburgh area.

BAsed on all of this information, any rights to visitation or temporary physical custody afforded to the Plaintiff inour previous orders will now be suspended pending further order of Court, and he shall have no right to visit or to have periods of temporary physical custody unless there is further order of Court.

A copy of this order shall be provided to the Plaintiff by regular mail by the Prothonotary to the last known address, to be provided by his current counsel, and to the last known address to be provided by teh Defendant's counsel, which are different addresses apparently.

In light of the fact that the Plaintiff indicated he wished to have other counsel, and his file has been provided back to him in late August or early September 1994 by his current counsel, John P. Gagliotti, Esq., is granted leave to withdraw his appearance on behalf of the Plaintiff.

Anthony J. Vardaro, J.

1-26-95 Copies dist to Gagliotti, Hall & Plf.

1993

William J. Gregg

1031.
Peters, Lindsay, Lewis & Gagliott
Brian J. Lindsay
Barbara Walton

Oct. 13, 1993 $150.00 deposited by plaintiff

11-18-93 Pd Plff Bal Medday Ck#7910 57.00 (to Nelson)

12-29-93 Pd to Co 1983 90.00

8-21-95 Ref from dft med fee 90.00
W-12-95 Pd Co #9572

LAURA D. CORLISS

vs.

BRIAN J. CORLISS

Filed October 13, 1993
@ 3:33 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
JOhn Fuller, Mediator	180.00
Pro Co Pd 12-29-3 #7984	9.00
Pro Co pd 8-25-95	9.00

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

Order:
You, Brian J. Corliss, Defendant, have been sued in court to obtain custody, partial custody or visitation of the children: Danielle Lynn Corliss and Rachel Marie Corliss.
You are ordered to appear in person at such time and place as will be determined by the Mediator, John Fuller, for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298
10/8/93

BY THE COURT,
Gordon R. Miller, J

Oct. 18, 1993 Appearance of Peters, Lindsay, Lewis & Galiotti by Brian J. Lindsay, Esquire for Brian J.Corliss, Defendant, filed.

Oct. 18, 1993 Acceptance of SErvice filed.AND NOW, this 18th day of October, 1993,comes Brian J. Lindsay, Esquire, attorney for the Defendnat, Brian J.Corliss in the above captioned matter, and acknowledges that he hereby accpets, on behalf of his client, a true and correct copy of the Divorce Complaint which was filed on October 13, 1993, in the above captioned matter.

Oct. 29, 1993, Answer to Court III Custody, Visitation, filed.

Oct. 29, 1993 Acceptance of Service filed. I, Brian J. Corliss,the above named Defendant, hereby accept service of the Answer to Count III Custody/Visitation in the above action.
Date: 10-29-93 Brian J. Corliss

Nov. 17, 1993 ORDER filed. AND NOW, November 16, 1993 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Danielle Lynn Corliss and Rachel Marie Corliss shall be shsared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical treatment and religious instructionof the subject children.

II. Physical custody of Danielle Lynn Corliss and Rachel Marie Corliss shall be with their Mother, subject to the followisng conditions:

A. The Father shall be entitled to visit and take the children into his custody every other weekend from 6:00 o'clock p.m. o'clock on Friday to 6:00 o'clock p.m. on Sunday, beginning November 12, 1993.

B. Holidays shall be defined as Christmas, Easter, Thanksgiving, Memorial Day, Fourth of July, Labor Day and the children's birthdays. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of the Mother on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the Father on the aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m.

C. Beginning with the Summer of 1994, the children shall be in the custody of the Father for a period of three (3) weeks, which need not be consecutive. The Father shall give the Mother at least thirty (30) days notice of the dates of the Summer visits. At least part of the three (3) weeks shall coincide with the Father's vacation from work.

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

E. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on thepart of the children towards both parents. There shall be no arguments or confrontations in the presence of the children.

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 regardifng the children and both parents agreeto furnish the other with a current telephone number.

H. Father shall not pick the children up at school without the written consent of the Mother.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference shall be equally divided between the parties. The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Plaintiff, less the cost of the custody order. Gordon R. Miller, P.J.
Nov. 22, 1993 copy to J. Fuller, B. Lindsay, K. Nelson, Plf. & Dft.

Dec. 2, 1993 Request For Hearing De Novo and Order, filed. ORDER: AND NOW, this 1 day of December, 1993, the above request for Hearing De Novo his hereby granted and shall be scheduled on the 22 day of December, 1993, at 9:15 o'clock A.M. at the Crawford County Courthouse in Courtroom 1 or 2.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 8, 1993 copy to W. Gregg, B. Lindsay, J. Fuller

Dec. 15, 1993 Motion to Continue De Novo Custody Hearing and Order filed. AND NOW, this 14th day of December, 1993, the De Novo Custody Hearing previously scheduled for December 22, 1993, at 9:15 a.m., is hereby rescheduled to the 11th day of February, 1994, for 1:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse, meadville, Pennsylvania.

FOR THE COURT,
Ann A. Walker, C.A.

Dec. 22, 1993 Copies of order to Atty's Gregg, Lindsay and Fuller

Continued on Page 436

1993

Northwestern Leagal Servc.
Gerald Sullivan

MELISSA DECKER

vs.

1032.

WILLIAM D. BALDWIN, JR.

Filed October 14, 1993
@ 10:47 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00
Pro.Co.	9.00

9-94 3rd notice sent for filing fee returned Unknown

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

ORDER:

And now, this 14 day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. He shall not go to Plaintiff;s home
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the 10-25-93 , at 3Ñ30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 14, 1993 SHERIFF'S RETURN, filed. SERVED William d. Baldwin, Jr. personally on October 14, 1993, at 11:30 AM at Miceli's Store located on Water Street, Meadville, Crawford County, Pa., by handing him a copy of the Protection flrom Abuse.
So answers, Scott D. Young, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Oct. 26, 1993 ORDER filed. AND NOW, October 25, 1993, this matter is before the Court on Plaintiff's Petition for Relief Under the ProtectionFromAbuse Act.

The plaintiff appears with counsel and the defendant appears without counsel, but indicates that he wishes to proceed without counsel.

The parties have agreed to the entry of an Order without admissions of the allegations of the petition on the part of the defendant, and accordingly, the following Order is entered:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff at any time or any place.
2. The defendant shall not go to the plaintiff's residence at any time, even if he is invited to the plaintiff's residence. It shall be presumed if he is at the plaintiff's residence, that he is in violation of this Order, and therefore,if the parties wish for the defendant to go to the plaintiff's residence at any time during the period of this Order,they whould seek a modification of this Order before the defendant goes to that residence.
3. A copy of this Order shall be delivered to the Meadville City Police Department and to County Control. ADDITIONALLY, the Prothonotary shall send a copy by regular mail to the defendant at his mailing address at P.O. Box164, Meadville, Pennsylvania, 16335.
4. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to six (6) months.
5. The defendant shall pay court costs in the amount of $89.50 to the Prothonotary of Crawford County within 2 months of the date of this Order. That Office is located on the First Floor of the Crawford County Courthouse.
6. This Order shall remain in full force and effect through October 24, 1994.

BY THE COURT,
Anthony J. Vardaro, Judge

11-4-93 Copy of Order to Atty. Sullivan, Deft. Meadville City Police and County Control.

1993

William J. Gregg

1033

THOMAS L. THURBER

vs.

JODY L. THURBER

Filed October 14, 1993
@ 11:03 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	44.40
Pro. Co. pd 3/11/94	5.00

COMPLAINT IN CIVIL ACTION
3 copies atty.

Nov.19, 1993 Preliminary Objections to Plaintiff's Complaint, filed.

Nov. 23, 1993 Sheriff's Return filed. SERVED Jody L.Thurber by deputizing the Sheriff of Mercer County, PA, as per his Affidavit of Service attached. Served on November 3, 1993 at 213 West James Road, Jamestown,PA 16134.
So answers, Robert M.Stevens, Sheriff

Mar. 11, 1994 Upon Praecipe of William J.Gregg, Esquire, Attorney for Plaintiff, the above-captioned matter is settled and discontinued of record.

1034.

BEVERLY K. SIEG

vs.

MIKE HARVEY

Filed October 14, 1993
@ 3:11 PM

Tax & entry	50.50
User's fee	5.00
Sheriff's Costs	25.00

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

ORDER:

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

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

~~-2.-Special-Conditions:-~~

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 25, 1993 , at 10:30 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 15, 1993 Sheriff's Return filed. SERVED Mike Harvey personally on October 14, 1993 at 3:25 PM by handing a copy of the Protection from Abuse to him at hs temporary place of custody in theCrawford County Jail, 360 Center Street, Meadville, CrawfordCounty, PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M.Stevens, Sheriff

Oct. 26, 1993 ORDER filed. **AND NOW, OCTOBER25, 1993,** this matter is before the Court on Plaintiff's Petition for Relief Under the ProtectionFrom Abuse Act.

The Plaintiff appears represented by counsel and the defendant appears without counsel, but agrees to proceed without counsel.

The defendant agrees to the entry of an Order without admissions of the allegations of the petition on his part and after an informal hearing at which there is much discussion, the Court enters the following Order:

1. The defendnat shall not assault, abuse, harass or threaten the plaintiff or any minor child named in the petition.

2. The defendant shall not go to the residence of the plaintiff at any time during the pendency of this Order, nor shall the plaintiff invite the defendant to her residence at any time during the pendency of this Order. If the defendant either goes to the plaintiff's residence or if the plaintiff invites the defendant to her residence, one or bothof them may be considered in contempt of this Court; it being the Court's intention that at no time shall they be together at the residence of the plaintiff. If any Police Agency is called and the parties are together at the plaintiff's residence and there is no evidence of forced entry on the part of the defendant, then both parties shall be in contempt of court and the Police may arrest each of them and hold a hearing as to whether or not the Court shall find them in indirect contempt.

3. Neither party shall contact the other party in any manner, including, but not limited to, direct contact, telephone contact and mail contact. Any party contacting the other party in such manner may be considered in contempt of this Order and may be subject to a proceeding to determine whether they shall be held in direct contempt on this Court's Order and an appropriate sanction imposed.

4. In entering this stringent requirement with respect to contact, the Court notes that there has been a long history of a relationship between these parties that has been volatile, and both parties appear apparently with the intention that at least for this time, that it would be best if no contact occurs; particularly in light of the fact that apparently the defendant now has a relationship with another individual. NONETHELESS,the Court recognizes that apparently there may be some future relationship between these parties, and notwithstanding this Order, if they wish to go to counseling and meet at a counseling session or sessions only and that can be arranged somehow through an intermediary, whether it be plaintiff's attorney or some other person,then the parties may do so, but they may not have contact for any other reason.

5. A copy of this Order shall be delivered to the Meadville City Police Department, as well as to County Control, and a copy shall be sent by the Prothonotary by regular mail to the defendant at 225 Wadsworth Avenue in Meadville, Pennsylvania.

6. The parties are both reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to six (6) months.

7. The defendant shall pay court costs in this matter in the amountof $89.50 within 60 days of the date of this Order. Said costs shall be paid to the office of the Prothonotary of Crawford County on the First Floor of the Crawford County Courthouse.

8. This Order shall remain in full force and effect through January 24, 1994.

BY THE COURT,
Anthony J. Vardaro, Judge

10-26-93 Copies dist. to Co. Control, MCPD, Atty. Brode. 11-4-93 Copy of Order to Deft.

1993

Ferguson & Spataro
Douglas W. Ferguson

1035.

Robert S. Andrews, Jr.

BERNARD P. COLLINS and MARY E. COLLINS, his wife

vs.

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

Filed October 14, 1993
@ 3:21 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro.Co.pd 6/27/94	6.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
3 copies atty.

Oct. 29, 1993 Sheriff's Return filed. SERVED PA Attorney General by deputizing the Sheriff of Dauphin County, PA, as per his Affidavit of Servcie attached. SErved on October 22, 1993 at 16th Floor, Strawberry Street, Harrisburg, PA.
SERVED PA Department of Transportation by deputizing the Sheriff of Dauphin County, PA, as per his Affidavit of Service attached. Served on October 22, 1993 at Transportation and Safety Building, Harrisburg,PA.
So answers, Robert M.Stevens, Sheriff

Nov. 1, 1993, Appearance of Robert S. Andrews, Jr. attorney for Commonwealth of Pa. filed.

Nov. 24, 1993 Answer and New Matter filed.

Dec. 7, 1993 Plaintiffs' Reply to Defendant's New Matter filed.

Dec.7, 1993 Certificate of Mailing filed. Douglas W. Ferguson, Esquire, attorney for the Plaintiffs herein certifies that he served a true and correct copy of Plaintiffs' Reply to Defendant's New Matter upon Robert S. Andres, Jr., Esquire, attorney for Defendant, by first class mail, postage prepaid on December 7, 1993, by mailing the same to his office at the Office of Attorney, Tort Litigation Unit, 4th Fl., Manor Complex, 564 Forbes Avenue,Pittsburgh, Pennsylvania 15219.
Date: December 7, 1993 Douglas W. Ferguson, Esquire

Feb 10, 1994 Notice of Taking Deposition of Kenneth Lloyd, filed.

Feb. 24, 1994 Notice of Deposition(s) of Bernard Collins, filed.

Apr. 5, 1994 Notice Of Taking Deposition Pursuant To Pa. R.C.P. No. 4007.1 of Kenneth Lloyd filed.

Jun. 27, 1994 UponPraecipe of Douglas W.Ferguson, Esquire,Attorney for Plaintiff, the above case is settled and discontinued of record.

136

1993

1036.	LESLIE TAR, M.D.J.D. vs. INDUSTRIAL TIMBER AND LAND COMPANY: ENDEAVOR LUMBER COMPANY Filed October 14, 1993 @ 3:21 pM Tax & entry paid 50.50 User's Fee paid 5.00 Pro.Co. pd 12/8/93 6.00	COMPLAINT IN CIVIL ACTION 2 copies atty. Dec. 8, 1993 Upon Praecipe of Leslie Tar, M.D.,J.D. the judgment in this action against the Defendant and the Co-defendant in the above captioned satisfied Upon Payment of Your costs only filed.

1993

Thomas, Truax,
Spadafore & Walker
Gregory A. Keenan

1037.

IN RE: CHANGE OF NAME
KATANA R., TYLER C. and
SAMUEL T. HOGAN

Filed October 15, 1993
@ 10:51 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co Pd 11/22/93	5.00

PETITION FOR CHANGE OF NAME

ANDN OW, to-wit, this 15 day of Oct., 1993, upon motion of Gregory A. Keenan, Esquire, Attorney for the Petitioner above named, it is Ordered and Decreed that the wtihin Petition be heard onthe 22 day of Nov., 1993, at 9:15 in Courtroom No. 1 or 2 and that notice of the filing of the within Petition and of the aforesaid date of hearing be published in the Meadville Tribune and the Crawford County Legal Journal for 2 successive weeks.

It is further Ordered that notice of the filing of the within Petition and date of hearing be provided to Julia Woods, a/k/a Julia Hogan/Woods by certified mail, return receipt requested.

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

Nov. 22, 1993, Certificate of Liens from Prothonotary's office filed.

Nov. 22, 1993, Certificate of Liens from Prothonotary's office filed.

Nov. 22, 1993, Certificate of Liens from Prothonotary's Office filed.

Dec. 1, 1993 ORDER filed. AND NOW, this 1 day of December, 1993, at the time set for hearing in the above-captioned matter, the Petitioner, JAMES D. HARMON, appears before the Court with counsel.

Counsel for the Petitioner has represented to the Court that Julia Woods, a/k/a Julia Hogan/Woods, the mother of the subject minor children, was notified of the date and time of the hearing to be held on this matter, by certified mail, with a return receipt indicating delivery to Ms. Julia Woods, a/k/a Julia Hogan/Woods, on October 22, 1993.

Counsel for Petitioner has furthermore provided proof of publication to this Court evidencing that legal notice of this hearing was published in the Meadville Tribune on the 23rd and the 30th day of October, 1993, and, further, that legal notice of said hearing was published in the Crawford County Legal Journal on the 3rd and 10th days of November, 1993. Counsel for Petitioner has also indicated to this Court that a check has been made of the appropriate records in the Prothonotary's Office of the Court of Common Pleas of Crawford County, Pennsylvania, and that there are no judgments or decrees of record or any other matter of like character against the Petitioner or the subject minor children. Counsel for the Petitioner has represented to the Court that a certificate evidencing the lack of any existing judgments or decrees against the Petitioner or the subject minor children will be filed this day with the Crawford County Prothonotary's Office.

The Court notes that neither Julia Woods, a/k/a Julia Hogan/Woods, nor any other interested party has appeared at the time and date set for hearing on this matter. However, it was brought to the Court's attention that Ms. Julia Woods, a/k/a Julia Hogan/Woods, did appear after the hearing was over. The Court was not able to ascertain whether Ms. Woods, a/k/a Ms.Hogan/Woods desired to object to the Petition to Change Names or had merely arrived to attend the hearing.

Accordingly, the Court directed the Attorney for Petitioner to contact Ms. Woods, a/k/a Ms. Hogan/Woods to ascertain her position relative to the Petition to Change Names. Counsel for the Petitioner, after speaking to Ms. Woods, a/k/a Ms. Hogan/Woods, has advised the Court that, while Ms. Woods, a/k/a Ms. Hogan/Woods was in fact interested in this proceeding and registered some concerns to counsel about this matter, she ultimately did not desire to contest the Petition or to have the hearing continued in order for her to be able to address the Court. Therefore, there exists before the Court no oppositon to the granting of the relief requested by the Petitioner.

Accordingly, it is hereby decreed that on this 1 day of December, 1993, the Petition of James D. Harmon to change the surname of the subject minor chidren from Hogan to Harmon is hereby granted.

By the Court:
Anthony J. Vardaro, J.

12-7-93 Copy of Order to Atty. Keenan

1993

IN THE MATTER OF A MEMORIAL FOR MAX B. MALONEY

1038.

Filed October 15, 1993 @ 11:49 AM

ORDER APPOINTING A RESOLUTION COMMITTEE

Order:

AND NOW, October 3, 1993, the Court hereby appoints the following members of theCrawford county Bar Association as a Memorial Committee to prepare a memorial resolution regarding the late Max B. Maloney, Esquire, who dies September 26, 1993. Said committee shall present said resolution in open court onthe 8th day of December, 1993 at 3:00 o'clock p.m.

William F. Gorman, Esquire, Chairman
Fred C. Kiebort, Jr., Esquire
Peter E. Blystone, Esquire
Victor J. Kinnunen, Esquire
Mark D. Prather

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 15, 1993 copies dist. to Gorman, Kiebort, Blystone, Kinnunen & Prather

Dec. 8, 1993 The Committe appointed by your Honorable Court on October 3, 1993 to prepare a Memorial Resolution for the late Max B. Maloney, Esquire reports as follows:

Max Bacon Maloney was born May 26, 1912, died September 26, 1993 and resided in the Meadville area most of his life. He graduated from Meadville High School in 1930, from Allegheny College in 1934 and from the University of Michigan Law School in 1937. He returned to Meadville and as was the custom in those days, he continued the study of the law, or as it was sometimes called in those days a preceptorship, in the office of Attorney Jefferson Bossard. He was admitted to the Crawford County Bar on February 7, 1938.

During his early years of practice, his office was located in the Best Building on Park Avenue, the Masonic Building on Chestnut Street and on the second floor of the brick building directly across from the Masonic Building. For may of his later years of practice, his office was located on Center Street, also commonly known as Lawyers Row. Until his retirement in 1987, he was a sole practitioner except for a brief association with Attorney Frank Garber, who later left the Crawford County area to work in Harrisburg.

During the first years of his practive, he served as Rent Control Director in the City of Meadville. Needless to say, he was not the most popular man with the landlords, a she had to make may decisions not favorable to them. He served on the Court appointed Crawford County Board of Viewers during the 50's 60's, 70's and mid 80's. During this period of time, he belonged to the Republican Party and was a Committeeman in the City of Meadville for many years.

His main areas of practice however, were in the fields of Real Estate and Settling of Estates and he was always ready to assist young lawyers if they had problems with a title search or determining the exact location of a property. Max knew a great number of people during his lifetime and Mrs. Maloney told the committee that he met may people when he worked for his father at the Economy Feed Store on Market Street when he was growing up.

Among the social organizations that he belonged to for long periods of time were the Meadville Lions Club, from which he received a fifty year plaque, the Meadville Elks Club, the Round Table, various Masonic Orders and the Meadville Bridge Club. Max and the late Attorney Frank Prather teamed together for years at the bridge table and may times they won the top awards given by this group.

In the late 1960's Max served as Treasurer and Vice-President of the Crawford County Bar Association. He was a regular attendee at the Bar Association functions and although he admitted that he did not know one musical note form another, his rendition of his musical favorites, Release Me and Mac the Knife, were always in demand and frequently presented when Max was in the right mood.

As was previously mentioned, Max was a long time member of the Round Table. It is interesting to note that Max also belonged to another 'round table'. This one was at Dreisbach's Restaurant on Chestnust Street where a group, of which I was one, gathered for lunch and a sometimes lively discussion of the problems of the world and of Meadville in general. ONe had to have a thick skin to absorb the barbs thrown out at this 'round table' and Max was a expert at cutting an individual up if the situation presented itself.

The last few years of his life were not 'the golden years' as the saying goes for Attorney Max B. Maloney, but the Memorial Committee wishes publicly to thank Mrs. Maloney and her family for showing much love and respect for their husband and father during this difficult time.

William F. Gorman, Esquire
Fred C. Kiebort, Jr., Esquire
Peter E. Blystone, Esquire
Victor J. Kinnunen, Esquire
Mark D. Prather, Esquire

Jan. 13, 1994 Testimony from Memorial Service For The Late Max B. Maloney filed.

1993

Ferguson & Spataro
Douglas W. Ferguson

1039.

Springer, Bush & Perry
John F. Perry
Kathyrine S. Glasser

RODGER NYDES

vs.

BLUE CROSS/BLUE SHIELD

Filed October 15, 1993
@ 12:33 PM

Tax & entry paid	50.25
User'sFee paid	5.00
Pro Co pd 2-17-94	6.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE HUBERT E. VOGAN

Oct. 15, 1993 Upon praecipe for Rule to Plaintiff to file a Complaint.

Oct. 15, 1993 Proof of Service and Rule to File Complaint filed.

Oct. 29, 1993, Complaint filed. 2 copies (atty)

Nov. 22, 1993, Answer and New Matter filed.

Feb. 17, 1994 Upon praecipe of the Plaintiff's attorney the above case is marked settled and discontinued of record.

1993

Edgar Snyder &
Associates, P.C.
Cynthia M. Danel

1040.

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

THOMAS R. BURFORD

vs.

DONALD MERRITT and MERRETT
HEATING AND PLUMBING

Filed October 15, 1993
@ 1:55 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	77.00
Sheriff's Costs	41.00
Pro Co. pd 6-6-96	15.00
Pro Co. pd 7-23-96	6.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 1, 1993 SHERIFF'S RETURN, filed. SERVED Donald Merritt on October 19, 1993 at 3:17 PM by handing a copy of the Complaint to Lois Ward, Secretary at his place of business, Merritt Heating & Plumbing, 163 Church Street, Cambridge Ssprings, Crawford County, Pa.

SERVED Merritt Heating & Plumbing on October 19, 1993 at 3:18 PM by handing a copy of the Complaitn to Lois Ward, Secretary at the place of business, 163 Church Street, Cambridge Springs, Crawford County, Pa.

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

Nov. 3, 1993 AMENDED Complaint in a Civil Action, filed. (3 copies Sheriff)

Nov. 18, 1993 Sheriff's Return filed. SERVED Donald Merritt on November 4, 1993 at 12:34 PM by handing a copy of the Amended Complaint to Lois Ward, Adult in Charge at Merritt Heating and Plumbing, 163 Church Street, Cambridge Springs, Crawford County, PA.

SERVED Lois E.Ward personally on November 4, 1993 at 12:32 PM by handing a copy of the Amended Complaint to her at Merritt Heating and Plumbing, 163 Church Street, Cambridge Springs, Crawford County, PA.

SERVEDMerritt Heating and Plumbing on November 4, 1993 at 12:33 PM by handing a copy of the Amended Complaint to Lois Ward, Adult in Charge at the business, 163 Church Street, Cambridge Springs, Crawford County, PA.

So answers, Scott D. YYoung, Deputy Sheriff
Robert M.Stevens, Sheriff

Nov. 19, 1993, Appearance of R. Charles Thomas, of Thomas, truax, Spadafore & Walker, attorneys for defendant filed.

Jan. 25, 1994 Answer To Amended Complaint filed.

Mar. 10, 1994 Plaintiff's Reply To New Matter filed.

Mar. 31, 1994 Notice Of Service Of Interrogatories and Request For Production of Documents filed.

Mar. 21, 1995 Notice of Completion of Discovery, filed.

May 24, 1996 Upon praecipe of plaintiff attorney for reference to Arbitration, the following are.hereby appointed:

John Fuller, Chairman
Kenton O'Neil
Edward Hatheway

June 13, 1996, Arbitrators Take the Qualifying Oath.

July 22, 1996 Upon Praecipe of plaintiff attorney, the above captioned case marked as settled and discontinued.

1993

Barbara J. Walton

1041.

IMA JEAN PETERSON

vs.

CHRISTOPHER GONZALES, JR.

Filed October 15, 1993
@ 3;00 p.m.

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro pd 3/10/94	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Jan. 28, 1994 Affidavit of Service filed.And Now, January 28, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on January 14, 1994.

2. That the Defendant signed the return card on January 18, 1994 and in accordance with Pa.R.D.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No.P845923457) attached hereto as Exhibit "A".

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

Barbara J. Walton, ESquire

Mar.7, 1994 Affidavit of Consent by Ima Jean Peterson, Plaintiff, filed.

Mar. 8, 1994 Affidavit of Consent of Defendant filed.

Mar. 8, 1994, UPon praecipe of plaintiff attorney, to transmit the record, the above captioned case is moved tocourt.

DIVORCE DECREE FILED

March 16, 1994 AND NOW, this 11th day of March, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that IMA JEAN PETERSON, Plaintiff, and CHRISTOPHER GONZALES, JR., Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

1042.

BRENDA GONZALEZ

vs.

RAMON GONZALEZ

Filed October 15, 1993
@ 3:20 PM

Tax & entry	50.50
Usre's Fee	5.00
Sheriff's Costs	25.00

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

ORDER:

And now, this 15 day of Oct. , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Def may not go to the residence of the Pl. Temporary custody of child awarded to Pl. No other family member may go to Pl's residence or attempt to take custody of the child.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the Oct. 25, 1993 , at 3:30 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 19, 1993 Sheriff's Return filed. SERVED Raman Gonzalez personally on October 18, 1993 at 9:10 AM by handing a copy of the Protection from Abuse to him at the parking lot of Bob Powell's Auto, South Main Street, Meadville, Crawford County, PA.

So answers,

Scott D. Young, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Oct. 26, 1993, ORDER filed. AND NOW, Oct. 25, 1993, at the time set for hearing in this matter, the parties appear without counsel and the plaintiff indicates that she wishes to withdraw the Petition filed on Oct. 15, 1993.

She is permitted to withdraw the petition, and after inquiry, the court determines that she does not have the funds to pay court costs, and accordingly, the courty shall pay the costs of this action.

BY THE COURT,
Anthony J. Vardaro, Judge

Oct. 26, 1993, copies dist. to county control.
Nov. 4, 1993, copies to plff and dft.

1993

Barrett & Dratler
Bruce A.Barrett

1043.
Peters, Lindsay, Lewis & Gagliotti
Brian J. Lindsay

11-19-93 Received from dept. Sheriffs Costs 25.00
11-1993 Pd Sheriff Ck#7118 25.00

KORINE E. CHACE

vs.

JAMES E. CHACE, JR.

Filed October 18, 1993
@ 9:40 AM

Tax & entry Pd 11-19-93 50.50
User's Fee Pd 11-19-93 5.00
Sheriff's Costs 25.00
Proc'd 11-19-93 90

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

Order:

And now, this 18 day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Defendant shall not go to the Dallas Stein property on Kennedy Hill rd. Where the plaintiff is currently residing.

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

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

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

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

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

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

Hearing is hereby set for October 26, 1993 , at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct. 19, 1993 Sheriff's REturn filed. SERVED James E. Chace, Jr. personally on October 18,1993 at 12:00 Noon by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 25, 1993 Motion to Continue and ORDER filed. AND NOW, this 25 day of October, 1993, the Protection from Abuse Hearing is continued until the 28 day of October, 1993, all terms and conditions of the temporary order entered in the case shall remain in full force and effect until a hearing date is scheduled. The ATtorney for the Defendant shall notify the Plaitniff of New time October 28, 1993 (3:30 P.M. Ct. Room 1 or 2).

10-25-93 Copy of Order to Pltf. & Atty. Lindsay.

Oct.25, 1993 Appearance of Peters, Lindsay, Lewis & Gagliotti by Brian J. Lindsay, Esquire, Attorney for Defendant, filed.

Oct. 29, 1993 ORDER filed. AND NOW, October 28, 1993, this matter is before the Court on the plaintiff's Petition for Protection Under the Abuse Act.

A Temporary Order was entered by the Court on October 18, 1993, and hearing was oriiinally scheduled for October 26, 1993.

Upon motion of the defendant, hearing was continued to this date and due to the Court's schedule, it is late in the day and it appears that a formal hearing with testimony will be necessary and cannot be accommodated at this time.

ACCORDINGLY, this matter is rescheduled before the undersigned on Tuesday, November 9, 1993, at 3:30 o'clock p.m., inCourtroom No.2 at the Crawford County Courthouse.

In the meantime, the Or der entered by the Court on October 18, 1993 as a Temporary Order shall remain in full force and effect in all its terms and conditions.

BY THE COURT,
Anthony J. Vardaro, Judge

10-29-93 Copies dist. to Lindsay, Co. Control & Plft.

Nov. 12, 1993 ORDER filed. AND NOW,November 9, 1993 this matter is before the Court on Plaintiff's petition for relief under the Protection from Abuse Act.

We hold a formal hearing with sworn testimony, and after listening to the testimony, we are satisfied that the Defendant has committed an act which would constitute abuse within the meaning of the Protection from Abuse Act.

Accordingly, we enter the following ORDER:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff at any time or any place.

2. The Defendant shall not go to the Dallas Stein proiperty on Kennedy Hill Road nor at any place where the Plaintiff is residing. Additionally, he shall not bother her in any manner on the streets of this Commonwealth at any time nor shall he procure anyone else to do so.

3. The Defendant is cautioned that he should not go to the Stein residence ven if he is invited there insofar as if any police agency is called, they shall presume that he is in violation of this order if he is at that residence.

4. If the parties should reconcile and Mrs. Chace wishes to have Mr. Chace at that residence or any residence at which she is staying, they shall seek a modification of this order before Mr. Chace goes to any residence which is the residence of the Plaintiff.

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

6. A copy of this order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides and to County Control.

Continued to Page 505

1044.

TRINA WOFFORD

vs.

ROSEVELT WOFFORD

Filed October 18, 1993
@ 11:38 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

ORDER:

And now, this 18 day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant sahll not contact Plaintiff in any way. Defendant shall not go to Plaintiff's residence. Defendant shall not be within 100 yards of Plaintiff's residence.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the October 26, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Oct. 19, 1993 Sheriff's Return filed. SERVED Rosevelt Wofford personally on October 18, 1993 at 2:49 PM by handing a copy of the Protection from aBuse to him at his residence, 416 Pine Street, Meadville, Crawford County, PA.
So answers,

Scott D.Young, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Oct. 27, 1993, ORDER filed. AND NOW, Oct 26, 1993, at the time fixed for hearing in this matter, the dft. appeared on time but the plaintiff did not appear. The court waited approx. 25 min. and the plff still failed to appear. She had actual notice ofthe hearing because the date and time of the hearing was given to her at the time the petition was filed.

The court does not know of any reason why the case should be continued or why the plaintiff has not appeared. Accordingly, this action is dismissed.

Furthermore, the temporary abuse order entered Oct. 18 1993 is hereby vacated.

A trueand correct copy of this order shall be mailed by the Prothonotary to the plff at the Greenhouse and copies furnished to county control and the Mead. city Police dept.

Costs shall be paid by crawford County, as the dft. is on pub. Assistance and the plaintiff does not work.

BY ORDER OFTHE COURT,
Gordon R. Miller, P.J.

Oct. 27, 1993, copies dist to plaintiff, dft. co. control and MCPD.

1993

1045.

APPLICATION FOR EXTENDED
INVOLUNTARY TREATMENT

OF

PAM KELYMAN

Filed October 18, 1993
@ 12:02 PM

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(section 303)

1993

Diana L. Reed

1046.

SUSAN RHINEBERGER

vs.

RICHARD W. RHINEBERGER

Filed October 18, 1993
@ 2:37 PM

Tax & entry paid	10.50
User's Fee paid	5.00

CONSENT AGREEMENT UNDER PROTECTION FROM ABUSE ACT
CERTIFIED FROM ALLEGHENY COUNTY, PENNSYLVANIA

Order:
AND NOW, this 12th day of October, 1993, upon consideration of the Consent Agreement of the parties hereto attached, the following Protection Order is hereby entered:
1. The Consent Agreement as executed byt he parties is hereby approved.
2. The parties are hereby directed to comply with the terms and conditions of the Consent Agreement for the period of time specified therein or unless otherwise ordered by this Court.
A true and correct copy of this Order shall be sent by certified mail, return receipt requested to the Plaintiff, the Defendant, and to the Carnegie Police Department which has appropriate jurisdiction to enforce this Order.
The parties are hereby advised that violation of this Order may subject the violating party to punishment for contempt.

Ridge, J

Apr. 4, 1994 Allegheny County Consent Order of Court filed. AND NOW, to-wit this February 23, 1994, in acknowledgment of the agreement of the Parties, it is hereby ORDERED, ADJUDGED, and DECREED that:

1) Susan Rhineberger shall have custody of the child (ren): Richard Nicholas Rhineberger,

2) Richard Rhineberger shall have the right to partial custody/visitation with respect to the child (ren) to the following extent:

Father shall have partial custody with child on alternating weekends from Saturday 10:00 A.M. until Sunday 7:30 P.M. beginning with the weekend of 3-12-94. Prior to the weekend overnights father will have two consecutive Saturday visits from 10:00 AM-8:00 PM to allow time for child to spend time at Father's house. It is the intention of this Order to expand into Friday to Sunday weekends when father either completes school or relocates to the PGH area.* Father shall be responsible for all transportation for now. Father shall have the option for one week vacation period in August with 30 days notice to mother as to which week. Holidays shall be split as follows: Yearly Mother will have Easter, Memorial Day, July 4th, Christmas Eve, and Mot her's Day; Father yearly will have Father's Day, Labor Day, Christmas Day (12 Noon 12/25 - 12 Noon 12/26) and New Year's Day. One day Holiday Hours = 10 AM-8 PM. Running PFA provisons regarding contempt to stand until it expires. Father agrees to cooperate w/counselor at Parent & Child Guidance.
*and/or Sat. to Monday weekends if agreeable.

BY THE COURT:
M. Kaflan, J.

4-4-94 Dist. of Copies

1993

William E. Barney

1047

Joseph P. Martone

DAVID B. COX

vs.

HARRIET R. COX

Filed October 18, 1993
@ 2:37 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 11-28-95	9.00

COMPLAINT IN DIVORCE ET EQUITABLE DISTRIBUTION
1 copy atty.

0 Oct. 29, 1993, Affidavit of Service 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 compalint in divorce in above case on dft. by handing to her personally a true copy of said complaint on 10/25/93. at 5:00 p.m. at R. d. #3, box 1072, Spartansburg, Pa. Larry Buell.

Nov. 9, 1993 Appearance of Joseph P. Martone, Esquire for Harriet R. Cox, Defendant, filed.

Nov. 22, 1995 Affidavit of Consent of Defendant, filed.

Nov. 22, 1995 Affidavit of Consent of Plaintiff, filed.

Nov 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Dec. 4, 1995 AND NOW, December 4, 1995, it is ORDERED and DECREED that DAVID B. COX, Plaintiff and HARRIET R. COX, Defendant, are divorced from the bonds of matrimony.

It is further Ordered and Decreed as follows: The Agreement entered into between Plaintiff and Defendant dated November 14, 1995 is enforceable under 23 Pa. C.S.A. 3105 of the Divorce Code. The provisions regarding disposition of existing property rights and interests between the parties, alimony, pendente lite, counsel fees and expenses shall not be subject to modificati in accordance with 23 Pa. C.S.A. 3105(c), unless there is a specific provision to the contrary in the Agreement.

BY THE COURT
Anthony J. Vardaro, J.

1993

Barbara J. Walton

1048.

DAWNA L. TRACY

vs.

WILLIAM P. TRACY

Filed October 18, 1993
@ 2:41 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Pro.Co.pd 7/15/94	9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
1 copy Atty.

Oct. 28, 1993, Affidavit of Service filed. and now, Oct. 25, comes Carole Walker, legal asst. of Barbara J. Walton, Esq. and avers as follows:

1. a true and correct copy of the complaint for divorce was mailed to the dft. via Cert. Mail, ret. rec. on Oct. 20, 1993.

2. that the dft. signed the return card on Oct. 23, 1993 and in accordance with Pa. R.C.P. 412 service was made as is evidenced the the US Postal Ser. Ret. REc. No. P 100655989 attached hereto as exhibit A.

Carole Walker.

Nov. 23, 1993 Property Settlement Agreement filed.

Nov. 30, 1993 Consent Custody Agreement filed. AND NOW, this 29th day of November, 1993, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED,DIRECTED and DECREED that:

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

2. Primary physical custody of said minor child shall be with the father, William P. Tracy.

3. The mother, Dawna L. Tracy, shall have visitation with the minor child as arranged between the parties.

4. 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 monitered by the parent having physical custody.

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

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

7. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania. The party receiving the child shall provide transportation for visitations.

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor child. Neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

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

10. The parties to this action agree that this Honorable Court retain jurisdiction of this matter.

By the Court:
Gordon R. Miller, J.

12-6-93 Copy of Order to Atty. Walton & Deft.

July 14, 1994 Affidavit of Consent of Plaintiff filed.

Jul. 15, 1994 Affidavit of Consent by William P. Tracy, Defendant, filed.

Jul. 15, 1994 Upon Praecipe of Barbara J. Walton, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

July 22, 1994 **DIVORCE DECREE FILED.**

AND NOW, this 22nd day of July, 1994, upon presentation of the Stipulation and Consnet of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The bonds of marriage between Plaintiff, DAWNA L. TRACY, and Defendant, WILLIAM P. TRACY, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Property Settlement Agreement between the parties herein, dated November 19, 1993 shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length.

1. Plantiff and Defendant have reached an agreement as to the equitable deistribuion of property and debt as provided in the Divorce Decree Agreement.

2. Legal custody of the minor child, MICHAEL P. TRACY, shall be shared between the parties. Primary p hysical custody of Michael P. Tracy shall be with the father with visitation by the Mother as provided in the Consent Custody Agreement dated November 29, 1994.

3. This Honorable Court shall retain jurisdiction of this matter.

BY THE COURT,
Anthony J. Vardaro, J

1993

Barbara J. Walton

1049.

Joan D. Mason

10-20-93 Rec'd plt'f med deposit 150.00

12-22-93 Pd plt'f per Walton Ck# 797/150.00

CYLINDA COULSON

vs.

DAVID COULSON

Filed October 18, 1993
@ 2:41 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
J. Fuller, Mediator	200.00
Pro Co	9.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Oct. 20, 1993 Motion To Appoint Child Custody Mediator and Order filed. You, David Coulson, have been sued in Court to obtain custody of Nathan Coulson and Jessica R. Coulson.

You are ordered to appear for a hearing before John Fuller, Child Custody Mediator, at such time and place as he shall designate.

If you fail to appear a sprovided 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 ofice set forth below to find out where you can get legal help.

Plaintiff's Attorney
Barbara J. Walton, Esq.
310 Chestnut St.
Meadville, PA 16335
Telephone: (814) 336-4132
10/19/93

Court Administrator
Crawford County Courthouse
Meadville, PA 16335
Telephone: 814-336-1151 Ext. 298

BY THE COURT:
Anthony J. Vardaro ,J

1 copy atty.; 1 copy med.

Nov. 5, 1993 AFFIDAVIT OF SERVICE, filed. A true and correct copy of the Complaint in Divorce filed in the above-captioned matter was seerved upon the Defendant, October 20, 1993, by certified mail, restricted delivery, pursuant to Pa. R.C.P. 412 on November 2, 1993, as is evidenced by the United States Postal Service Return Receipt (Certified No. P100656412) attached hereto as Exhibit A. Barbara J. Walton

Nov. 5, 1993 Affidavit of Service of Notice and Order to Appear filed.

Dec. 22, 1993 ORDER filed. AND NOW, December 14, 1993 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Nathan Coulson and Jessica Coulson shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every weekend except the first weekend of each month from 5:00 o'clock p.m. on Friday to 5:00 o'clock p.m. on Sunday, beginning December 10, 1993. The first weekend of the month shall be the weekend on which the first Friday falls.

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

C. Beginning with the Summer of 1994, the children shall be in the custody of the father for a period of two (2) separate three (3) week periods. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visit.

D. Transportation of the children on weekends, holidays and Summer visits shall be provided by the father who shall see that the children have the required safety restraints.

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

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

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

H. The parents shall provide each other any relevant medical information regarding the children and shall see that the children take any medications recommended by the children's doctor.

III. This order is a atemporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference shall be paid by Crawford County. The Prothonotary of Crawford County is hereby directed to refund any deposit paid in advance by the Plaintiff.

Anthony J. Vardaro, J.

Dec. 22, 1993 copy to B. Walton
Jan. 4, 1994 copy to J. Mason, J. fuller, Plf. & Dft.

Mar. 12, 1998 Important Notice and Court Order Notifying of Termination of Case filed.

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Barbara J. Walton	VICKY L. PATTERSON	COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION 1 copy atty.
1050.	vs.	Oct. 28, 1993 AFFIDAVIT OF SERVICE, filed. And Now, October 28, 1993 comes Carole Walker, legal assistant to Barbara J. Walton, Esq., and avers as follows: 1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on September 24, 1993. 2. That the Defendant signe dthe return card on October 27, 1993 and in accordance with Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P 100655976) attached hereto as Exhibit A. I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsification to authorities.
	JAMES R. PATTERSON	
	Filed October 19, 1993 @ 2:47 PM	
	Tax & entry paid 50.50 User's Fee paid 15.00 2 Add'l Counts paid 30.00 State paid 10.00	

Oct. 18, 1994 Affidavit of Consent by Vicky L.Patterson, Plaintiff, filed.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/18/94. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney. If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever. I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998
Mar 12, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

1051.

KARLA L. EDWARDS

vs.

ANTHONY J. BAVACQUA, III

Filed October 19, 1993
@ 3:06 PM

Tax & entry Pd. 11/5/93 50.50
User's Fee Pd. 11/5/93 5.00
Sheriff's costs Pd. 11/5/93 25.00
Pro. Co. Pd. 11/5/93 9.00
Pro. Co. Pd. 12/14/93 $5.00

Paid on 11-5-93
#25.00 sheriffs costs

Nov. 5, 1993 paid
Robert M Stevens
#25.00 ck 7894

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

Order:

And now, this 19 day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The defendant shall not go to Plaintiff's residence at 761 Whittier Ave., meadville,
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for October 27, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Oct. 22, 1993 Sheriff's Return filed. SERVED Anthony J. Bevacqua personally on Oct. 22,1993 at 1:08 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Offcie, Third Floor, Crawford Co. Courthouse, Meadville, PA.
So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sehriff

Oct. 28, 1993 ORDER filed. AND NOW, October 27, 1993, both parties appeared in open court and without counsel. The Co urt advised the Defendant as to the nature of this proceeding and he understood it. He agreed that a Protection From Abuse Order could be entered against him and, therefore, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or the minor child Amber.
2. The Defendant shall not go to the residence where the Plaintiff and the child reside. In fact, he shall not be within one hundred (100) yars of that residence,e xcpet as may be premitted in a custody and visitation Order.
3. The Defendant shall have absolutely no contact with the Plaintiff except that he may contact the Plaintiff in writing in order to discuss matters involving their child. Said writings shall not be abusive, harassing or threatening. Furthermore, he may have other responsbile adult persons contact the Plaintiff not for the purpose of abuse or harassment but for the purpose of communicating about matters involving the child. Said persons shall not contact Plaintiff, however, between 9:00 o'clock p.m. and 8:00 o'clock a.m.
4. No Order is entered with respect to custody and visitation. If the parties are unable to work those matters out on their own, each has a right to bring a custody action in Common Pleas Court in this County and custody and visitation will be decided in that manner.
5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
6. A copy of this Or der shall be delivered by the Prothonotary to County Control and Meadville City Police Department. a copy shall be made to each of the parties at the addresses set forth on the Complaint.
7. This Order shall remain in full force and effect for one year from this date, that is until October 26, 1994 unless modified or terminated by further Court Order.
8. The Defendant shall pay record court costs in the amount of $89.50 to the Prothonotary on the first floor of the Courthouse no later than 4:30 p.m. onFriday, November 5, 1993. If he fails to pay, the Prothonotary may bring contempt of Court proceedings against him.
9. The Plaintiff shall do nothing to encourage the Defendant to violate this Order. Even if the Plaintiff invites the Defendant over to her home, the Defendnat should not go, because by doing so he would be violating this Or der. If the Plaintiff at any point wants to dispense with this Order, she may file an appropriate written statement with the Prothonotary asking that the Order be modified or vacated.
10. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

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

10-28-93 Copies dist. to MCPD & Co. Control. 11-5-93 Copies mailed to Pltf & Deft.

Dec. 14, 1993 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 13 day of December, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 10/19/93, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of Oct. 19, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT,
Anthony J. Vardaro, J.

Dec. 21,1993 Copy of Order to Plf. and Dft.,

Mason & Mason
M. Dan Mason

1052.

WILLIAM P. WAZELLE and
MARIANNE F. WAZELLE
his wife

vs.

MARY B. ARMOUR a/k/a MRS. WILLIAM ARMOUR: the MRS. WILLIAM ARMOUR ESTATE: IDA BELL: and CARRIE E. ARMOUR, and their respective heirs, personal representatives and assigns

Filed October 20, 1993
@ 8:45 AM

Tax & entry paid	50.50
User's fee paid	5.00
Pro.Co. pd 1/6/94	9.00

COMPLAINT IN ACTION IN QUIET TITLE
no copies

Oct. 20, 1993 Affidavit, Motion for Service by Publication and Order filed. AND NOW, this 20th day of October, 1993, upon Motion of M. Dan Mason, Esquire, Attorney for the Plaintiffs in the above captioned matter, leave is her eby granted to serve Mary B. Armour a/k/a Mrs. William Armour, the Mrs. William Armour Estate, Ida Bell, and Carrie E. Armour and their respective heirs, personal representatives and assigns, Defendants in said aciton, by publication of a notice of the facts set forth in the Complaint in the Meadville Tribune, a newspaper of general circulation, and the Crawford County Legal Journal, one (1) time and requiring the said Defendants to plead with twenty (20) days form the last date of publication thereof.

Gordon R. Miller, J

Oct. 27, 1993 Copy of order to Atty. Mason

Dec. 6, 1993 FINAL DECREE filed. AND NOW, this 3rd day of December, 1993, upon presentation of the foregoing Motion and due consideration thereof it is hereby ordered and decreed that the Defendants Mary B. Armour a/k/a Mrs. William Armour, the Mrs. William Armour Estate, Ida Bell, and Carrie E. Armour, and 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, or in any way attacking the title of the Plaintiffs in said property; from issuing or continuing any action and taxing the same and from encumbering, mortgaging or conveying the same or any part thereof; unless the Defendants, their heirs and assigns take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ordered and decreed that if no Petition to open this jdugment or satisfy this decree is presented by the Defendants, their heirs and assigns, within thirty (30) days from and after the entry of this Decree, the same shall be final. If such action is not taken within said thirty (30) day period, the Prothonotary shall enter judgment.

BY THE COURT
Anthony J. Vardaro, J.

12-13-93 Copy of Final Decree to Atty. Mason.

And Now, Jan.6, 1994 at 2:12 P.M. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the Defendants, their respective heirs, personal representatives and assigns,pursuant to the foregoing Order of Court.

FINAL JUDGMENT
Barbara H.King, Prothonotary

A-114;A-174;A-174;B-219;A-34;

1993

MacDonald, Illig, Jones
& Britton LLp
Laura A. Popoff

1053.

pro se

GERALD/THERSA TINGLEY

vs.

LESLIE TAR

Filed October 20, 1993
@ 1:58 PM

Tax & entry paid	50.25
User's fee paid	5.00
Pro Co pd 3-4-97	6.00
Pro Co pd 7-24-97	1.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE ROBERT LEONHART

Oct. 20, 1993 Upon rule entered upon the Plaintiff to file a Complaint issued.

Oct. 25, 1993, Proof of Service filed.

Nov. 8, 1993 Civil Complaint and Notice filed. (1 copy Pltf.)

Nov. 12, 1993 AFFIDAVIT OF SERVICE, filed. THERESA M. TINGLEY, 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 one of the Plaintiffs in the above-captioned action.

2. That a true and correct copy of the Complaint and Notice in the above-captioned matter were sent by registered mail, Item No. P 334 723 451, to the Defendant, Leslie Tar, M.D., on NOvember 8, 1993.

3. The registered mail was addressed to Leslie Tar, M.C., 434 North Street, Meadville, Pa. 16335. The sender's receipt is attached hereto and made a part hereof.

4. That the Defendant received said registered mail on November 9, 1993. Said Return Receipt card, signed by Gail D. Parker, as agent, is attached hereto and made a part hereof.

Dec. 6, 1993 Answer and New Matter filed.

Dec. 17, 1993, Answer to New Matter filed. 1 copy (plff)

March 4, 1997 Upon praecipe of plaintiffs the above captioned matter is marked settled and discontinued or record.

June 6, 1997 Petition For Appointment of Guardians and for Approval of Settlement of Minor's Claim and Judge Vardaro's Order of Juen 6, 1997.
June 16, 1997 sent to Tar & Popoff

1993

C. Barton Jones

1054.

Bukac and Toomey
Terry Toomey
for dft. Allen

FRANK SHELLHAMMER and
WALTER SHELLHAMMER d/b/a
SHELLHAMMER BROTHERS

vs.

EVELYN L. ALLEN, CHARLES
ROBINSON and VIRGINIA
ROBINSON

Filed October 20, 1993
@ 2:37 PM

Tax & entry paid	50.50
User's Fee paid	5.00

MECHANIC"S LIEN CLAIM COMPLAINT
no copies

Nov. 29, 1993 Amended Complaint-Mechanics Lien filed.

Feb. 4, 1994, Preliminary Objections to Plaintiffs' Amended Complaint - Mechanics Lien - filed. (by Evelyn Allen)

Feb. 18, 1994 Petition for Non-Pros filed.

Feb. 18, 1994 ORDER filed. AND NOW THIS 19 day of February 1994, a Petition for Non-Pros having been filed before the Court, and in that the Plaintiff has waived anyHearing in the matter and has further stipulated to t he entry of a Non-Pros, there being no other issues before us, then

IT IS ORDERED that without further delay a Non-Pros shall be entered at both numbers above by the Prothonotary of Crawford County, Pennsylvania, Barbara King.

Anthony J. Vardaro, Judge

2-23-94 Copy of Order to Attys. Jones & Toomey

1993

Pepicelli, Youngs,
& Youngs
Lisa Pepicelli Youngs

1055.

NANCY M. GOTTO

vs.

FRANK D. GOTTO

Filed October 20, 1993
@ 2:53 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts pd	45.00
State paid	10.00

COMPLAINT IN DIVORCE, ESQUITABLE DISTRIBUTION, ALIMONY
ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS and EXPENSES
2 copies atty.

Oct. 29, 1993 Affidavit of Service filed. I, James Withers, served the attached Complaint in Divorce on Frank D. Gotto, by personally had delivering a copy of the same to him and making known to him the contents thereof on October 26, 1993 at 2:16 p.m.
James Withers

Feb. 22, 1994 Affidavit of Consent by Nancy M.Gotto, Plaintiff, filed.

Nov. 2, 1994 Defendant's Affidavit of Consent filed.

Mar. 12, 1998 Important Notice and Court Order filed.
Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/2/94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

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

1056.

Reale & Fossee
Judith Olmstead

Marsh, Spaeder,Baur,
Spaeder & Schaaf
Francis J.Klemensic

JOSEPH TRUPPI and MILDRED TRUPPI, His wife

vs.

CENTRAL TRACTOR FARM and FAMILY CENTER, INC.

vs.

ASSOCIATED CONTRACTORS OF CONNEAUT LAKE, INC., Add'l Deft.
Filed October 20, 1993
@ 3:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Cost	25.00
Sheriff's Costs	27.00
Pro Co pd 10-12-94	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 3, 1993 SHERIFF'S RETURN, filed. SERVED Central Tractor Farm and Family Center, Inc. on October 22, 1993, at 11:10 AM by handing a copy of the Complaint to aaron Crowell, Assistant Manager at the business, 76 Mead Avenue, Meadville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 19, 1993, Appearance of Reale & Fossee by Judith Olmstead, attorneys for defendant filed.

Dec. 30, 1993 Answer and New Matter filed.

Dec. 30, 1993 Notice to Defend and Complaint to Join Additional Defendant, filed. (1 copy Sheriff)

Jan. 17, 1994 SHERIFF'S RETURN filed. SERVED Associated Contractors of Conneaut Lake on January 11, 1994 at 10:16 AM by handing a copy of the Complaint to Join Additional Defendant to George A. Ray, Adult in Charge at the business, 664 Water Street, Conneaut Lake, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 18, 1994 Appearance of Marsh, Spaeder, BAur, Spaeder & Schaaf by Francis J. Klemensic, Esquire for Associated Contractors of Conneaut Lake, Inc., Additional Defendant, filed.

Jan. 24, 1994 Notice to Plead, filed.

Jan. 24, 1994 Reply To New Matter filed.

Feb. 14, 1994, Notice of Service of Interrogatories and Request for Production of Documents filed.

Mar. 14, 1994 Additional Defendant's Answer and New Matter to Joinder Complaint, filed.

Mar. 25, 1994 Reply to New Matter, filed.

Mar. 31, 1994 Certificate of Service filed. I certify that a true and correct copy of Answers to Interrogatories and Request for Production was served upon counsel for the Defendant, Judith Olmstead, Esquire, REale & Fossic, P.C., 446 Union Trust Building, Pittsburgh, PA 15219, by United States first-class mail,postage prepaid.
Date: 3/28/94 Emil M. Spadafore, Jr.ESquire

May 19, 1994 Certificate of Service filed. I Certify that a true and correct copy of Interrogatories was served upon counsel for the Defendant,Judith Olmstead, Esquire, Reale & Fossic, P.C., 446 Union Trust Building,Pittsburgh,PA 15219, by United States First-class mail, postage prepaid.
Date; May 19, 94 Emil M. Spadafore, Jr., Esquire

Oct. 10, 1994 Upon praecipe of Plaintiffs attorney the above case is marked settled and discontinued of record.

1993

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

1057.

MERCER COUNTY STATE BANK

vs.

RAYMOND E. ANTHONY and
HELEN ANTHONY, his wife

Filed Ocotber 20, 1993
@ 3:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
pro co pd 11/23/93	9.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

Nov. 3, 1993 SHERIFF'S RETURN, filed. SERVED Raymond E. Anthony on October 22, 1993 at 11:28 AM by handing a copy of the Complaint to Helen Anthony, His Wife, at their residence, RD 4, Hager Road, Meadville, Crawford County, Pa.

SERVED Helen Anthony personally on October 22, 1993 at 11:27 AM by handing a copy of the Complaitn to her at the residence, RD 4, Hager Road, Meadville, Crawford County, Pa.

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

And Now, Nov. 23, 1993, at 9:19 a.m. upon praecipe of plaintiff attorney, with affidavit of service and copies of notices attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer; damages assessed in the amount of Seven Thousand Seven Hundred and 3/100 Dollars, plus int. from Oct. 13, 1993 at rate of 10.5% and costs of suit. Also, Judgment is entered in sum of Nine Thousand One Hundred Nineteen and 8/100 Dollars plus int. from Oct. 13, 1993 at rate of 11.25% and costs of suit. Also, Judgment entered in sum of Sixty One Thousand Seven Hundred Twenty Nine and 22/100 plus int. from Oct. 13, 1993 at rate of 11.00% and costs of suit. Also, judgment entered in sum of Twenty One thousand Nine Hundred Forty Five and 17/100 Dollars, plus int. from Oct. 13, 1993 and costs.

Judgment entered
11/23/93
A - 143
A - 232

Debts:
$7,769.03 -int. from 10/13/93, rate of 10.5%
9,119.08 - int. from 10/13/93, rate of 11.25%
61,729.22 - int. from 10/13/93 rate of 11.00%
21,945.17 - int. from 10/13/93 rate of 13.50%

JUDGMENT
Barbara H. King,
Prothonotary

Nov. 23, 1993, notice of entry of judgment mailed to each defendant.

Dec. 8, 1993 Upon Praecipe of Plaintiff's Attorney, Louis J. Stack, Esquire the default judgment is stricken.

1993

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

1058.

MERCER COUNTY STATE BANK

vs.

RAYMOND E. ANTHONY and
HELEN ANTHONY his wife

Filed October 20, 1993
@ 3:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro co Pd 11/23/93	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies Sheriff

Nov. 4, 11993 SHERIFF'S RETURN, filed. SERVED Raymond E. Anthony on October 22, 1993 at 11:25 AM by handing a copy of the Complaint in Mortgage Foreclosure to Helen Anthony, his wife, at their residence, Rd 4, Hager Road, Meadville, Crawford County, Pa.

SERVED Helen Anthony personally on October 22, 1993 at 11:26 AM by handing a copy of the complaint in Mortgage Foreclosure to her at the residence, Rd 4, Hager Road, Meadville, Crawford County, Pa.

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

And Now, Nov. 23, 1993, at 9:19 a.m., upon praecipe of plaintiff attorney, with copies of default notice and service attached, Judgment is hereby entered in favor of plaintiff and against the defendant, in the sum of One Hundred Fourteen Thousand forty Two Hundred and 67/100 Dollars with costs, plus int. from 9/14/92 at 10.5% - Also judgment entered in amount of One hundred Twenty Three thousand, Four Hundred Thirty three and 31/100 plus int. from 10/13/93 at 8.75% and costs.

Judgment entered
11/23/93
A - 143
A - 232

Debts:
$114,042.67 - int from 9/14/92 at 10.5%
123,433.31 - int. from 10/13/93 at 8.75%

JUDGMENT
Barbara H. King,
Prothonotary

Nov. 30, 1993, notice of entry of judgment mailed to each defendant.

Nov. 23, 1993, Affidavit of Non Military Service of Defendants filed.

Dec. 8, 1993 Upon Praecipe of Plaintiff's Attorney, Louis J.Stack, Esquire, the above default jdugment is stricken.

1993

1059.

MICHELE O'DONNELL

vs.

FRANCES SHAFFER

Filed October 20, 1993
@ 3:37 PM

Tndigent Filing

COMPLAINT FOR CHILD CUSTODY

Oct. 20, 1993 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, October 18, 1993, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an imporvement of financial condition.

BY THE COURT:
Gordon R. Miller, J

Oct. 22, 1993 Copy of order to Plaintiff

Oct. 20, 1993 Order filed. AND NOW, October 20, 1993, the plaintiff's complaint for child custody has been referred to the court for an appointment of a mediator. This Court having reviewed the complaint for child custody and the attached answer that athe plaintiff file din a child custody proceeding in Benton Coun ty, Tennessee together with a petition for custody and notice of hearing before the Juvenile Court of Benton County, Tennessee her eby enteres the following order:

1. The complaint andlpetition to proceed informa pauperis shall be filed of record with the Prothonotary.

2. This Court will not exercise jurisdiction because of the pending action in Benton County, Tennessee. 23 Pa.C.S.A. 5347; Simkins v. Disney, 416 Pa. Super. 243, 610 A.2d 1062, 1065 (1992).

3. The Court Administratr shall forward a true and correct copy of this Order to the Juvenile Court of Benton County, Tennessee which said mailing shall constitute a communication with said Court that this action is pending as well as the action we have taken to this complaint.

4. In the event that the Juvenile Court of Benton County, Tennessee finds that Tennessee does not have jurisdiction then the plaintiff in this action may file an appropriate motion or petitior in this action asking that the matter proceed further in this Court. In that event the mediator and/or the Court will make a determination as to whether or not pennsylvania has jurisdiciton.

BY ORDER OF COURT
Gordon R. Milelr, J

Oct. 21, 1993 Copy givento Plaintiff

160

1993

Robert J. Felton

1060.

LEO N. HENNES FUNERAL HOME

vs.

PATRICIA A. WHITE

Filed October 21, 1993

Tax & entry paid	50.25
User's Fee paid	5.00
Sheriff's costs	29.00
Pro Co pd 12-10-93	15.00
Pro Co. pd. 12-5-96	9.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE, SR.

Oct. 21, 1993 Rule entered upon the Plaintiff to file a Complaint issued.

Oct. 22, 1993 Proof of Service and Rule to file Complaint filed.

Nov. 9, 1993 Complaint filed.

No. 24, 1993 Sheriff's Return filed. SERVED Patricia White personally on Nov. 15, 1993 at 3:18 PM at her residence, Box 53, lot 15, Mitchell lake Trailer Park, Cambridge Springs, Crawford Co., PA.

So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 3, 1993 In Response To Said Complaint, filed. 12-3-93 (2 copies deft.)

Dec. 10, 1993 Uponpraecipe of plaintiff's attorney to appoint Arbitrators the following Arbitrators have been appointed.

~~Russell Schetroma, Chr.~~ Harry White
William Peters
Lisa Youngs

Mar. 9, 1994 Arbitrators Take Qualifying Oath.

Dec. 2, 1994 Decision of Arbitrators filed in which we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in Favor of Plaintiff Leo N. Hennes Funeral Home in the amount of $1,791.50.

W-135

12-2-94 Mailed Copies to Pltf & Deft
12-8-94 Faxed to Atty. Felton

DECISION OF ARBITRATORS
Barbara H.King
Prothonotary

Nov. 27, 1996 Praecipe for Judgment filed. Judgment on the decision of arbitrators dated 2 Dec. 1996 for $1,791.50. Leo N. Hennes

1993

Schroeck & Associates
George M. Schroeck

1061

~~MacDonald, Illig, JOnes & Britton~~ withdrawn
~~Matthew W. McCullough~~

John M. Quinn, Jr.
for Dft. Mdvl. Med. Ctr.

Marsh, Spaeder, Baur,
Spader & Schaaf
Thomas M. Lent
Diogenes Saavedra

PEGGY ANN MURPHY and
JOSEPH M. MURPHY, Her
husband

vs.

DIOGENES A. SAAVEDRA, M.D.

Filed October 21, 1993
@ 2:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co.pd 5/10/95	30.00
Users Fee pd 5/10/95	5.00

Jury Trial Demanded

✓ WRIT OF SUMMONS
Issued ~~Sheriff~~
Qst y

✓ Nov. 1, 1993 Civil Complaint, filed. (1 copy atty)

✓ Nov. 9, 1993 Appearance of MacDonald, Illig, JOnes & Britton, by Matthew W. McCullough, Esquire, for Diogenes A. Saavedra, M. D., filed.

✓ Nov. 30, 1993 Preliminary Objections To Complaint filed.

✓ Nov. 30, 1993 Upon Praecipe of Matthew W. McCullough, Attorney for Defendant Diogenes A. Saavedra, M.D., this case placed on next Argument list.

ON JANUARY 1994 ARGUMENT LIST

✓ Dec. 2, 1993 Acceptance of Service of Writ of Summons, filed.

✓ Feb. 16, 1994 Memorandum and Order, filed. ORDER: AND NOW, February 16, 1994, the preliminary objections of Defendant Dr. Diogenes A. Saavedra, M.D. in the nataure of a motion for more specific pleading is denied with respect to Paragraph 39(d), (e) and (f) and garanted with respect to Paragaraph 39(g) and (h).

Plaintiffs are directed to file their amended complaint within 20 days of the date of this order. BY THE OCURT:
Anthony J. Vardaro, J.

Feb. 22, 1994 copoy to G. Schroeck, M. McCullough & J. Quinn, Jr.

✓ Mar. 8, 1994, Amended Civil Complaint filed:

✓ Mar. 30, 1994 Answer to Amended Complaint, filed.

✓ Jan. 4,1995 Motion for Summary Judgment on Behalf of Defendants Diogenes A.Saavedra,M.D., P.C. and Diogenes A.Saavedra,M. D., filed.

✓ Jan. 4, 1995 Appendix to Motion for Summary Judgment on Behalf of Defendants Diogenes A. Saavedra, M.D., P. C. and Diogenes A.Saavedra,M.D., filed.

✓ Jan. 4, 1995 Upon praecipe of Matthew W. McCullough,Esquire, Attorney for Diogenes A.Saavedra, M.C., P.C. and Diogenes A. Saavedra, M.D., Defendant, the above captioned matter is placed on the next available argument list.

ON FEBRUARY, 1995,ARGUMENT LIST

✓ Jan. 12, 1995 Interrogatories and Request for Production of Documents filed. (Original filed at AD 1993 - 948)

✓ Jan. 12, 1995 Notice of Service of Interrogatories and Request for Production of Documents to Defendant Diogenes A.Saavedra,M.D. (First Set), filed. (Originalfiled at AD 1993 - 948)

✓ Jan. 23, 1995, DEpositions of Peggy Ann Murphy and Joseph M. Murphy, taken at offices of Mac Donald, Illig, Jones and Britton, filed.

✓ Apr. 11, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW,April 10, 1995, the motions for summary judgment filed by all Defendants at A.D. No. 1993-948 and A.D. No. 1993-1061 are granted. BY THE COURT:
Anthony J.Vardaro, J.

4-11-95 Copies dist.to all counsel

✓ May 8, 1995 Notice of Appeal to Superior Court of Pennsylvania filed.

✓ May 15, 1995 Notice of Superior Court of Pennsylvania Docketing, Docket #00848PGH95, filed.

Apr. 9, 1999 Upon praecipe of MacDonald, Illig, Jones & Britton by Matthew W. McCullough his appearance is hereby withdrawn.

Apr. 9, 1999 Appearance of Marsh, Spader, Baur, Spader & Schaaf by Thomas M. Lent for Defendant filed.

1993

1062.

MARY JANE McGARVIE

vs.

GREGORY SCOT McGARVIE

Filed October 21, 1993
@ 3:19 PM

Indigent Filing

COMPLAINT IN DIVORCE
no copies

Oct. 21, 1993 Petition To Proceed In Forma Pauperis and Order filed. AND NOW, October 18, 1993, upon consideration of the petition filed by the Plaintiff in this aciton, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's Office or the court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this aciton and shall be responsible for doing so upon an improvement of his/her financial condition.

BY THE COURT,
Gordon R. Miller, J

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/21/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

George R. Gray

1063.

MICHELLE HELENE CAMPION

vs.

JAMES MICHAEL CAMPION

Filed October 21, 1993
@ 3:19 PM

Indigent Filing
Pro Co pd 1/23/95 5.00

COMPLAINT IN DIVORCE
2 copies Plaintiff

Oct. 21, 1993 Petition To Proceed In Forma Pauperis In A Divorce Action Pursuant To Pa. R.C.P. 1920.62 and Order filed. AND NOW, October 18, 1993, upon consideration of the petition filed by te Plaintiff in this action, and supported by an affidavit attached hereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothontoary's Office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of his/her financial condition.

BY THE COURT,
Gordon R. miller, J

Jan. 24, 1994 Affidavit of Consent of Plaintiff, filed.

May 13, 1994 Motion to Amend Complaint in Divorce and (PROPOSED) ORDER OF COURT filed. AND NOW, this 13th day of May 1994 after argument and consideration of plaintiff's motion for leave to amend her complaint and file an amended complaint it is hereby ORDERED ADJUDGED and DECREED that plaintiff is granted leave to file an amended complaint.

By the court,
Gordon R. Miller, J

5-13-94 Copy Faxed to Atty. Gray

May 17, 1994 Amended Complaint in Divorce, filed. (1 copy atty.)

Sept. 6, 1994 Affidavit of Service Pursuant To Pa. R.C. P. No. 405, filed. I, George R. Gray, Esq., attorney for plaintiff in the above captioned matter, being duly sworn according to law, depose and say that:

1. I served a true and correct copy of the complaint on James I. Campion, defendant, on May 16, 1994, by certified mail no. P 100 629 036, signed for on May 18, 1994. See Exhibit A.
2. I served a true and correct copy of plaintiff's affidavit on James I. Campion, defendant, on July 27, 1994, by certified mail no. P 100 657 229, signed for on July 28, 1994. See Exhibit B.
3. I served a true and correct copy of a notice of intentionto file praecipe to transmit record, with form counter-affidavit attached, on James I. Campion, defendant, on July 27, 1994, by certaified mail no. P 100 657 229, signed for on July 28, 1994. See Exhibit B.

AND FURTHER AFFIANT SAITH NOT.

Sept. 6, 1994 Affidavit Under Section 3301(d) of the Divorce Code, filed. (Plaintiff)

Sept. 6, 1994 Affidavit Regarding Military Service, filed.

Sept. 6, 1994 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 19, 1994 AND NOW, Sept. 20, 1994 it is hereby ordered and decreed that MICHELLE H. CAMPION, Plaintiff, and JAMES M. CAMPION, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 20, 1995 Notice of Election To Retake Maiden Name filed. Michelle Helene Campion TO BE KNOWN AS: Michelle Helene Varich

1993

Barret & Dratler Bruce A. Barrett	ROBERT LITTLETON, individually and d/b/a LITTLETON FORMING	COMPLAINT IN CIVIL ACTION 1 copy atty.
1064.	vs.	Dec. 9, 1993 Preliminary Objection to Complaint filed.
	THOMAS W. DOUGAN and A. CAROLYN DOUGAN, his wife	Dec. 14, 1993 SHERIFF'S RETURN, filed. SERVED Thomas W. Dougan personally on November 22, 1993 at 11:04 AM by handing him a copy of the Complaitn in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,Pa. SERVED A. Carolyn Dougan on November 22, 1993 at 11:05 AM by handing a copy of the Complaitn to thomas W. Dougan, Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached. So answers, Diane Brittain, Deputy Sheriff Robert M. Stevens, Sheriff
	Filed October 21, 1993 @ 4:07 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 31.00 Pro.Co. Pd 2/24/94 5.00	Feb. 24, 1994 Upon Praecipe of Bruce A. Barrett, Esquire, Attorney for Plaintiff, the above case discontinued of record.

1993

1065.

IN RE: DAVID SCHAEF, CANDIDATE

Filed October 22; 1993 @ 10:13 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00

PETITION TO REQUEST AUDIT OF EXPENSES ACCOUNT PURSUANT TO SECTION 1636 OF THE CAMPAIGN EXPENSE REPORTING LAWS
4 copies atty.

Oct. 25, 1993 Amended Petition To Request Audit Of Expense Account PUrsuant To Section 1636 Of The Campaign Expense Reporting Laws filed.

Nov. 1, 1993 Memorandum and Order , filed. ORDER: AND NOW, November 1, 1993, the Respondent, David Schaef, shall file any preliminary objections he wishes to file to the amended petition to request audit of expense accouont pursuant to Section 1636 of the Campaign Expense Reporting Law on or before November 15, 1993 and he shall file his brief in support of those preliminary objections on or before that same date.

This matter shall be listed for argumetn by the Court Administrator on the November 30, 1993 civil argumetn list and the Petitioners shall file their brief in response to the preliminary objections on or before November 24, 1993.

The Court has set this schedule because we believe that, even though an expedited process is not specifically required by the Election Code, due to the fact that this is an election matter we should make every effort to decide the issues raised as soon as possible.

In all other respects other than with respect to the schedule we have set, the parties are ordered and directed to comply with the normal requirements for briefs set forth in the Crawford County Court of Common Pleas Civil Local Rules.

BY THE COURT,
Anthony J. Vardaro, J.

Nov. 1, 1993 copies mailed to Burroughs and 5 petitioners and copy put in Sparato's box by Court.

Nov. 15, 1993 Preliminary Objections to the Amended Petition to Request Audit of Expense Account, filed.

Nov. 24, 1993 Sheriff's REturn filed. SERVED DAvid Schaef personally on November 23, 1993 at 10:56 by handing a copy of the Petition and Amended Petition to him at 409 Erie Street, Box 216, Linesville, Crawford County, PA.

So answers,

Scott D.Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 22, 1993 Memorandum and Order filed. AND NOW, December 21, 1993,the preliminary objections of David Schaef are overruled and he is afforded 20 days from this date to file a responsive pleading.

Hearing inthis matter to determine whether the Petitioners can ellege "good cause" to require an audit pursuant to Section1636 [25 P.S. Section 3256] will be held on January 25, 1994 at 9:00 A.M.in Courtroom No. 2, at which time the parties shall be prepared to present any and all testimony they intend to present.

BY THE COURT:
Anthony J.Vardaro,J.

12-22-93 Copies dist. by Court.

Jan. 5, 1994 Response to Amended Petition to Request Audit of Expense ACcount Pursuant to §1636 of the Campaign Expense Reporting Laws, filed.

Jan. 25, 1994 Petitioners Answers to New Matter of Respondent, filed.

Jan. 31, 1994 Memorandum and Order filed. AND NOW, January 28, 1994, the amended petition to request audit of expense account pursuant to Section 1636 of the Campaign Expense Reporting Law is denied.

BY THE COURT,
Anthony J. Vardaro, J

Jan. 31, 1994 Copies dist. by Court.

Mar. 14, 1994 Exhibits filed.

1993

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

1066.

Barbara J. Walton
for Dft. P. Belfiore

Oct. 22, 1993 $150.00
deposited by Plaintiff.
2-17-94 Rd Pltfs (Thomas) 150.00 Ck#8109
5-8-95 Rec'd from deft — med deposit 150.00
6-22-95 Pd deft Refund 2.00 #9287
9-8-95 Rec'd from Pltfs. #120.00
9-8-95 Pd Co #9462 120.00
10-12-95 Pd Co #9512 120.00
8-24-98 Rec'd from deft 200.00 — med deposit
11-23-98 Pd Co. 191.00
12-3-98 Rec'd from pltfs 109.00 — med fee
12-11-98 Pd Co 109.00

LAWRENCE V. CONNELL and
KATHY G. CONNELL

vs.

PAULA D. BELFIORE, TIMOTHY
WAYNE BURTON and TIMOTHY
PAUL BELFIORE

Filed October 22, 1993
@ 10:46 AM

Tax & entry paid	50.50
User's Fee paid	5.00
John Fuller, Mediataor	250.00
Pro Co	9.00
Exemp of Record pd 3-30-94	10.00
Triple Seal pd 3-30-94	3.50
Pro Co Pd 9-28-95	9.00
Pro Co Pd 11-23-98	9.00

John Spataro, Mediator

COMPLAINT FOR CUSTODY
1 copy med.
1 copy atty.

Order:

You, Paula D. Belfiore, Timothy Wayne Burton and Timothy Paul Belfiore, Defendants, have been sued in Court to obtain custody or visitation of Ashley N. Burton, Danielle M. Belfiore and Amanda R. Belfiore.

You are ordered to appear in person at the Crawford County Courth House, Meadville, Pennsylvania for a mediation conference at such time as said mediation conference is scheduled by John Fuller, Esquire, who has been appointed Custody Mediator in this case.

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

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

Plaintiff's Attorney:
R. CHARLES THOMAS, Esq.
296 Chestnust Street
Meadville, PA 16335
10/22/93
Date

COURT ADMINISTRATOR
Crawford County Court House
Meadville, Pennsylvania 16335
Phone: (814) 336-1151 Ext. 298
BY THE COURT,
Gordon R. Miller, J

Dec. 3, 1993 Preliminary Objections and Order, filed. ORDER: AND NOW, this 3rd day of December, 1993, upon consideration of the Preliminary Objections the Objections shall be returned by the Mediator and Court if there is a hearing de novo held. BY THE COURT,
Gordon R. Miller, P.J.

Dec. 9, 1993 copy to R.C. Thomas & C. Brode

Feb. 11, 1994 ORDER, filed. AND NOW, February 11, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal and physical custody of Ashley N. Burton, Danielle M. Belfiore and Amanda R. Belfiore, shall be with their maternal grandmother, Kathy G. Connell, beginning March 1,1994, subject to the followisng conditions.

A. The mother, Paula D. Belfiore, shall be entitled to visit and take the children into her custody at such times as the grandmother agrees. In the event the grandmother and mother are unable to agree, then either of them may request a further mediation conference for the purpose of establishing a schedule and for other relevant purpose.

B. It is specifically provided that mother may not remove lthe children from Crawford County, Pennsylvania, without further court order.

C. Mother is directed to have a mental health evaluation and to accept such counseling and therapy as is recommended by theprofessional that does the evaluation,.

D. As soon as mother has completed her evaluation and any recommended treatment or therapy, she may request a further mediation conference for the psurpose of obtaining shared or primary physical custody and legal custody of the children.

E. This order is entered without prejudice to the rights of Timothy Paul Belfiore or Timothy Wayne Burton to reqsuest a further mediation conference provided such request is properly made within thirty (30) days of the date hereof. Any such request shall not delay the transfer of temporary custody to Kathy G. Connell on or before March 1, 1994.

II. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

III. Cost of the mediation conference shall be paid by Crawford County. The Prothonotary of Crawford County is hereby directed to refund the deposit paid in advance by the Plaintiff.

Anthony J. Vardaro, J.

Feb. 23, 1994 copy to R.C. Thomas, C. Brode, T. Belfiore, t. Burton, Plf.

Mar. 25, 1994 Request for Leave to Withdraw and Order filed. ORDER: AND NOW, this 25 day of March , 1994, upon presentation and consideration of the attached Motion to Request Leave to Withdrawn, said Motion is garanted by teh Court. BY THE COURT:
Anthony J. Vardaro,J.

Mar. 29, 1994 copy to C. Brode, R.C. Thomas, J. Fuller

Apr 26, 1995 Appearance of Barbara J. Walton,Esquire on behalf of Paula D. Belfiore, the above named Defendant, filed.

May 8, 1995 Petition to Modify Custody and Order filed. YOU, LAWRENCY V. CONNELL AND KATHY G. CONNELL, HAVE BEEN SUED IN Court to obtain custody of Ashley Burton, Daniell Belfiore and Amanda Belfiore.

You are ORDERED to appear in person at such time and place as will be determined by the mediator John Fuller for a mediation conference.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitiation 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 CANOOT 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
Date: May 5, 1995

BY THE COURT:
Gordon R. Miller, J

May 8, 1995 Faxed Thomas, given Walton & Fuller

May 17, 1995, Affidavit of SErvice filed. And now, comes Barbara Walton, and avers: 1. A true and correct copy of the nOtice and order toappear in regard to Pet. to Modify Custody was mailed to plff. via Cert. mail, ret. rec. on May 13, 1995.

2. That the plff signed the return card on May 15, 1995 and in accordance with Pa. R.C.

Continued on Page 166A

P. 412, service of the complaint was made as is evidenced by the U.S. Postal Ser. Ret. Rec. No. Z 410908250 attached hereto as Exhibit "A". Barbara J. Walton Esq.

June 23, 1995 ORDER filed. AND NOW, June 22, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Ashley N. Burton, Danielle M. Belfiore and Amanda R. Belfiore shall be with their maternal grandmother, Kathy G. Connell.

II. Physical custody of Ashley N. Burton, Danielle M. Belfiore and Amanda R. Belfiore shall be with their maternal grandmother, kathy G. Connell, subject to the following conditions:

A. The mother shall be entitled to visit and take the children into her custody from July 1, 1995 at 10:00 o'clock a.m. until August 13, 1995 at 5:00 o'clock p.m. This visit may take place at mother's home in Tennessee.

B. The mother shall be entitled to visit and take the children into her custody for a Christmas vacation this year and in succeeding years which unless otherwise agreed by the parties shall be from Dec. 23, 1995 at 10:00 o'clock a.m. to Jan. 1, 1996 at 5:00 o'clock p.m. This visit may take place at mother's home in Tennessee.

C. Beginning with the Summer of 1996 and each summer thereafter, the children shall be in the custody of the mother for a period fo two months. The mother shall give the grandmother at least thirty (30) days notice of the dates of the Summer visit.

D. Transportation of the children on holidays and Summer visits shall be provided by the mother.

E. Neither mother nor father 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.

F. Neither mother nor grandmother shall expose the children to any person or situation which may be harmful to the children's health or well being, and specifically the children shall not be paddled by mother's boyfriend.

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof. This order is entered without prejudice to the right of either party to request a further mediation conference at any time after January 1, 1996.

IV. Cost of the mediation conference will be divided as follows: One-half (½) Kathy G. Connell and one-half (½) Paula D. Belfiore. The Prothonotary of Crawford Co. is heeby directed to refund a portion of the deposit paid in advance by the Defendants, less the cost of the custody order.

Anthony J. Vardaro, Judge

June 22, 1995 Order distributed by the Court.

Jul. 31, 1995 Request for De Novo Hearing filed.

Jul. 31, 1995 ORDER filed. And Now, this 26th day of July, 1995, upon presentation of the Request for De Novo Hearing, it is hereby Ordered and Directed that a hearing shall be held on the 15th day of August, 1995, at 9:15 A.M. in Courtroom 1 or 2.

By the Court,
Gordon R.Miller, J.

8-1-95 Faxed Thomas, given Walton

Aug. 16,1995 ORDER filed. AND NOW, August 15, 1995, the Court is unable to finish this hearing this date and hereby continues this case until Monday, August 28, 1995 at 3:00 p.m. in Courtroom No. 1 of the Crawford County Courthouse.

The testimony of Dr.Katherine Anderson shall be taken by deposition with the transcript prepared and presented to the Court on August 28, 1995. In the meantime,the temporary order that has been entered in this case shall remain in full force and effect without change or modification.

If the mother has had a mental health evaluation as required in Paragraph I (c) in the order of February 11, 1995 and if that evaluation isin writing, that evaluation shall be submitted to the Court within five days from this date. We will review the evaluation. We will hear Mr. Thomas's objections to the use of that evaluation as evidence. That evaluation was ordered by the Court; and therefore, we believe the Court should have the benefit of that. If there are evidentiary problems with respect to that,we will take them up on August 28, 1995.

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

8-16-95 Dist. to Thomas &Walton

Aug. 16, 1995 EXHIBITS filed.

Sep. 8, 1995 MEMORANDUM and ORDER filed. AND NOW, August 29, 1995, after a full formal de novo hearing it is ordered as follows:

1. The custody order of June 22, 1995 is affirmed in all respects. Said order shall remain in full force and effect. Said order is modified as hereinafter set forth.

2. Mother shall be entitled to visit and take the children into her custody for one weekend per month from 5:00 o'clock p.m. on Friday night or 10:00 o'clock a.m. on Saturday morning, at her election, and return the children to the home of the grandmother no later than 5:00 o'clock p.m. on Sunday evening. However, before mother may exercise these weekend visitations she must give the grandmother at least seven days notice.

3. Mother shall have the right to talk to her children by telephone for up to thirty (30) minutes per week at a time to be arranged by the mother and the grandmother.

4. Sometime after October 31, 1995, mother shall arrange to have a home study performed by appropriate children and youth service agencies in the State of Tennessee who shall evaluate her home and relationship with her husband, J. R. Bailey, as best as possible. Said home study shall be made at the expense of the mother and shall be available for use in any upcoming custody and visitation hearings.

5. The Court will entertain the mother's petition for modification file after March 1, 1996 to determine whether or not the mother's life has stabilized, and if her relationship to her husband has stabilized or changed, in order to determine whether or not the children should be reunified with their mother.

6. The mother shall be entitled to write to her children as frequently as she desires.

7. The grandmother shall arrange meaningful visits between Ashley and Timothy Wayne Burton.

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

9-8-95 Copies dist. Walton & Thomas

October 19, 1998 Answer to Petition to Modify Custody Order Filed.

August 24, 1998 Notice and Order to Appear , Petition to Modify Custody and Order and Notice filed. You, Lawrence and Kathy Connell have been sued in Court to obtain custody of Daniel and Amanda Belfiore and Ashley Burton. You are Ordered to appear in person at such time and place as will be determined by the Mediator John Spataro for Meidation conference. Teh 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.

If you fail to appear as provided by this Order, an Order for Custody, partial custody or visitation may be entered against youor 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

Continued on Page 166b

166 B.

1993

Lawrence V. Connell & Kathy G. Connell
vs
Paula D. Belifore, Timothy Wayne Burton and Timothy Paul Belifore

continued form page 166 - a
of record
AD 1993 - 1066

****

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 inofrmaiton about accessable facilities and reasonable accommmodations abailavle to disabled individuals having business before the corut, 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 eharing.

By the Court
Anthony J. Vardaro, J.

date: 8/24/98

Order and Notice: And now this 24 day of Augsut 199_ it is ordered and decreed that the parents in this matter shall satisfactorily complete the seminar for separating parents in accordance withCrawford 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 Courlthouse or the Court Amdinistrator at the Crawford County Courthouse..

Application for attendance at teh seminar must be made by the plaintiff or petitioner within 15 days after teh pleading or petition si filed; and by the defendant or respondent within 15 days after he or she is served with the pleading or petiton. The Seminar must be completed within 45 days after applciation. 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 teh Crawford county Civil Rules of Court that are available in the Prothonotary's Office and in the Crawfcrd County Law Library or contact the Center fro Family Services, Inc.

By the Corut
Anthony J. Vardaro, J

October 29, 1998 order Filed. And now, this 28 day of October, 1998 after Mediation in the above referenced matter and upon the recommendaitons fo the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of teh subject minor children, Ashley M. Burton, born Jan 30, 1988 Danielle M. Belfiore born July 9, 1989 and Mamand R. Belfiroe born Nov. 10, 1990.
2. The parties shell 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 provideres are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.
3. The oldest child, Ashley M. Burton, shall remain in the primary physical care and custody of the Plaintiffs, subject to the partial custody rights of the mother as follows:
a. The mother shall be entitled totake Ashley into her care and custody for a set period of time with said period to begin 48 hours after the close of the shcool year for the summer school vacation and concluding on July 7 of each year.
b. Teh mother shall be entitled to take the child into her care and custody during the Christmas school vacation, with said period of custody to begin 24 hours after the close of school for the custody to begin 24 hours after the close of shcool for the Christmas school vacation and concluding at 1 pm the day before school is to resume.
4. The mother, Paula D. Hammock formerly Paula D. Belifore shall have primary care and custody of the two younger children Danielle m. Belfiore, and Amanda R. Belfiore beginning at the conclusion of the first quarter grading period of the Penncrest School District. The Plaintiffs shall have the right to partial custody of these two children as follwos:
a. The Palintiffs shall be entitled to take the two younger children in their care and custody for the period of time beginning on July 7 of each year and concluding on Augsut 15 of each year.
b. In addtion, the Plaintiffs shall be entitled to take these children into their care and custody for a period of one week in and aroud the Easter holiday. In the event the shcool district where these children reside does not permit a Spring break the children shall nevertheless be removed form school so that the Plaintiffs will have an opportunity to have the children in their care and custody for one week in the early spring. In the event the parties are not able to reach an agreement with respect to when the week is to begin and end then in that event the week will begin on the Friday before Easter sunday at 5 pm and conclude the following Friday at 1 pm.
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 cancellaiton or modification be necessary, teh parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
6. The parties shall share responsibility for transportation with the aprty receiving the children in the exercise of his or her rights picking up the children at teh 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 party shall teach said children to give to the other party that love and respect which is due a parent from his or her chilren.
8. Neither party shall use illegal drugs or be udner the influence of alcohol at any time when said party has the care and custody of the subject minor children. Teh parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children is being transported or in the bedroom of the children.
9. Neither party shall do or say anything to blacken the character of the other in the estimation of the children. Each part y 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 aprty in the estimation of the children.
10. The parties are free to make additionsl or alternative arrangements respecting the custodial and visitation periods and are storngly encouraged to od so if that would be proper and convenient. Said arrangements shall be by mutual consent only, inb the absence of which this order shall govern.
11, Either party may request a review of this order upon any material change in circumstances.
12. Costs and fees of this Mediation, which are fixed at $300.00 ($60.00/hr x 5 hrs) and the $9.00 Court order filing fee ar to be divideed equally as follows:
a. The mother Paula D. Hammock has paid the $200.00 necessary for the appointment of the child custody mediator. The entirety of said amount shall apply to the costs and fees of this case.
b. The Palintiffs shall within 30 days from the date of this order, pay to the Prothonotary of Crawford County the sum of $109.00, representing the balance due on the costs and fees of this case. The Palintiff shall,w ithin 30 days from the date of this order, pay to the mother the sum of $45.50 representing their share of the costs and fees of this case.
14. The provisions of this order shall supersede the provisions of all previous custody orders entered in this case.
15. Eaither party may move the Court for a hearing denovo within 20 days from the date hereof. If neither party so moves, this order shall be considered permanent.

By the Court
Anthony J. Vardaro

10/30/98 Faxed Spataro, Thomas & Walton

Nov. 16, 1998 Certificate of Completion of separating parents seminar, filed. (Lawrence V. Connell Jr.)

Nov. 16, 1998 Certificate of completion of separating parents seminar, filed. (Kathy G. Connell)

Nov. 16, 1998 Certificate of Completion of separating parents seminar filed (Paula D. Belfiore)

1993

Thomas, Truax,
Spadafore & Walker
Emil M. Spadafore, Jr
John e. Nagurney

1067.

Stephen H.Hutzelman

THE FIRST NATIONAL BANK OF PENNSYLVANIA, now by merger, PNC BANK, N.A.

vs.

KENNETH ~~E.~~ D. KNIGHT and MARY L. KNIGHT, His wife

Filed October 22, 1993
@ 10:46 AM

Tax & entry paid	50.50
User's Fee	5.00
Sheriff's Costs	31.00
Pro Pd 11/24/97	9.00
Sheriff's Cost	35.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Nov. 4, 1993 SHERIFF'S RETURN, filed. SERVED Kenneth E. Knight on October 26, 1993 at 3:40 PM by handing a copy of the Complaint to him personally at the residence, Star Route, Meadville, Crawford County, Pa.

SERVED Mary L. Knight on October 26, 1993 at 3:41 PM by handing a copy of the Complaint ot Kenneth E. Knight, Adult in Charge at the sresidence, Star Route, Meadville, Crawford County, Pa.

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

Nov. 12, 1993 Answer filed.

Feb. 16, 1994 Notice of Service of Answers of Interrogatories to Plaintiff, filed.

May 13, 1994 Amended Complaint in Mortgage Foreclosure, filed.

May 13, 1994 Motion to Amend Complaint and ORDER filed. Now May 13, 1994 this motion is granted and the plaintiff shall file & serve the amended complaint within 20 days.

Gordon R. Miller, Judge

5-16-94 Faxed copy to Attys. Spadafore, Jr. & Hutzelman

May 26, 1994, Certificate of Service filed. I certify that a true and correct copy of the Amended complaint was served upon counsel for the dfts., Stephen H. Hutzelman, Esq. 305 W. Sixth st. Erie, Pa. 16507, by US first class mail, postage prepaid on May 13, 1994.
Date: May 13, 1994 Emil M. Spadafore, Jr. Esq.

May 31, 1994, Answer to Amended Complaint filed.

Feb 13, 1997 Certificate of Service: I, John E. Nagurney, do hereby certify that a true and correct copy of the attached Praecipe for Oral Argumetn and Motion for Summalry was mailed to Stephen H. Hutzelman by First Class United States mail, postage pre-paid on the 13 day of Feb, 1997, unless otherwise noted.

Feb 13, 1997 Brief, Motion for Summalry Judgment and Praecipe for Argumetn filed.

ON ARGUMENT LIST FOR MARCH 1997

Mar 7, 1997 ORDER: AND NOW, this 7th day of March, 1997, the Court Administrator having been directed by the Court to postpone argument on the above motion for summary judgment in view of recent changes to procedural rules regarding such motions (see, sepecifically, Pa.R.C.P. 1035.3, effective July 1, 1996, providing tht responding parties shall have 30 days in which to file a response to the motion for summary judgment), argument on said motion is hereby continued to the next argument list (April 28, 1997), at a specific time to be scheduled by the Court Administrator after the close of the list. Briefs and/or supplemental briefs shall be filed according to local rules. Ann A. Walker, C.A.
Mar 7, 1997 Dist Nagurney & Hutzelman

May 14, 1997 Memorandum and Order filed. AND NOW, May 12, 1997, it is ordered as follows:
1. We grant plaintiff's motion for summary judgment with respect to its right to accelerate all future payments by reason of default and to recover attorneys fees.
2. We will deny plaintiff's motion for summary judgment with respect to the rate of interest that should be applied to the balance due and owing.

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

June 10, 1997 Praecipe To Place Matter On Civil Argument List, filed.

ON ARGUMENT LIST FOR July 1997

July 29, 1997 Memorandum and Order filed. AND NOW, July 28, 1997, we grant summary judgment in favor of Plaintiff and against Defendants. Plaintiff is granted judgment in foreclosure in the amount of $21,847.48 together with costs, disbursements and interest as provided by law.

BY THE COURT,
Gordon R.Miller, J

7-29-97 distributed Nagurney & Hutzelman

And now, Nov. 24, 1997 at 3:32 p.m. upon praecipe of plaintiff atty, Judgment is hereby entered in favor the plaintiff, and against the dfts. pursuant to Memo and Order dated July 28, 1997. Damages assessed in the amt. of twenty two thousand two hundred seventy one and 26/100 dollars, plus costs. (int. from 7/29/97 til 11/24/97 incl.)
11/24/97 - Judgment
entered
K - 103, 113

Debt - $22,271.26
JUDGMENT
Barbara H. King,
Prothonotary

Dec 5, 1997 ORDER: Caption is amended nunc protunc to name Kenneth D. Knight as a Defendant rather than Kenneth E. Knight.
and
The Prothonotary i directed to Amend the Judgment Book to reflect this Order.

Gordon R. Miller, P.J.

Dec 5, 1997 Faxed Nagurney & Hutzelman

EX1998-9

CONTINUED ON PAGE 441

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1993

Shumaker Williams, PC Raja G. Rajan 1068.	ADVANTAGE CAPITAL GROUP, INC. vs. DIANE CUMMINS Filed October 22, 1993 @ 3:01 PM Tax & entry paid 50.25 User's Fee paid 5.00 Pro Co pd 12-6-93 9.00 EX1994-27	APPEAL OF PLAINTIFF FROM DECISIONS OF DISTRICT JUSTICE HUBERT E. VOGAN October 22, 1993 Complaint filed. Oct. 28, 1993 Proof of Service, filed. Dec. 6, 1993 And Now, upon praecipe of plaintiff's attorney judgment is entered against Defendant for judgment in the amount of Fourteen Thousand Six Hundred Eighty-Seven Dollars and 29/100, plus interest, costs, expenses and reasonable attaorney's fees for failure to answer the Complaint within ten days of the attached Important Notice. Entered 12-6-93 Debt: $14, 687.29, plus int, costs, C - 42 expenses & Atty'sFees JUDGMENT Barbara H. King, Pro. 12-13-93 Notice of entry of Judgment sent to Dft.

1993

Laurel Hartshorn

1069.

~~Hughes and Associates~~
~~Karen L. Hughes~~ (withdrawn)

Thomas A. Lonich for add'l. defdts. George and Aurelie Campbell.

~~Edmond R. Joyal, Jr.~~
~~Joyal & Soom~~ (withdrawn)
~~for dfts. Biernessers~~

Marshall, Dennehey Warner, Coleman, Goggin
Thomas P. Birris
for dfts. Biernesser

QUINTINO MATTHEW CIOCCA and GLORIA J. CIOCCA, his wife

vs.

DUANE THOMPSON LUMBER, INC.
ARTHUR BIERNESSER, JR. and ELEANOR BIERNESSER, his wife
George Campbell and Aurelee Campbell, add'l dfts.

Filed October 22, 1993
@ 3:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	100.00
Sheriff's Costs	69.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Dec. 2, 1993 Sheriff's Return filed. SERVED Duane Thompson Lumber, Inc on October 26, 1993 at 11:08 AM by handing a copy of the Summons to Duane Thompson, Owner, at the business, Center Road, Linesville, Crawford County, PA.

SERVED Arthur Biernesser, Jr. by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on November 18, 1993 at 617 Saxonburg Blvd., Pittsburgh, PA.

SERVED Eleanor Biernesser by deputizing the Sheriff of Allegheny County, PA, as per his affidavit of Service attached. Served on November 18, 1993 at 617 Saxonburg Blvd., Pittsburgh, PA.

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

Dec. 13, 1993 Appearance of Hughes and Associates by Karen L. Hughes, ESquire for Defendants, Arthur Biernesser,Jr. and Eleanor Biernesser, filed.

Dec. 13, 1993 Rule uopn Plaintiff for Rule to File Complaint issued. (issued atty.)

Jan. 11, 1994 Complaint filed on behalf of Plaintiffs Quintino Matthew Ciocca & Gloria J. Ciocca, filed.

Feb. 7, 1994, Upon praecipe of defendants Arthur Biernesser, Jr. and Eleanor Biernesser, Writ issued to join additional defendatns George Campbell and Aurelee Campell. Issued (atty)

Feb. 22, 1994 Answer, New Matter and New Matter Pursuant to Rule 2252(d), filed.

Mar. 11, 1994 Reply to New Matter filed.

Mar. 25, 1994 Writ Return filed. SERVED the within Writ to Join A.D. onFeb. 28, 1994, at 1:00 P.M., upon Aurelie Campbell at above by handing to George (husband) 1 a true and correct copy thereof and made known to him the contents therein.

Al Conte, Sheriff

I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Writ to Join Additional Def. according to law.

Robert M. Stevens, Sheriff

SERVED the within Writ to join A.D. on Feb. 28, 1994 at 1:00 PM, upon George Campbell at above by handing to him 1 a true and correct copy thereof and made known to him the contents therein.

So answers, Al Conte, Sheriff

I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Writ to Join Additional Def. according to law.

Robert M. Stevens, Sheriff

June 13, 1994 Defendants' Answer and New Matter to Plaintiff's Complaint, filed.

June 13, 1994 Certificate of Service of Answer and New Matter to Plaintiff's Complaint filed.

Oct. 12, 1994 Reply To New Matter Pursuant To Rule 2252(d) of Duane Thompson Lumber, Inc. filed.

Nov. 17, 1994 Complaint to Join Additional Defendants,filed.

Apr. 4, 1995 Notice of Service of Interrogatories and Request for Production of Documents Directed to the Defendants, Duane Thompson Lumber, Inc.; Arthur Biernesser,Jr. and Eleanor Biernesser; George Cmapbell and Aurelie Campbell, filed.

May 1, 1995 Appearance of Thomas A. Lonich Law Offices by Thomas A. Lonich, Esq., attorney for addiditonal defendants, George and Aurelie Campbell, filed.

Jun. 19, 1995 Response to Request for Production of Documents, filed.

Aug. 21, 1995, Affidavit of Service of Answer to Interrogatories Directed to Defendant, Duane Thompson Lumber, Inc., filed.

Feb. 20, 1996 Certificate of Service of Request for ProductionofDocuments filed.

Feb. 20, 1996 Certificate of service of Interrogatories Directed To Plaintiff filed.

Aug. 16, 1996, Upon praecipe of dft. attorneys, appearance of Karen L. Hughes, withdrawn, and appearance of Edmond R. Joyal, Jr. of Joyal and Soom, attorneys for defendants, filed. (for dfts. Biernesser)

Mar 20, 1997 Notice of Deposition of Plaintiff Quintino Matthew Ciocca, filed.

Mar 20, 1997 Notice of Deposition of Plaintiff Gloria J. Ciocca, filed.

Apr 14, 1997 Notice to Complete Discovery, filed.

Nov. 19, 1997 Answer and New Matter to Complaint to Join Additional Defendant, filed.

Sept. 27, 1999, Upon praecipe of Atty. Joyal, appearance withdrawn for dfts. Biernesser.

Sept. 27, 1999, Upon praecipe of Thomas P. Birris, of Marshall, Dennehey, Warner, Coleman & Goggin, appearance entered for dfts. Biernesser.

May 18, 2001 ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON COMPUTER

170

1993

Miles K. Karson, Jr.

1070

GRACE L. STEWART

vs.

MARGURETTE SCULLIN and
ADAMSVILLE GENERAL STORE

Filed October 22, 1993
@ 3:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd. 4-8-94	9.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 13, 1994 Writ Return filed. Returned to Prothonotary unserved on January 13, 1994. No instructions or service fee received by Sheriff.
So answers, Robert M. stevens, Sheriff

Feb. 22, 1994 Praecipe for Rule Upon Plaintiffs to File Complaint, filed.
(issued atty)

Feb. 28, 1994 Certificate of Service of Rule To Rile Complaint filed.

And Now, April 8, 1994, 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.
S - 75 JUDGMENT OF NON PROS
Barbara H. King, Pro.

1993

1071.

LESLIE TARY, M.D., J.D.

vs.

CINDY WALTERS

Filed October 22, 1993
@ 3:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00

COMPLAINT IN CIVIL ACTION
1 copy Pltf.

1993

William A. Kuhar, Jr.

1072.

Stephen E. Hall

Edward Hatheway

COMMONWEALTH OF PENNSYLVANIA

vs.

THEODORE RAY WINTERS

Filed October 22, 1993
@ 4:26 PM

Tax & entry	50.50
User's Fee	5.00

Oct. 22, 1993 Petition for Appeal from Order of Department of Transportation Suspending Drivers license and PRELIMINARY ORDER filed. AND NOW, October 28, 1993, upon presentation after due consideration the foregoing Petition, a hearing de novo is granted to determine whether the action of the Department of Transporation in suspending the operator's license of THEODORE RAY WINTERS should be set aside.

Hearing is fixed for December 30, 1993, at 10:00 o'clock A.M. The prothonotary and plaintiff's counsel shall notify the Department of Transportation forthwith. Pending hearing and final order, petitioner's operating privileges shall remain unsuspended.

PER CURIUM
Anthony J. Vardaro, J.

11-5-93 Copy of Order to Atty. Hall & Comm. of Pa.

Oct. 22, 1993 Praecipe to Proceed in Forma Pauperis, filed.

Oct. 22, 1993 Affidavit in Support of In Forma Pauperis, filed.

Jan. 5, 1994 ORDER filed, AND NOW, December 30, 1993, after formal hearing, the appellant's petition is dismissed and the Order of the Department of Transportation suspending the appellant's driver's license is hereby reinstated. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Jan. 5, 1994 copies dist to Hatheway & Kuhar

1993

1073.

10-29-93 Rec from Dept Sheriffs Cost 29.00
10-29-93 Pd Sheriff 29.00 Ck# 7681

BRIAN J. CORLISS

vs.

LAURA D. CORLISS

Filed October 25, 1993
@ 9:11 AM

Tax & entry Pd 10-29-93 50.50
User's Fee Pd 10-29-93 5.00
Sheriff's Costs 29.00
Pro Co Pd 10-29-93 5.00
Shseriff's Costs 29.00

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

Order:

And now, this 25th day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

~~2. Special Conditions:~~ Defendant shall not go to plaintiff's residence or place of work.

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

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

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

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

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

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

Hearing is hereby set for October 29th, 1993 at 1:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 26, 1993 SHERIFF'S RETURN, filed. SERVED Laura D. Corless personally on October 25, 1993 at 11:42 AM by handing a copy of the Protection From Abuse to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 29, 1993, MOtion to Vacate Protection From Abuse Order and order filed. And Now, this 29 day of Oct. , 1993, upon receipt and review of the plaintiffs motion to vacate and terminate the Protection from Abuse Order of Oct. 25, 1993, said motion is granted and the protection from abuse order is hereby vacated and terminated.

A true and correct copy of this order shall be delivered by the Prothonotary to the proper police agency and to county control.

Any provisions of the Protection From Abuse Order of Oct. 25, 1993, assessing court costs shall remian in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to apy the costs.

BY ORDER OFTHE COURT,
Anthony J. Vardaro, J.

Nov. 5, 1993, copies of order to county control and Mead. City police.

1993

1074.

ROBERT N. MOYERS, MD., INC.

vs.

RAYMOND EDGE

Filed October 25, 1993
@ 11:39 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 11/24/93	9.00

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

Oct. 25, 1993 Rule entered upon the Plaintiff to file a Complaint issued.

Oct. 25, 1993, Proof of Service filed.

Nov. 24, 1993 And now, Nov. 24, 1993 9:24 a.m., upon Praecipe of defendants attorney jdugmetn of NON PROS is hereby entered against the named Plaintiff for failure to file a complaint within twenty days after being ruled so to do.

JUDGMENT OF NON PROS
Barbara H. King, Pro.

M-184

1993

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

1075.

MARQUETTE SAVINGS BANK, formerly MARQUETTE SAVINGS ASSOCIATION

vs.

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

Filed October 25, 1993
@ 3:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro Co pd 12-8-93	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Nov. 12, 1993 SHERIFF'S RETURN, filed. SERVED Charles D. Hussing on November 4, 1993 at 3:54 PM by handing a copy of the Complaint in Mortgage Foreclosure to Cynthia Hussing, his Wife, at their residence, RD 1, Box 242K, Raleigh Lane, Espyville, Crawford County, Pa.

SERVED Cynthia L. Hussing personally on November 4, 1993 at 3:55 PM by handing a copy of the Complaint in Mortgage Foreclosure to her at the residence, Rd 1, Box 242K, Raleigh Lane, Espyville, Crawford County, Pa.

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

Dec. 8, 1993 And Now, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants in the sum of Thirteen Thousand Two Hundred Sixty-Five and 03/100 with costs plus interest from October 31, 1993 at the rate of 9.5% for failure to file an answer within twenty days of service of the complaint.

Entered 12-8-93 Debt: $13,265.03 plus int. & costs
H - 33, 33 JUDGMENT
Barbara H. King, Pro.

1993

Phillips & Galanter
Donald L. Phillips

1076.

ERIE PAINT COMPANY

vs.

DAVID LIMANO a/k/a DAVE LIMANO i/and t/a DAVE'S PAINTING

Filed October 25, 1993
@ 3:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	23.00
Sheriff's Costs	23.00
sheriffs costs	31.00
Pro Co pd 9-7-94	15.00
Pro Co pd 1/4/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 9, 1993 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant David Limano, t/a Dave's Painting, at address of 759 Park Avenue, Meadville, Crawford County, Pa. Defendant has moved and address is vacant.
So answers, Robert M. Stevens, Sheriff

Dec. 1, 1993, compalint reinstated.

Dec. 17, 1993, Sheriffs Return filed. SERVED David Limano on Dec. 9 1993 at 12:41 p..m by handing a copy of the Complaint to Stacy Limano, his wife, at the residence, 917 North Main St. Ext. Meadville, Crawford County Pa.
SERVED Dave's Paintinf on Dec. 9, 1993 at 12:40 p.m. by handing a copy of the compalint to Stacey Limano, Adult in Charge, at 917 N. Main St. ext. Meadville, Crawford County Pa.
So answers, Dale A. Collins, Ch. dep.
Robert M. Stevens, Sher.

Jan. 11, 1994 Answer and New Matter, filed.
1-11-94 (3 copies Atty)

Apr. 8, 1994 Reply To New Matter filed.

Aug. 30,1994 Upon praecipe of plaintiff attorney to appoint Arbibtrators, the following Arbitrators are appointed.
James Irwin, Chr.
John Fuller
Kathleen Nelson

Nov. 14, 1994, DECISION OF THE ARBITRATORS filed in which they find in favor of the plaintiff and against the defendant on the complaint in the amount of $4,739.43 and against the defendant/ plaintiff on the counterclaim.
Decision entered
L - 42, 42
D - 186
DECISION OF ARBITRATORS
Barbara H. King,
Prothonotary

Nov. 14, 1994, faxed to atty. Phillips

Dec. 22, 1994 Upon Praecipe of plaintiff attorney, judgment on arbitration award in the above entitled case is hereby entered against Defendants in the amount of $4,739.43, plus the costs of this suit.

L-42,D-186
JUDGMENT
Barbara H. King,
Prothonotary

Jan. 4, 1995 Notice of Judgment mailed defendants.

Revived to AD1999-551

1993

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

1077.

ERNEST C. ROHA

vs.

DOROTHY M. ROHA

Filed October 25, 1993
@ 3:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co. pd 2/17/94	9.00

COMPLAINT IN DIVORCE

Feb. 17, 1994 Affidavit of Service of Complaint in Divorce filed R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on October 27th, 1993, 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 Defendnt, Dorothy M. Roha, at Defendant's last known address of 489½ North Street, Meadville,PA 16335, by Certified Mail No. P100 650 592,postage prepaid,restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date od delivery as 10/28/93.
Feb. 16, 1994 R. Charles, Thomas, Esquire

Feb.17, 1994 Affidavit of Consent by Ernest C. Roha, Plaintiff, filed.

Feb. 17, 1994 Affidavit of Consent by Dorothy M.Roha, Defendant, filed.

Feb. 17, 1994 Upon Praecipe of R. Charles Thomas, Esquire, Attorney for Plaintiff, to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 23, 1994 AND NOW, February 22, 1994, it is ordered and decreed that ERNEST C. ROHA, plaintiff, and DOROTHY M. ROHA, 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.

1993

Emil M. Spadafore, Jr.

1078.

JOANN C. KAUSS

vs.

ANDREA WEAVER

Filed October 25, 1993
@ 3:01 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Se Pd 12-24-93 7984 9.00

10-25-93 Rec'med Dep Plaintiff 150.00
11-24-93 Pd Plff Bal med fees 51.00 (Ck # 7925 (# Spadafore)
12-24-93 Pd Co. #7983 90.00

COMPLAINT FOR CUSTODY

Order:
You, Andrea Weaver, have been sue din Court to obtain custody of Wesley Seth Weaver.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFOR DONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 10/25/93

Anthony J. Vardaro, J

Nov. 24, 1993 ORDER filed. AND NOW, Nov. 18, 1993 after mediation conference before John Fuller, Esquire, and based upon agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Wesley Seth Weaver shall be shared between the mother and the father, that is, each parent shall be entitled to full acces 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 treatmet and religious instruction of the subject child.

II. Physical custody fo Wesley Seth Weaver shall be with his Mother, subject to the following conditions:

A. The Grandmother, Joann Kauss, shall be entitled to visit and take the child into her custody every other weekend from 6:00 o'clock p.m. on Friday to 6:00 o'clock p.m. on Sunday, beginning Nov. 19, 1993.

B. The Mother shall immediately begin to participate in Outpatient Drug and Alcohol Counseling and shall follow all recommendations of her Drug and Alcohol Counselor, and shall bring her Counselor (or a reprot from her counselor) to the next mediation conference.

C. Any party may request a further mediation conference at any time after Jan. 15, 1994.

D. Transportation of the child on weekends, shall be provided by the Grandmother, Joann Kauss.

E. Neither mother nor father nor grandmother 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 nor grandmother shall expose the child to any person or situation which may be harmful to the child's health or well being and mother shall not consume alcohol or illegal drugs at any time.

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

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

Anthony J. Vardaro, Judge

Dec. 3, 1993 Copy of Order to Attys. E. Spadafore, J. Fuller; copy mailed to Dft.

1993

Gerald Sullivan

1079.

12-2-93 Received from Dept Sheriff $20.00
12-2-93 Pd Sheriff
Ck# 7932 20.00

JOAN R. RODGERS

vs.

DANIEL L. RODGERS

Filed October 26, 1993
@ 9:04 AM

Tax & entry	Pd 12-2-93	50.50
User's Fee	Pd 12-2-93	5.00
Sheriff's Costs		20.00
Pro Co Pd 12-2-93		5.00

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

Order:

And now, this 26 day of OCtober, 1993, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

3. This Order may be enforced without a warrant any law enforcemer officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departmer in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for November 1, 1993, at 3:15 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,

Nov. 3, 1993 ORDER filed. AND NOW, November 1, 1993 this matter is before the Court for a hearing with respect to the Plaintiff's Petition for relief under the Protection from Abuse Act.

The Plaintiff appears with counsel but the Defendant does not appear and we cannot ascertain at this time whether he has been served.

Accordingly, in order to give the Plaintiff an opportunity to be sure the Defendant has been served, this matter is continued until November 12,1993 at 3:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

The order entered as a temporary order on October 26, 1993 is continued in full force and effect through the time of that continued hearing.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

NOv. 3,1993 copies dist. to Atty Sullivan & Dft.

Nov. 4, 1993 SHERIFF'S RETURN, filed. SERVED Daniel L. Rodgers personally on November 1, 1993 at 8:40 PM by handing a copy of the Protection from Abuse to him; exact address unknown. Served by Lt. Camobell of the Titusville Csity Police Department.
So answers, Robert M. Stevens, Sheriff

Nov. 22, 1993, ORDER filed. AND NOW, Nov. 12, 1993, on oral motion ofthe defendant the hearing in this matter is continued and shall be held on We., Dec. 1, 1993 at 3:30 p.m. in C. R. No. 1 or 2 of the crawford County courthouse.

Both parties were in court when this continuance was granted and the date set. Therefore no further notice will be given to the parties. However, a copy of this order shall be sent by Prothonotary to the defendant at 452½ South Frank St., Titusville, Pa. 16354.

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

Nov. 23, 1993, copies dist. to sullivan and Dft.

Dec. 2, 1993 Motion To Vacate Protection From Abuse Order and Order, filed. ORDER: AND NOW this 2 day of December, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate and Protection from Abuse Order of October 26, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of October 26, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs. BY ORDER OF COURT
Anthony J. Vardaro, J

Dec. 8, 1993 copy to County Control, PSP, G. Sullivan, Plf. & Dft.

1993

1080.

NOREEN LYNN NEAL HOOPSICK

vs.

DANIEL JOSEPH HOOPSICK, SR.

Filed October 26, 1993
@ 2:12 PM

Indigent Filing

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) of the DIVORCE CODE
1 copy Pltf.

Oct. 26, 1993 Petition TO PROCEED IN FORMA PAUPERIS IN A DIVORCE ACTION PURSUANT TO PA. R.C.P. 1920.62 and Order filed. AND NOW, October 25, 1993, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothontary's office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of his/her financial condition.
BY THE COURT:
Gordon R. Miller, J

Jan. 28, 1994 Affidavit of Consent by Noreen Lynn Neal Hoopsick, Plaintiff, filed.

Feb. 2, 1994 Affidavit of Consent by Daniel Joseph Hoopsick, Sr., Defendant, filed.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/2/94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar 12, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.
By the Court:
Gordon R. Miller, P.J.

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

1993

1081.

BERNICE CLYBURN.

vs.

LAMAR CLYBURN

Filed October 26, 1993
@ 2:16 PM

Indigent Filing

COMPLAINT IN DIVORCE
no copies

Oct. 26, 1993 Petition To Proceed In Forma Pauperis In A Divorce Action Pursuant To Pa. R.C.P. 1920.62 and Order filed. AND NOW, October 25, 1993, upon consideration of the pet ition filed by the Plaintiff in this action, and suppoted by an affidavit attached thereto, all bieng pursuant to Pa. R.C.P. 1920.62 the plaintiff is granted leave to proceed in forma pauperis at that time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of hi/her financial condition. The plaintiff is ordered to file a petition for costs and expenses in accordance with Crawford County Civil Rules regarding motions practice so that the Court can hold a hearing to determine the defendant's ability to pay court costs and expenses and to order him to do so if that is appropriate.

BY THE COURT,
Gordon R. Miller, J

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/26/93. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar 12, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Pepicelli, Youngs & Youngs
Christopher J. Youngs

1082.

SAMUEL H. TIDD and FREDA V. TIDD

vs.

SADIE E. GETTY, CLINTON W. KING, LULU MAY SCHALL a/k/a LULA MAY SCHALL, PHILIP F. SCHALL, JOHN R. SCHALL, and ANABEL E. SCHALL, their heirs, successors, personal representatives, and assigns
Marian L.Garner a/k/a Marian L. Schall and Thomas S. Garner

Filed October 27, 1993
@ 8:45 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	40.00
Pro.Co.pd 4/20/04	9.00
Pro Co. pd 5/23/94	9.00

COMPLAINT IN ACTION TO QUIET TITLE
3 copies atty.

Oct. 27, 1993 Motion and Order for Service by Publication and Order filed. AND NOW,this 27 day of October, 1993, upon consideration of the foregoing Motion and Affidavit, it appearing that the identity and whereabouts of the Defendants, Sadie E. Getty, Clinton W. King, Lulu May schall a/k/a Lula May Schall, Philip F. Schall, JOhn R. Schall and Anabel E. Schall, their heirs, successors, personal representatives and assigns, are unknown, follwoing diligent search and inquirty, it is hereby ordered that the Plaintiffs shall make service upon the defendants Sadie E. Getty, Clinton W. King, Lulu May Schall a/k/a Lula May Schall, Philip F. Schall, John R. Schall, and Anabel E. Schall, their heirs, successors, personal representatives and assigns, by publication in both the Meadville Tribune and the Crawford County Legal Journal, one (1) time. Said publications shall include notices requiring the defendants, their heirs, successors, personal representatives and assigns, to file an Answer to Plaintiff's Complaint within twenty (20) days after date of publication. The Plaintiffs are specifically authorized to publish the Notice attached hereto.

BY THE COURT,
Anthony J. Vardar, J

Oct. 29, 1993 Copy of order to Atty. Youngs

Dec. 3, 1993 Affidavit of Service, filed. I, Christopher J. Youngs, hereby certify that I am attorney for the above-named Plaintiffs; that the Complaint to Quiet Title, with notice to plead, all in the form attached hereto, was served upon the Defendants, their heirs,successors, personal representatives and assigns, by publication pursuant to this Honorable Court's Order dated October 27, 1993, in the Crawford County Legal Journal, one (1) time on November 10, 1993, and in the Meadville Tribune, one (1) time, on November 5, 1993; that since the Complaint was published, Defendants, their heirs, successors, personal representatives or assigns have neither entered an appearance nor filed an Answer or responsive pleading of any kind;1 and that the last day to file an answer or other responsive pleading of any kind; and that the last day to file an Answer or other responsive pleading was ovember 25, 1993 I understand that the statements made herein are subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.

Dec. 8, 1993 Motion For Judgment and Final Order and Order of Judgment Entry, filed.
ORDER: AND NOW, this 8 day of December, 1993, it appearing that the Complaint in the above action has been properly served upon all defendants, their heirs, successors, personal representatives, and assigns, in accordance with the Rules of Civil Procedure, and that no Answer or other responsiv pleading has been filed or Appearance entered by or on behalf of any of the Defendants, it is hereby ordered, adjudged and decreed that the above -named defendants, their heirs, successors, personal representatives, and assigns, are hereby and forever barred from asserting any right, lien, title or interest inconsistent with the respective interests of the Plaintiffs as set forth in their Complaint in all those certain pieces or parcels of land situate in Wayne Township, Crawford County, Pennsylvania, bounded and described as follows:

PARCEL 1: Commencing at the northwest corner of the land now or formerly of Howard DeWalt, on the west, seventy-five (75') by land of Ernest Johnson, on the north by land formerly of P.F. Schall and Lulu May Schall, on the east seventy-five feet (75') by French Creek , to land of Howard DeWalt, thence westwardly by land of Howard DeWalt to point of beginning, said land containing one (1) acre more or less; and being the same lands conveyed to W.J. Getty by said P.F. Schall and wife, by deed dated May 28, 1926, in the Office of the Recorder of Deeds of Crawford County.

PARCEL 2: On the north by land formerly of George C. Terhorst, on the east by French Creek on the south by land formerly of Sadie E. Getty, and on the west by land formerly of E.E.Dean. The same bordering one hundred fifteenths feet (100/15') more or less on French Creek and extending west in parallel lines a distance of three hundred feet (300'), more or less; comprising one (1) acre more or less; and being the same land conveyed to Sadie E. Getty by Lulu May Schall a/k/a Lula May Schall, by deed and recorded December 22, 1939, in Deed Book 295, Page 412, in the Office of the Recorder of Deeds of Crawford County.

Chain of title to said parcel may be found by referring to and as more specifically set forth in Complaint filed in the office of the Prothontary of Crawford County at the above number and term

Defendants, their heirs, successors and assigns, are hereby forever barred from impeaching, levying or in any way attacking the titles of the Plaintiffs to the aforesaid parcels of land, from commencing or maintaining any action attacking the same or from encumbering, mortgaging or conveying the same or any part thereof unless the Defendants, their heirs, successors or assigns, shall within thirty (30) days of the date of the entry of this Order file a Petition to open or strike judgment in this proceeding or bring an action in ejectment against the Plaintiffs.

If no Petition to Open or Strike Judgment is filed within thirty (30) days of this Order, then upon Praecipe of the Plaintiffs, the Prothonotary is directed to enter final judgment against the Defendants, their heirs, successors and assigns.

BY THE COURT,
Anthony J. Vardaro, J.

Entered 12-8-93
Dec. 14, 1993 copy to C. Youngs
G - 155
K - 207
S - 91, 101, 131, 11

Mar. 1, 1994 Plaintiffs' Complaint Naming and Joining Other Defendants, filed. (2 copies Sheriff)

Mar. 22, 1994 Sheriff's Return filed. SERVED Thomas S. Garner personally on March 10, 1994 at 3:10 PM by handing a copy of the Complaint to him at 145 High Street, Cochranton, Crawford County, PA.
SERVED Marian L. Garner personally on March 10, 1994 at 3:09 PM by handing her a copy of the Complaint at 145 High Street, Cochranton, Crawford County, PA.
So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Continued to Page 182 A

Samuel H.Tidd and
Freda V.Tidd
vs
Sadie E. Getty, Clinton W. King, Lulu May Schall a/k/a Lula May Sc hall, Philip F. Schall, JohnR. Schall, Anabel E. Schall, Marian L. Garner a/k/a Marian L.Garner a/k/a Marian L. Schall and Thomas S. Garner

Continued from Page 182 of Record

AD 1993 - 1082

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Apr. 7, 1994 Notice of Default Judgment filed.

And Now, Apr. 20, 1994 at 3:42 P.M. upon praecipe of Plaintiff's attorney, with notice to intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendants MarianL.Garner a/k/a Marian L.Schall and Thomas S. Garner for failure to file a responsive pleading.
G-114; S-111; G-164;
Entered 4-20-94
Atty.Pepicelli

Debt
Judgment
Barbara H. King
Prothonotary

Apr. 22, 1994 Final Order and Order of Judgment Entry Against MarianL.Garner a/k/a Marian L.Schall andThomas S. Garner, their heirs, Successors, Personal Representatives and Assigns.

AND NOW, this 22 day of April, 1994, it appearing that the Plaintiffs' Complaint Naming and Joining Other Defendants in the above action has been properly served upon the defendants Marian L. Gar ner a/k/a Marian L. Schall and Thomas S. Garner, by the Sheriff of Crawford County, in accordance with t he Rules of Civil Procedure, and that no Answer or other responsive pleading has been filed or appearance entered by or on behalf of Marian L. Garner a/k/a Marian L.Schall and Thomas S. Garner, and it further appearing that a praecipe for default judgment has been duly filed against Defendants.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Defendants Marian L. Garner a/k/a Marian L.Schall and Thomas S. Gar ner, their heirs, successors, personal representatives, and assigns, are hereby and forever barred from asserting any right, lien, title or interest inconsistent with the respective interests of the Plaintiffs as set forth in their original Complaint and Complaint Naming and Joining Other Defendants in all those certainpieces or parcels of land situate in Wayne Township, Crawford County, Pennsylvania, bounded and described as follows:

PARCEL 1. Commencing at the northwest corner of the land now or formerly of Howard DeWalt, on the west, seventy-five feet (75') by land of Ernest Johnson, on the north by land formerly of P.F.Schall and Lulu May Schall, on the east seventy-five (75') by French Creek, to land of Howard DeWalt, thence westwardly by land of Howard DeWalt to point of beginning, said land containing one (1) acre more or less; and being the same lands conveyed to W.J. Getty by said P.F.Schall and wife, by deed dated May 28, 1926, recorded in Crawford County Deed Book 251, Page 380, on June 29, 1926, in the Office of the Recorder of Deeds of Crawford County.

PARCEL 2: On the north by land formerly of George C. Terhorst, on the east by French Creek, on the south by land formerly of Sadie E. Getty, and on the west by land formerly of E.E. Dean The same bordering one hundred fifteenths feet (100/15') more or less on French Creek and extending west in parallel lines a distance of three hundred fee (300'), more or less; comprising one (1) acre more ore less; and being the same land conveyed to Sadie E. Getty by Lulu May Schall a/k/a Lula May Schall, by deed dated and recorded December 22, 1939, in Deed Book 295, Page 412, in the Office of the Recorder of Deeds of Crawford County.

Chain of title to said parcel may be found by referring to and as more specifically set forth in Complaint filed in the office of the Prothonotary of Crawford County at the above number and term.

Defendants Marian L. Garner a/k/a Marian L. Schall and Thomas S. Garner, their heirs, successors and assigns, are hereby forever barred from impeaching, levying or in any way attacking the titles of the Plaintiffs to the aforesaid parcels of land, from commencing or maintaining any action attacking the same or from encumbering, morgaging or conveying the same or any part thereof unless the Defendants, their heirs, successors or assigns, shall within thirty (30) days of the date of the entry of this Order file a Petition to open or to strike judgment in this proceeding or bring an action in ejectment against the Plaintiffs.

If no Petition to Open or Strike Judgment is filed within thirty (30) days of this Order,than upon Praecipe of the Plaintiffs, the Prothonotary is directed to enter final judgment against the Defendants, their heirs, successors and assigns.

BY THE COURT,
Anthony J. Vardaro, J.

4-27-94 Copy of Order to Atty. Youngs.

And Now, Apr. 22, 1994 at 10:25 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 Marian L. Garner a/k/a Marian L. Schall and Thomas S. Garner, their heirs, successors, personal representatives and assigns, and to grant Plaintiffs the relief prayed for in their original Complaint and their Complaint Naming and Joining Other Defendants, pursuant to the foregoing Order of Court.
G-114; S-111; G-164;

FINAL JUDGMENT
Barbara H. King
Prothonotary

May 23, 1994, AND NOW,upon praecipe of Plaintiffs attorney, Christopher J. Youngs, final judgment is entered against all named Defendants, their heirs, successors and assigns, pursuant to Court Order of April 22, 1994. I hereby certify that none of the Defendants has filed a Petition to Open or to Strike Judgment, filed.

G-155,K-207,S-101,131,
G-114,S-111,G-164

FINAL JUDGMENT
Barbara H. King,
Prothonotary

Judgment entered - May 23, 1994

1993

Brian J. Lindsay
Peters, Lindsay, Lewis & Gagliotti
~~Thomas, Truax, Spadafore & Walker~~
~~David P. Truax~~

1083.

Thomas, Truax Spadafore & Walker
David P. Truax

HENRY J. GREGG

vs.

LLOYD BETTS

Filed October 27, 1993
@ 10:56 AM

Tax & entry paid 50.25
User's Fee paid 5.00

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

Oct. 27, 1993 Rule entered upon the Plaintiff to file a complaint issued.

Nov.1, 1993 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Nov. 15, 1993 Complaint filed.

Nov. 30, 1993, Affidavit of Service filed. I, Brian J. Lindsay, esq. after being sworn according to law, do hereby certify that I am the atty. of record for the plaintiff, and that as I did on the 16 day of Nov. 1993, send to above named defendant by CErt. Mial Ret. rec. Req. a true and correct copy of the Complaint filed and that I did on the 17 day of Nov. 1993 received a duly executed ret. rec. dated 11/17/93
Brian J. Lindsay, Esq..

Nov. 30, 1993, Certificate of Service of Complaint filed.

Dec. 17, 1993, Preliminary Objections of defendant filed.

Jan. 5, 1994 Amended Complaint, filed. (2 copies Atty)

1993

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

1084.

MARQUETTE SAVINGS BANK, formerly THE MARQUETTE BUILDING & LOAN ASSOCIATION

vs.

JOHN A. DIGIACOMO and SUSAN A. DIGIACOMO, his wife

Filed October 27, 1993
@ 11:07 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Nov. 9, 1993 SHERIFF'S RETURN, filed. SERVED JohnA. Digiacomo on NOvember 1, 1993 at 9:24 AM by handing a copy of the Complaint in Mortgage Foreclosure to Susan Digiacomo, his Wife, at their residence, 697 Highland Avenue, Meadville, Crawford County, Pa.

SERVED Susan A. Digiacomo personally on November 1, 1993 at 9:23 AM by handing a copy of the Complaint in Mortgage Foreclosure to her at the residence, 697 Highland Avenue, Meadville, Crawford County, Pa.

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

1993

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

1085.

MICHELLE LEE GEORGE

vs.

EDWARD O. GEORGE

Filed October 27, 1993
@ 11:07 AM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Pro.Co. pd 2/2/94	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Nov. 1, 1993 AFFIDAVIT OF SERVICE, filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County,Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 27, 1993. The Defendant acknowledged service on October 29, 1993 by accepting delivery on that date as evidenced by the attached signed return receipt.
Nov. 1, 1993 James R. Irwin, Esquire

Jan. 31, 1994 Affidavit of Consent of Plaintiff filed.

Feb. 2, 1994 Affidavit of Consent by Edward O. Geroge, Defendant, filed.

Feb. 2, 1994 Upon Praecipe of James R. Irwin, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

February 8, 1994 AND NOW, February 7, 1994, it is hereby ordered and decreed that MICHELLE LEE GEORGE, Plaintiff, and EDWARD O. GEORGE, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

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

1086.

PAULA J. DICKSON

vs.

JEFFREY A. DICKSON

Filed October 27, 1993
@ 2:15 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
pro co pd 12/7/99	13.50

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMATION AND DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE COUNSEL FEES, EXPERT FEES, COSTS AND EXPENSES, CHILD CUSTODY
1 copy atty.

Nov. 1, 1993 AFFIDAVIT OF SERVICE filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that i served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 27, 1993. The Defendant acknowledged service on October 30 1993 by accepting delivery on that date as evidence by the attached signed return receipt.
Nov.1, 1993 James R.Irwin,ESquire

May 21, 1997 Waiver of Notice Of Intention To Request entry of a Divorce Decree Under Section 3301(c) of the divorce Code of Plaintiff filed.

May 21, 1997 Affidavit of Consent of Plaintiff filed.

July 20, 1998 Certificate of completion of the Seminar for Separating Parents for Paula Dickson, filed.

July 20, 1998 Certificate of completion of the Seminar for Separating Parents for Jeff Dickson, filed.

Feb. 9, 1999, Affidavit of Consent of dft. filed.

June 10, 1999 Separation and Property Settlement Agreement Filed.

June 30, 1999 Stipulation and Consent Custody Order and Order Filed. And Now, this 28 day of June 1999 upon presentation of the Stipulation and consent of the parties attached hereto and after consdieration of same, it is hereby Ordered, Directed and Decreed taht:
1. Legal and physical custody of the parties minor child shall be shared between the mother, Paul J. Dickson and the fahte, Jeffrey A. Dickson.
2. The parties shall share with each other any and all information which each may have regarding the health, education and the major events in the life of the subject minor child. Health care, school personnel and other care providers are hereby authorized to release to either prty any and all confidential information which they may have regarding the subject minor child.
3. The natural mother shall have primary physical custody of the aforementioned minor child.
4. The natural father shall have temporary physical custody every other weekend, from Friday at 4:30 pm until sunday at 8 pm.
Additionally, Father shall have temporary custody every Tuesday from 4:30 pm until 8 pm and Thursday evenings from 4:30 pm until 9 pm.
5. Holiday visitation shall be arranged by agreement between the parties. In absence of an agreement the following shall apply:
A. Father shall have custody for Thanksgiving 1999 and each odd year thereafter. Mother shall have custody for Thanksgiving 2000 and each odd year thereafter.
B. Mother shall be entitled to custody for Christmas 1999 and every odd year thereafter. Father shall have custody during Christmas 2000 and each even year thereafter.
C. New Year's Eve 1999 and New Year's Day for 2000 sahll be spent with Father and the parties shall alternate custody each year thereafter.
D. The child shall spend Father's Day with his athe from 9 am to 7 pm and Mother's Day with his mother during the same hours.
6. The holiday visitation schedule shall take precedence over the other provisions of this order relating to the custodial or visitation periods.
7. The parties shall be entitled to take the child in on vacations during the year, and agree that they will work out the details between themselves in order to accomplish a vacation schedule that is within the best interes and general welfare of teh child.
8. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previusly arranged thé party seeking cancellaiton or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modification or cancellations shall not be proposed except for good reasons. Should a cancellaiton or modification be necessary, the parties shall attempt at once to arrange for alternate visits or to make alternate arrangements.
9. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other.
10. Each party shall teach said child to give the other party that love and respect which is due a parent from his or her children.
11. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the minor child. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.
12. Any person transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of PA.
13. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party sahll instruct his or her relatives and friends to do likewise and also not to disparage thé other party in the child's estimation.
14. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if it were to be proepr and convenient. Said arrangements shall be by mutual consent only, in the absence of which, this order shall govern.

By the Court
Anthony J. Vardaro, J.

6/30/99 Faxed Irwin

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1993 31086 AD 1993 1086

1993

Jack L. Cherkin, Esq.
Dominic D. Salvatori

1087.

Culbertson, Weiss,
Schetroma & Schug
John M. Dawson

JUNE M. TATTERS and
RAYMOND J. TATTERS, SR.,
her husband

vs.

MELISSA A. ANDREWS, GLENN
M. GIRARDAT and ANNA B.
GIRARDAT

Filed October 27, 1993
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	39.00
Pro Pd 2/9/94	6.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

Nov. 8, 1993 Sheriff's Return Filed. SERVED Glenn M. Girardat, on November 4, 1993 at 9:50 AM by handing a copy of the Complaint to Barbara E. Babbitt, Adult in Charge, at R.D.#4,Box 125, Cochranton, Crawford County, PA.

SERVED Anna B. Girardat on November 4, 1993 at 9:49 AM by handing a copy of the Complaint to Barbara E. Babbitt, Adult in Charge, at R .D.#4, Box 125, Cochranton, Crawford County, PA.

SERVED Melissa Andrews on November 4, 1993 at 9:48 AM by handing a copy of the Complaint to Barbara E. Babbitt, Adult in Charge, at R.D.#4, Box 125, Cochranton, Crawford County, PA.

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

Nov. 30, 1993, Appearance of Culbertson, Weiss, Schetroma and Schug, by John M. Dawson, attorneys for defendants filed.

Jan. 10, 1994 Answer and New Matter of Defendants Melissa A. Andrews, Glenn M. Girardat and Anna B. Girardat to Plaintiffs' Complaint, filed.

Jan. 24, 1994 Reply To Defendant's New Matter, filed.

FEb. 9, 1994, upon praecipe of plaintiff attorney, the above entiled action is hereby settled and discontinued of record.

1993

Emil M. Spadafore, Jr.

1088.

MICHAEL A. MARLEY and MARY J. MARLEY, his wife

vs.

LAURA ANNE GRUTKOWSKI

Filed October 28, 1993
@ 9:55 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 12-29-93 #1984 9.00
J. Fuller, Mediator 150.00
Pro Co 9.00

10-28-93 $150.00 deposited by Plaintiff
12-22-93 Pd Pltfs Atty Spadafore Chk #972 66.00
12-29-93 Pd Co #1483-75.00

COMPLAINT FOR CUSTODY

ORDER:

You, Laura Anne Grutkowski, Defendant, have been sued in Court to obtain custody and/or visitation of Kaylin Marie Marley.

You are Ordered to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.

If you fail to ap pear 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 TLEPHONE TH EOFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298.

Date: 10/26/93 Anthony J. Vardaro

Oct. 29, 1993 Copy of order to Atty. Spadafore and Fuller

Dec. 22, 1993 Order, filed. AND NOW, December 15, 1993 after mediatiion conference before John Fuller, Esquire and on agareement of the parties IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Kaylin Marie Marley shall be with the mother and the father, Laura Anne Grutkowski and Michael P. Marley.

II. Physical custody of Kaylin Marie Marley shall be with her parents, subject to the following conditions:

A. The grandparents, Michael A. Marley and Mary J. Marley, shall be entitled to visit and take the child into their custody a minimum of two (2) days a month from 9:00 o'clock a.m. to 5:00 o'clock p.m. The days shall be those two (2) days agreed upon, from time to time by the mother, father and grandparents.

B. Transportation of the child on visits shall be provided by the grandparents, Michael A. Marley and Mary J. Marley.

C. Neither mother nor father nor grandparents shall say or do anything in an attempt to turn the child against the parents 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 child towards the parents and grandparents.

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

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

III. This order is a temporary order but shall become a permanent order unless exceptins thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: Michael A. Marley and Mary J. Marley paying one-half (½) and Crawford County paying one-half (½). The Prothonotary of Crawford County is hereby directed to refund one-half (½) of the deposit paid in advance by the Plaintiff, less the cost of the custody order. Anthony J. Vardaro, J.

Dec. 22, 1993 copy given to Spadafore
Jan. 4, 1993 copy to J. Fuller, M. Marley & L. Grutkowski

Dec. 22, 1993 Hearing DeNovo and ORDER OF COURT filed. And Now, December 23, 1993 Hearing set for January 27, 1994 at 1:30 P.M. in Court Room 2.

Anthony J., Vardaro, J.

1-5-94 Copy of Order to Atty. Spadafore, Jr. & Defendant & Atty. Fuller.

Jan. 31, 1994 Order filed. AND NOW, January 27, 1994, this matter is before the Court for a de novo custody hearing based on a request made by the defendant after a Mediation Order was entered on December 15, 1993.

We note that this request for a hearing de novo was filed by the defendant and by the natural father of the child Michael P. Marley, who is not a party to this action.

The request was presented at Motion Court under the caption, "Michael P. Marley and Laura A. Grutkowski versus Mary J. Marley and Michael A. Marley," and we entered an Order scheduling this matter wihtout realizing that they used an incorrect caption.

A review of the file indicates that, therefore, pursuant to Pennsylvania Rule of Civil Procedure 1915.6, the natural father Michael P. Marley must be joined, and accordingly, the plaintiffs are DIRECTED and ORDERED to join Michael P. Marley, pursuant to Pennsylvania Rule of Civil Procedure 1915.6(a)(1). This shall occur within twenty (20) days.

We will reschedule this matter for a de novo hearing on March 31, 1994 at 1:30 p.m. in Courtroom No. 1 or 2 at the Crawford County Courthouse. Pending that de novo hearing, the Mediation Order entered on December 15, 1993 shall remain in full force and effect.

The Prothonotary is DIRECTED to send a copy of this Order by Regular Mail to the plaintiffs at R.D. #3, Conneautville, Pennsylvania, and to the defendant at 522 1/2 Randolph Street in Meadville, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro, J

Feb. 1, 1994 Copies dist. to Pltf. Deft. and Ct. Adm.

Feb. 2, 1994 ORDER AND NOTICE. A complaint has beenfiled in the Court of Common Pleas of Crawford County concerning custody,partial custody and visitation of the following child: Kaylin Marie Marley

The court has learned you may have a legal interest incustody, partial custody or visitation of the child named.

A hearing will be held in Motions Court of the Court of Common Pleas, at the Crawford County Courthouse on Wednesday February 2, 1994, at 8:45 A.M. If you wish to have custody, partial custody or visitation of the child or wish to present evidence to the Court on those matters, you should appear at the place and time on the date above.

Continue of Recod to Page 188 A

1993

Micahel A. Marley and
Mary J. Marley, his wife
vs
Laura Anne Grutkowski

Continued from Page 188
of Record
AD 1993 - 1088

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If you have the child in your possession or control, you must appear and bring her to the Courthouse with you.

If you wish to claim the right of custody,partial custody or visitation,you may file a counterclaim.

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

BY THE COURT:
Anthony J.Vardaro Judge

2-3-94 Copy of Order to Plft & Defts.

Feb. 3, 1994 ORDER filed. AND NOW, February 2, 1994 the Plaintiff Mary J. Marley and the Defendant Laura A. Grutkowsk appear in Motions Court along with michael P. Marley, who is the natural father of the child, who is the subject of this custody action.

Lat week, there was a hearing before this Court with respect to a request for de novo hearing filed by the Defendant Laura a. Grutkowski. At that time, in an order entered, we first of all noted that at the time the request for a hearing de novo was made, Michael P. Marley, the natural father of the child, joined in the request under the caption Michael P. Marley and Laura A. Grutkowski vs. Mary J. Marley and Michael A. Marley, which was in fact an incorrect caption at this number and term since Michael P. Marley had never been joined in this action.

At the time of the de novo hearing, we attempted to resolve this matter between the parties and were unsuccessful. They requested, pursuant to the suggestion of the Court, that the de novo hearing be rescheduled and the Court advised the parties that we would enter an order requiring Michael P. Marley to be joined in this action pursuant to the Pennsylvania Rules of Court.

This day, the parties indicate that they now wish to not proceed with a de novo hearing and instead wish to allow the Court to enter a compromise order that was suggested at the time of the hearing last week. We note that the Plaintiff Mary J. Marley also appears with a document attempting to join Michael P. Marley in this action as ordered last week. Although he has not been served and these papers are not in order as required by the appropriate Rule of Court, Michael P. Marley is in court this day and indicates that as the natural father, he wishes to become a party to this action and accordingly, hereinafter this action shalll carry the caption MICHAEL A. MARLEY and MARY J. MARLEY, HIS WIFE, PLAINTIFFS, VS. LAURA ANNE GRUTKOWSKI and MICHAEL P. MARLEY, DEFENDANTS, insofar as it is appropriate to have Michael P. Marley as part of this action, since he is the natural father of the child.

Pursuant to the request of the parties this day and having confirmed with Mary J. Marley that it is the position of her husband Michael A. Marley, who is not in court this day, the mediation order entered on December 15, 1993 is RESCINDED and in its place we enter the following order;

1. Legal custody of Kaylin Marie Marley shall be with the mother and the father, Laura A. Grutkowski and Michael P. Marley.

2. Physical custody of Kaylin Marie Marley shall be with her parents, with the Court finding that the grandparents, Michael A. Marley and Mary J. Marley, are entitled to periods of visitation with the child Kaylin Marie Marley, but the Court is not setting anyspecific periods of visitation insofar as the parties are currently doing so by mutual arrangement.

3. This order is without prejudice to the parties coming forward for a hearing in the future so that the Court may set specific guidelines with respect to the visitation, if that shall become necessary.

4. During any visits which are agreed upon by the parties and at all other times, neither the mother nor the father nor the grandparents shall do or say anything in an attempt to turn the child agaisnt the parents or grandparents but on the other hand, shall do everything on the part of each to foster a favorable and loving attitude on the part of the child toward the parents and grandparents.

5. Neither mother nor father nor grandparent shall expose the child to any person or situation which may be harmful to the child's health or well-being.

6. Both parents and grandparents agree to inform the other of any illness or injury regarding the child, and both parents and grandparents agree to furnish the other with a current telephone number.

7. The Court Administrator is directed to cancel the rescheduled de novo hearing that was set as a result of the order we entered last week.

BY ORDER OF THE COURT,
Anthony J. Vardaro,J.

Feb. 3, 1994 copy to Crt. Adm by Judge's Sec.
Feb 8, 1994 copy to E. Spadafore, J. Fuller & Dft.

188 B

1993

1993

1089

DEBORAH L. CALLADINE

vs.

CECIL C. CALLADINE

Filed October 28, 1993
@ 12:08 PM

Tax & entry Pd 11-1-93 50.50
User's Fee Pd 11-1-93 5.00
Sheriffs Costs 30.00
Pro Co. Pd 11-1-93 5.00

Nov 1, 1993 Recd $30.00 Sheriff's Costs.

Nov. 1, 1993 paid $30.00 to Sheriff CK# 7884

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

Order:

And now, this 28th day of October , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Temporary custody of time shall be with Plaintiff. Defendant shall return Tim to Plaintiff neither party shall remove the children from Crawford County.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for November 3, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Oct. 29, 1993 Sheriff's Return filed. SERVED Cecil C. Calladiane personally on October 28, 1993 at 3:09 PM by handing him a copy of the Protection from Abuse to him at his residence, 413 Wallace Avenue, Linesville, Crawford County, PA.

So answers,

James Withers, Constable/Deputy
Robert M. Stevens, Sheriff

Nov. 8, 1993 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 8 day of November, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of Oct. 28, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and termfinated.

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

Any provisions of the Protection from Abuse Or der of Oct. 28, 1993 asessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

11-8-93 Copies dist.to Pltf.,DFt., Linesville Police Dept. & Co. Control.

1993

Gerald Sullivan

1090.

JOAN WENDORF

vs.

ERVIN WENDORF

Filed October 28, 1993
@ 12:11 PM

Tax & entry	Pd 12-3-93	50.50
User's Fee	Pd 12-3-93	5.00
Sheriff's Costs		25.00
Pro Se Pd 12-3-93		9.00

12-3-93 Received from dft Sheriff Feast 25.00
12-3-93 Pd Sheriff Chk # 7939 25.00

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

ORDER:

And now, this 28 day of October , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the November 4, 1993 , at 11:15 a m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Oct. 29, 1993 Sheriff's Return filed. SERVED Ervin Wendorf personally on October 28, 1993 at 3:45 PM by handing a copy of the Protection from Abuse to him at the Eagles Club on Water Street, Meadville, Crawford County, PA.

So answers,

James Withers, Constable/Deputy
Robert M. Stevens, Sheriff

Nov. 5, 1993 ORDER filed. AND NOW, November 4, 1993, at the time set for hearing, the parties and the wife's counsel advise the Court the matter has been amicably resolved on the following terms and conditions:

1. Without admitting the allegations in the Petition, the defendant husband agrees that he will not abuse, threaten, harass, or annoy the wife in any fashion nor go to her residence for any purpose.
2. The parties mutually agree that their daughter Pamela will go to the residence of the wife on November 5 at or about 2:00 p.m. to pick up the personal effects, tools and clothes of the husband, to remove them to his present residence at 849 Water Street, Meadville, Pennsylvania.
3. The parties mutually agree this Order shall continue in full force and effect for a period of one (1) year.
4. No Temporary Support Order is requested or entered.
5. Any Police Officer having reasonable grounds to believe the terms and conditins of this Order have been violated may apprehend the defendant without Warrant and have him immediately arraigned for violation of the conditions of this Order.
6. The costs in this case in the amount of $89.50 are directed to be paid by the defendant and the Court accepts the defendant's request that the same will be paid on or before December 6, 1993.

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

Nov. 5, 1993 Copies dist to Sullivan, Dft., MCPD, Co. Control

FEb. 14, 1994 Motion to Modify a Protection From Abuse Order and Order filed. ORDER:

AND NOW, this 11 day of Feb. 1994 upon receipt and review of the within motion to amend the protection from abuse order of March 4, 1993, the amendment and modification set forth in said motion are hereby approved and made a court order. A true and correct copy of this order shall be delivered by the Prothonotary to County control, plff, dft. and police agency.

Any paragraphs of the orig. order assessing costs on either party shall remain in full force and effect without change or modification.

BY ORDER OFTHE COURT,
Anthony J. Vardaro, J.

Feb. 15, 1994, copies to county control, G. Sullivan, dft., MCPD, C

1993

Kathleen R. Nelson

1091.

DANIEL M. CALLAHAN

vs.

SUSAN E. CALLAHAN

Filed October 28, 1993
@ 2:13 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro.Co.pd 3/29/94	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE,
EQUITABLE DISTRIBUTION
1 copy (atty)

Nov. 4, 1993, Affidavit of Service filed. And Now, this 4 day of Nov. 1993, Kathleen Nelson, Esq. being duly sworn according to law, deposes and says that the following fact are true and correct to the best of her knowledge, information and belief:

1. That the affiant is the atty. for plaintiff.
2. That a true and correct copy of Complaint in dviorce and Notice were sent by cert. mail to the dft. on Nov. 1, 1993.
3. That the dft. received said cert. mail on Nov. 2, 1993 Said ret. rEc. card P 238 202 348 is attached hereto, signed by Susan E. Callahan and made a part hereof. Kathleen Nelson Esq.

Feb. 24, 1994 Affidavit of Consent of Plaintiff, filed.

Mar. 7, 1994 Affidavit of Consent of Susan E. Callahan,Defendant, filed.

Mar. 29, 1994 Upon Praecipe of Kathleen R. Nelson,Esquire, Attorney for Plaintiff, to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 9, 1994 STIPULATION and DECREE. AND NOW, this 31 day of March, 1994, upon Stipulation of the paraties to this action, the Court orders and Decrees as follows:

I. DIVORCE

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

II. REAL PROPERTY

The parties are owners as tenants by the entireties of residential real estate located on 723 Jefferson St., in the City of Meadville, Crawford County, Pa. Defendant shall pay as her sole obligation al past, present, and future costs, expenses, or liabilities attributable to, or resulting from, the ownership by the premises, including, but not limited to all mortgage payments (interest and principal), repairs and maintenance, taxes and utilities, and homeowners insurance in connection with said property. Defendant shall hold Plaintiff harmless in regard to said liabilities, and shall have the right to exclusive use of the property. Plaintiff shall deliver to Defendant a Quit Claim Deed conveying to Defendant all of his right, title, claim and interest in the premises, with said Deed in recordable form.

III. PERSONAL PROPERTY

The parties hereto shall each retain those items of personal property such as jewelry, clothing and personal effects now in his or her possession. Plaintiff shall retain the 1979 Dodge Magnum automobile and Defendant shall retain the 1987 Ford Taurus automobile.

IV. DEBTS AND OBLIGATIONS

A. Plaintiff's Obligations:

Plaintiff shall be solely responsible for payment of the following marital debts and obligations, and shall hold Defendant harmelss in regard to same: Greenleaf Employees Federal Credit Union Loan.

B. Defendant's Obligations:

Defendant shall be solely responsible for the following marital debts and obligations, and shall hold Plaintiff harmless in regard to same: Beneficial Consumer Discount Loan, BancPlus mortgage obligation, which obligation is secured by the premises at 723 Jefferson St., Crawford Co., Meadville, PA.

V. GREENLEAF CORPORATION BENEFITS

Defendant hereby waives any and all claim and entitlement she may have to Plaintiff's employment benefits with Greenleaf Corporation.

VI. EXPENSES OF ENFORCEMENT

In the event that violation of this Decree occurs, the vioalting party is to pay the reasonable attorney fees and court costs and related expenses incurred by the non-violating paraty to obtain enforcement of its terms.

BY THE COURT:
Anthony J. Vardaro, J.

1993

Judd F. Crosby

1092.

Culbertson,Weiss,
Schetroma & Schug
John B.Brautigam

12-20-93 Pltfs Brief filed -

MARY CINKAN

vs.

SUNSET VIEW MOTEL,
INCORPORATED, a corporation

Filed October 28, 1993
@ 2:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 2-19-97	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 9, 1993 SHERIFF'S RETURN filed. SERVED Sunset View Motel, Inc, on NOvember 4, 1993 at 3:14 PM by handing a copy of the Complaint to David Ott, Owner, at Route 681, RD 1, Conneaut Lake, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov.17, 1993 Preliminary Objections of the Defendant, Sunset View Motel, Inc., filed.

Dec. 6, 1993 Upon Praecipe of John B. Brautigam, Esquire, Attorney for Sunset View Motel, Incorporated, the above captioned matter is placed on the next available Argument List.

ON JANUARY, 1994 ARGUMENT LIST

Feb. 2, 1994 Memorandum and Order filed. AND NOW, February 1, 1994 it is ordered as follows:
1. The defendant's demurrer is denied.
2. The defendant's motion to strike portions of the complaint is granted in part and denied in part. Subparagraphs 9(a0, (f) and (i) are hereby stricken. No other portions of the complaint are stricken.
3. The plaintiff is given twenty (20) days from this date to file an amended complaint if she desires to do so.

BY ORDER OF COURT
Gordon R. Miller, P. J.
2-4-94 Copy of Memorandum and Order to Attys.Crosby & Brautigam.

Mar. 4, 1994, Answer and New Matter filed.

Mar. 4, 1994 Notice of Service of Interrogatories, filed.

Mar. 23, 1994 Reply To New Matter filed.

Apr. 8, 1994 Certificate of Service, filed. The undersigned hereby certifies that Defendant's Answers to Plaintiff's "Interrogatories to Defendant, Sunset View, Incorporated (Set One)" and Defendant's Responses to "Plaintiff's Request for Production of Documents and Things Directed to Sunset View Motel" were served by first class mail upon Judd F. Crosby, Esquire, Attorney for Plaintiff, on April 8, 1994, by forwarding him a copy of said Answrs. John B. Brautigam

May 12, 1995 Request for Production of Documents and Things (Second Set) filed.

June 29, 1995, Notice of Deposition of Mary Cinkan filed.

August 1, 1996 Certificate of Service of Supplemental Answers to Interrogatories to Defendant filed.

Sept. 9, 1996 Certificate of Readiness on behalf of all parties filed.

Jan. 29, 1997 Order filed. AND NOW, January 27, 1997, the pretrial conference and settlement conference shall be held on MOnday, February 3, 1997 at 9:00 a.m. in Courtroom No. 2.

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

1-29-97 distributed Brautigam and mailed Crosby

Feb. 4, 1997 Pretrial Order filed. AND NOW, February 3, 1997, after a Pretrial Conference with all counsel present, the Court enters the following Order:
1. all discovery is completed, all parties are ready for trial, and trial shall commence on February 13, 1997, at 9:00 A.M., in Courtroom No. 2 of the Crawford County Courthouse, although that date is subject to change and the parties should be prepared to try this case anytime during the two week trial term beginning February 10, 1997. It is anticipated that this case will take 1 day to 1 1/2 days to try and the parties should be prepared to pick a jury on February 10, 1997, at 9:00 A.M.
2. This lawsuit involves a claim by the plaintiff for damages as a result of injuries sustained when she fell while swinging on a swing on a playground owned and operated by the defendant. Specifically, the plaintiff broke her leg. The defendant admits that it was negligent and that its negligence caused the plaintiff's injury.
3. The only issue therefore for the jury is to determine what are the appropriate damages.
Each party will be entitled to 4 peremptory challenges. We will select 21 jurors and the last juror remaining will be an alternate.
All counsel shall submit requested Points For Charge as soon as practicable, but no later than the close of the presentation of all evidence.
(SEE PAPERS FILED)
BY THE COURT:
Anthony J. Vardaro, J.
2-4-97 DISTRIBUTED Crosley & MAILED Brautigan

Continued Page 192A

1092	MARY CINKAN VS. SUNSET VIEW MOTEL, INC.	CONTINUED FROM PAGE 192 OF RECORD A. D. 1993 - 1092

Jan. 24, 1997 Pretrial Narrative of Defendant, Sunset View Motel, Inc., and Motion in Limine filed.

Jan. 27, 1997 Plaintiff's Pretrial Narrative Statement filed.

Feb 19, 1997 Upon praecipe of plaintiff attorney this case is settled, discontinued and satisfied - Verdict, Judgments, Executions, Awards, Decrees, Equity, Liens, Counterclaims or Crossclaims and Plaintiff's Case or as to Garnishee only, D.S.b., M.L. & Claims.

192
-B-

1992

1993

Thomas, Truax, Spadafore & Walker William L. Walker	CYNTHIA D. PITTSENBARGER and HENRY L. PITTSENBARGER her husband	WRIT OF SUMMONS Issued Sheriff
1093.	vs.	Nov.8, 1993 Sheriff's Return filed. SERVED Paul Duane Probst personally on November 4, 1993 at 11:02 AM by handing a copy of the Summons to him at his residence, 1411 Conneaut Lake Road, Box 15 Meadville, Crawford County, PA. So answers, Scott D. Young, Deputy Sheriff Robert M. Stevens, Sheriff
	PAUL DUANE PROBST	Sept. 5, 1995, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.
	Filed October 28, 1993 @ 2:14 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	
	Sheriff's Costs 28.00 Pro Co pd 9/5/95 5.00	

1993

Theodore B. Ely

1094.

THE HOME INSURANCE COMPANY INC., A New Hampshire Corporation

vs.

HARRY BROWNLEE

Filed October 28, 1993
@ 2:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00
Pro Co. pd 1/21/94	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov.23, 1993 Sheriff's Return filed. SERVED Harry Brownlee on November 4, 1993 at 11:26 AM by handing a copy of the Complaint to Kathleen Brownlee,his Wife,at her place of employment, Conneaut Lake Veterinary Hospital, Conneaut Lake Road, Meadville,PA. Signed Acceptance of Service attached.

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

Dec. 20, 1993, Default notice filed.

Jan. 21, 1994, 12:13 P.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Principal balance due, Two thousand five hundred and 00/100 Dollars; plus interest at 6% per annum from 5/10/91 and costs of suit.

Debt $2,500.00
Judgment
Barbara H. King, Pro.

B-84
Judgment entered - 1/21/94
1/24/94 Notice of entry of judgment mailed defendant.

1993

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

1095.

THOMAS DOUGAN and CAROLYN DOUGAN, his wife

vs.

ROBERT LITTLETON, trading and doing business as LITTLETON FORMING

Filed October 28, 1993
@ 3:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	43.20
Pro Co pd 2-22-94	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 6, 1993 SHERIFF'S RETURN, filed. SERVED Robert Littleton by deputizing the Sheriff of Mercer County, Pa. as per his Affidavit of Service attached. Served on November 10, 1993 at the Mercer County Sheriff's Office, Mercer, Pa. 16137.
So answers, Robert M. Stevens, Sheriff
SERVED Robert Littleton at RD 1, Box 1353-B, Hadley, Pa. 16130 on November 10, 1993 at 9:45 AM.
Sheriff, Mercer County

Dec. 7, 1993 Preliminary Objections To Plaintiffs' Complaint.

Dec. 9, 1993 Plaintiff's Preliminary Objections To Defendant's Preliminary Objections, filed.

Dec. 9, 1993 Praeciope For Argumetn of Defendant's Preliminary Objections, filed.

ON ARGUMENT LIST FOR JANUARY 1994

Feb. 22, 1994 Uponpraecipe of Plaintiffs attorney the above-captioned matter has been settled and discontinued of record.

1993

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

1096.

MARLYN S. WHITESMITH

vs.

GORDON F. WHITESMITH

Filed October 28, 1993
@ 3:23 PM

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

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) of 3301(d)
1 copy atty.

Nov.8, 1993 Affidavit of Servcie filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint inDivorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 29, 1993. The Defendant acknowledged service on November 2, 1993 by accepting delivery on that date as evidenced by the attached signed return receipt.
Nov. 4, 1993 James R.Irwin, Esquire

Mar. 12, 1998 Important Notice and Court Order filed.
Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/8/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.
By the Court:
Gordon R. Miller, P.J.

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

1993

Lauer & Perkins
Jeffrey M. Thompson

1097.

IN RE: APPEAL OF EDWARD L. and MARY LOU MCQUISTON FROM DECISION OF BOARD OF ASSESSMENT APPEALS

Filed October 29, 1993
@ 10:08 AM

Tax & entry paid 50.50
User's Fee paid 5.00

ASSESSMENT APPEAL

Dec. 9, 1993 Certificate of Readiness filed.

Feb. 3, 1994 Motionto Remove Case fromFebruary, 1994 Civil Trial List and ORDER OF COURT filed. AND NOW, this 2 day of February, 1994 upon presentation of the within Motionto Remove Case from February 1994 Civil Trial List, it is hereby ORDERED, ADJUDED and DECREED that the within case is removed from the February 1994 Civil Trial List and will not be placed on the trial list until further petition by the parties.

BY THE COURT:
Anthony J. Vardaro, J.

2-8-94 Copy of Order to Atty. Thompson

1993

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

1098.

Michael C. Colville
Asst. U.S. Atty.
Counsel for Def.
U.S. of America

FIRST NATIONAL BANK OF PENNSYLVANIA, now by merger PNC BANK, N.A.

vs.

MELVIN E. NOLF and SANDRA K. NOLF, his wife and the UNITED STATES OF AMERICA

Filed October 29, 1993
@ 11:32 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	64.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 coies Sheriff

Dec. 2, 1993 Sheriff's Return filed. SERVED Melvin E. Nolf personally on November 4, 1993 at 10:21 AM by handing a copy of the Complaint in Mortgage Foreclosure to him at his residence, R.D.#1, Hatch Hill Road, Meadville, Crawford County, PA.

SERVED Sandra K. Nolf personally on November 4, 1993 at 10:16 AM by handing a copy of the Complaint in Mortgage Foreclosure to her at her residence,R.D.#1, Hatch Hill Road, Meadville, Crawford County, PA.

SERVED The United State of America by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on November 12, 1993, at US Attorney's Office, 633 US Post Office & Courthouse, Pittsburgh, PA.

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

Dec. 10, 1993 CONSENT JUDGMENT, filed. AND NOW, to wit, this 6th day of December, 1993, 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 respsective 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 cause and for sale of the mortgaged property of defendant(s) Melvin E. Nolf and Sandra K. Nolf.

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 defendant(s); that the United States of America shalll 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 entitles to redeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C. Section 2410.

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendant(s) in the within proceeding.

BY THE COURT:
Anthony J. Vardaro, J.

Entered 12-10-93
U - 183
12-16-93 copy to E. Spadafore & M. Colville

1993

1099.

CHERYL PARKER

vs.

RICHARD BUTCHECK

Filed October 29, 1993
@ 4:06 PM

Tax & entry 1-4-94 pd 50.50
User's Fee pd 1-4-94 pd 5.00
Sheriff's Costs 25.00
Pro Co pd 1-4-94 90.00

1-4-94 Received from dept Sheriffs Office 25.00
1-5-94 PA Sheriff Ck# 8007

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy atty.

Order:

And now, this 29 day of October , 19 93, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant shall not go to Plaintiff's residence at 116 Hope St., pending further order of Court. The Defendant shall not bother Plaintiff at any location nor procure anyone else to do so.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for November 4, 1993 , at 11:15 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Nov. 1, 1993 Sheriff's Return filed. SERVED Richard Butcheck personally on November 1, 1993 at 8:50 AM by handing a copy of the Protection from abuse to him in the Sheriff;s Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. stevens, Sheriff

Nov. 4, 1993 ORDER filed. AND NOW, November 4, 1993, this matter is before the Court on the Plaintiff's Petition for Relief under the Protection From Abuse Act. Both parties appear without counsel and the Defendant having been advised of his right to counsel indicates that he does not wish to have counsel present and that he is agreeable to an Order being entered without admission of the allegations of the Petition.

Accordingly, we enter the following Order:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any minor chidlren named in the Petiton.
2. The Defendant shall not go to the Plaintiff's residence at 116 Hope Street for any purpose nor shall the Defendant bother the Plaitniff in any location nor procure anybody else to do so.
3. The Defendant is advised in this Order that he shall not go to the Plaintiff's residence even if he is invited to that residence. If he is found at that residence, the police agency that may be called shall presume that he is in violation of this Order. If the parties would wish for the Defendant to be able to go to the Plaintiff's residence at some time in the future, they should seek a modification of this Order by this Court.
4. It appears that the Defendant may have some clothing remaining at the Plaintiff's residenc and the Plaintiff shall provide that clothing to the Defendant's mother within one (1) week of the date of this Order.

The Plaintiff shall also within the same time period provide to the Defendant's mother his bag of tools and any other items that she discovers belong to the Defendant.

5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
6. A copy of this Order shall be delivered by the Prothonotary to County Control and Vernon Township Police Department, which is where the Plaintiff resides. The Prothonotary shall also send by regular mail a copy to Plaintiff at 116 Hope Stret, Meadville, and to the Defendant at 300 Linden Street in Meadville.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
8. The Defendant shall pay record court costs in the amount of $89.50 within ninety (90) days of the date of this Order. They may be paid to the Office of the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania.
9. This Order shall remain in full force and effect through November 3, 1994 unless modified or terminated by further Court Order.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Nov. 4, 1993 Copies dist. to Plf., Dft., Vernon Twp. Police, County Control

1993

Ely & Smith
Theodore B.Ely

1101.

HILTON SPORTSWEAR, INC.,
A New York Corporation

vs.

DELMAR C. STALLARD and
MARILYN STALLARD his wife,
individually and d/b/a DEL
MAR CLOTHING

Filed November 1, 1993
@ 11:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	23.00
Sheriffs costs	33.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

Nov. 9, 1993 SHERIFF'S RETURN, filed. NOT FOUND AS TO Defendants Delmar C. Stallard and Marilyn Stallard, d/b/a Del Mar Clothing at address of Downtown Mall, Meadville, Crawford County, Pa. They are out of business, store is empty and telephone has been disconnected.
So answers, Robert M. Stevens, Sheriff

Nov. 29, 1993, Complaint Reinstated.

Dec. 17, 1993, Sheriffs Return field. SERVED Delmar C. Stallard personally on Dec. 6, 1993 at 10:51 a.m. byhanding a copy of the complaint to him at his residence, Parkview Drive, Saegertown, Crawford County, Pa.

SERVED Marilyn Stallard on Dec. 6, 1993 at 10:50 a.m. by handing a copy of the complaint to Delmar Stallard, her husband, at their residence Parkview Drive, Saegertown, Crawford County, Pa.

SERVED Demar Clothing on Dec. 6, 1993 at 10:52 a.m. by handing a copy of the complaint to Delmar Stallard, owner, at the residence, Parkview Drive, Saegertown, Crawford County, Pa.
So answers, Scott D. Young, Dep. Sher
Robert M. Stevens, sheriff

1993

Phillips & Galanter, PC
Stephanie A. Murphy

1102.

ELLSWORTH BURDICK

vs.

ANDREA LOGUE

Filed November 1, 1993
@ 1:11 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	49.00
Pro.Co. pd 1/3/94	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 1, 1993 Sheriff's Return and Affidavit of Service filed. SERVED the within Complaint on 11/12/93 at 5:36 PM upon Andrea Logue. at P.O.Box 225, Sligo, PA 16255 by handing to Linda Logue, Mother and in charge at time of service a true and correct copy thereof and made known to Linda Logue the contents therein.
Nov. 15, 1993 Vern E. Smith, Sheriff Clarion County
Victor R. Capelle, Jr., Deputy
See Affidavit of Service endorsed hereon by Sheriff of Clarion County, Pennsylvania, which is part of this return.
So answers: Robert M. Stevens, Sheriff, Crawford County, PA

And Now, Jan. 3, 1994 at 12:03 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 in default of appearance or pleading sec.leg. Pa.R.C.P. 1037 and the same is liquidated at the sum of Five Hundred Twenty-eight and 57/100 Dollars, plus costs.

Debt $528.57
Judgment
Barbara H. King
Prothonotary

L-16;
Entered on 1-3-94
Stephanie A. Murphy, Esquire

1993

Barbara J. Walton

1103.

James R. Irwin

11-29-93 Rec from Dft Sheriff Costs 23.00
11-29-93 Pd Sheriff Ck# 7936 23.00

JENNIFER L. VANBUREN

vs.

GARY J. VANBUREN

Filed November 1, 1993
@ 1:29 PM

Tax & entry	Pd 11-29-93	50.50
User's Fee	Pd 11-29-93	5.00
Sheriff's Costs		23.00
Pro Co	Pd 11-29-93	9.00

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

Order:

And now, this 1 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Pending further order of court the current custody arrangement will continue except that all exchanges of the child shall occur at plantiff's residence.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for November 10, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Nov. 4, 1993 SHERIFF'S RETURN, filed. SERVED Gary J. VanBuren personally on November 3, 1993 at 6:30 PM at Plaintiff's residence, RD 2, Saegertown, Crawford County, Pa. The Protection from Abuse was served by a Charles Lake.
So answers, Robert M. Stevens, Sheriff

Nov. 12, 1993 ORDER filed. AND NOW, November 10, 1993, after a full formal hearing, at which time, both parties were represented by counsel, the Court finds that the plaintiff has carried the burden of proof by showing that she was touched first in a general scuffle that took place between the two of them on the defendant's property and that she was pushed down by the action of the defendant without the defendant first having taken the appropriate steps to verbally ask her to retreat and leave and there being no showing that she disregarded that warning and continued forward into the house. The Court believes that grabbing somebody by the hair and causing such force to cause them to fall is an attempt to cause bodily injury.

ACCORDINGLY, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff in any manner.
2. The Court enters no Order with respect to the plaintiff, but cautions the plaintiff that she may be physically ejected under certain circumstances and under the law of this Commonwealth if she enters a dwelling place of the defendant without being permitted to do so.
3. By mutual consent of the parties, all transportation with respect to visitation exchanges with the son Isaac shall be arranged and paid for by the defendant, and as a consequence, the plaintiff shall not go upon or enter the property of the defendant under any circumstances. To this extent, this portion of the Order may modify a previously entered custody and visitation Order.
4. The defendant shall pay court costs in the amount of $87.50 forthwith.
5. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonaable ground to believe that it has been violated.
6. This Order shall remain in full force and effect for a period of 6 months from this date.
7. The defendant is reminded that this is an Order of Court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence up to 6 months.

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

Nov. 15, 1993 copies to Walton, Irwin & Co. Control
Nov. 17, 1993 copy to Pa.SPD, Plf. & Dft.

Nov. 22, 1993, Transcript of Proceedings Requested At Time of Protections From Abuse Hearing filed.

1993

Gerald Sullivan

1104.

BRENDA SUE HOLSOPPLE

vs.

WILLIAM E. STARN, II

Filed November 1, 1993
@ 2:23 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	27.00
Pro Co	9.00

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

ORDER:

And now, this 1 day of November , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: The Plaintiff shall have exclusive possession of the residence at 215 High St., Conneaut Lake PA Apt. 3 pending further order of court and the defnednat may not go to that residence.

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the November 10, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Nov. 4,1993 SHERIFF'S RETURN, filed. SERVED William E. Starn, III personally on November 3, 1993 at 12:13 PM by handing a copy of the Protection from Abuse to him at 215 High Street, Apartment 3, Conneaut Lake, Crawford County, Pa.
So answers, Dale A. Collins, Chief Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 12, 1993 ORDER filed. AND NOW, November 10, 1993, at the time fixed for hearing, the plaintiff appeared with counsel. The defendant appeared without counsel.

The defendant was advised as to the nature of these proceedings and he understood them. The defendant agreed to the entry of the following Order, without admission of the allegations contained in the Petition:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff.

2. The defendant shall not go to the residence or place of employment of the plaintiff, and, in fact, shall not be within 100 years of that residence or place of employment.

3. The defendant shall have thr right to go wtith his father to the plaintiff's residence at 1:00 o'clock p.m. on Saturday, November 13, 1993 for the purpose of picking up his personal belongings. In the meantime, the plaintiff shall do nothing to damage, destroy or dispose of said belongings. That transaction shall be peaceful and neither party shall be assaulting, abusing, harassing or threatening the other. If there is a dispute over the belongings that the defendant is entitled to take, the defendant shall not take any items that are disputed. Those items shall remain with the plaintiff in safekeeping and the plaintiff shall do nothing to damage or dispose of those items. The defendant shall have the right to bring a replevin action or an appropriate assumpsit action with respect to those items if he believes and can prove that those items are, in fact, his and not the plaintiff's. If he does not being that action within 6 months, then the plaintiff may assume that the contested items are hers and she can dispose of them as she sees fit.

4. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.

5. The plaintiff shall not invite the defendant to violate this order, and if she invites the defendant to her residence or her place of employment, the defendant must resist or face the possibility of being held in contempt of court.

6. A copy of this Order shall be delivered by the Prothonotary to the Conneaut Lake Police Department and to County Control.

7. This Order shall remain in full force and effect for one (1) year from this date unless modified or terminated by further Order of Court.

8. The defendant shall pay record court costs in the cmount of $91.50 to the Prothonotary's Office in the Courthouse no later than Friday, December 10, 1993. If he fails to pay, the Prothonotary may bring an appropriate contempt of court petition for the payment of these costs.

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

Nov. 15, 1993 copies to Sullivan, Co Control, ClPD
NOv. 17, 1993 copy to Plf. & Dft.

1993

1105.

12-14-93 Recieved from dfts Sheriff & Costs 23.00
12-14-93 Pd Sheriff ck#7955 23.00

KIMBERLY RADER

vs.

PHILLIP (TONY) RADER

Filed November 1, 1993
@ 3:08 PM

Tax & entry Pd 12/15/93 50.50
User's Fee Pd 12/15/93 5.00
Sheriff's costs: ~~None~~ 23.00
Pa Pd 12/15/93 - $9.00

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

Order:

And now, this 1st. day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall move out. Sole possession of 229 Locust Street is awarded to plaintiff. Defendant shall not contact plaintiff in any way. Defendant shall not be within 100 yards of Plaintiff's home.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for November 12, 1993 , at 3:30 P. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 12, 1993 Sheriff's Return filed. NOT FOUND as to Defendant Phillip Rader at address given of 229 Locust St., Meadville, Crawford County, PA., or anywhere else in Crawford Co.,PA. So answers,

Robert M. Stevens, Sheriff

Nov. 22, 1993, ORDER filed. AND NOW, Nov. 12, 1993 at the time fixed for hearing in this matter it appears that the defendant has not been served.

Therefore the hearing in this c ase iscontinued until Wed. dec. 1, 1993 at 3:30 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse.

The Prothonotary shall send a true and correct copy of this order to the plaintiff at the address listed on the petition. the sheriff shall serve a true and correct copy of this order on the defendant at the time the sheriff serves the defendant with original process.

BY ORDER OFTHE COURT,
Gordon R. Miller, P.J.

Nov. 23, 1993, copies dist. to plff and Sheriff for Servcie on defendant.

Dec. 3, 1993 ORDER filed. AND NOW, December 1, 1993 at the time fixed for hearing in this matter, the Plaintiff appeared but the Defendant did not. The Defendant has not been served as the Sheriff of Crawford County cannot locate him. Therfore, this case is continued until December 14, 1993 at 11:15 o'clock a.m. inCourtroom No. 1 of the Crawford County Courthouse.

In the meantime,the temporary abuse order entered November 1, 1993 shall remain in full force and effect.

A true and correct copy of this order shall be served by the Prothonotary on County Control and the Meadville City Police Department.

A true and correct copy of this order shall be served upon the Defendant by the Sheriff of Crawford County when the Sheriff serves the Defendant with the original petition and original order

If the Defendant is served he is advised that he must appear or an order may be entered in his absence or the Court may have him arrested and placed in the Crawford County Jail to assure his appearance.

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

12-3-93 Copies dist. to Pltf, Deft, Sheriff, Co. Control & Meadville PD

Dec. 15, 1993, Motion to Vacate Protection From Abuse Order and order filed.

ORDER: AND NOW, this 14 day of Dec. 1993, upon receipt and review of the plaintiffs motion to vacate and terminate the Proteciton from Abuse order of Nov. 1, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this order shall be delivered by the Prothonotary to Proper Police Dept. and to county control.

Any provisions of the Protection From Abuse order of Dec. 1, 1993 assessing court costs shall remain in full forceand effect without change or modification and the party or parties agaisnt whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Dec. 15, 1993, copies of order to county control, plff, dft. and police dept.

1993

Peters, Lindsay,
Lewis & Gagliotti
Brian J. Lindsay

1106.

CLYDE O. BALDWIN

vs.

LOIS L. BALDWIN

Filed November 1, 1993
@ 3:41 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro. Co. pd 3/26/96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Nov. 4, 1993 Affidavit of Service filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 4th day of November, 1993, receive a duly executed return receipt dated November 3, 1993.
Nov. 4, 1993 Brian J. Lindsay, Esquire, Atty.for Pltf.

Nov. 10, 1993 Affidavit of Service filed. I,Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 1st day of November, 1993,send to the above named Defendant, by Certified Mail, Return REceipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and nubmer; and that I did on the 9th day of November, 1993, receive a duly executed return receipt dated November 5, 1993.
Nov.9, 1993 Brian J. Lindsay, Esquire

Feb. 18, 1994 Affidavit of Consent of Defendant, filed.

Jan. 4, 1996 Affidavit of Consent by Clyde O.Baldwin, Plaintiff, filed.

Jan. 25, 1996 Consent Motionto Withdraw Ancillary Count and ORDER filed. AND NOW,this 26 day of January, 1996,upon consideration of the Consent Motion signed by Plaintiff and his counsel and by Counsel for the Defendant,this court hereby orders and directsthat the claim for Equitable Distribution contained inPlaintiff's original Divorce Complaint shall be withdrawn.
BY THE COURT
Anthony J.Vardaro, J.

1-29-96 Faxed Scales & Lindsay

Mar. 1, 1996 Waiver of Notice of Intention to Request Entry of A Divorce Under Section 3301(c) of the Divorce Code by Lois L. Baldwin, Defendant, filed.

Mar. 26, 1996 Upon Praecipe of Brian J.Lindsay, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 28, 1996 AND NOW, March 28, 1996, it is ordered and decreed that CLYDE O. BALDWIN, plaintiff, and LOIS L. BALDWIN, 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 nto yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT,
Anthony J. Vardaro, J.

1993

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

1107.

Swisher Law Offices
Monica N. Pasek

SOUTH PARK PLAZA, INC.

vs.

EVELYN CAMASI

Filed Nov. 3, 1993
@ 9:09 a.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriff's Costs	25.00
Pro.Co.pd 12/6/94	6.00

COMPLAINT

1 copy (sheriff)

Nov. 8, 1993 Sheriff's Return filed. SERVED Evelyn Camasi personally on November 4, 1993 at 10:53 AM by handing her a copy of the Complaint at her place of business, Crawford County REntal Service, 220 Park AVenue Plaza, Meadville, Crawford County, PA.
So answers, Scott D.Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 10, 1993 Praecipe for Argument, filed.

ON ARGUMETN LIST FOR JANUARY 1994

December 10, 1993 Defendant's Preliminary Objections, filed.

Feb. 2, 1994 ORDER filed. AND NOW, February 1, 1994, the defendant's preliminary objections are denied. It appears that the plaintiff has plead sufficient facts to put the defendant on notice that Exhibit B is the electric bill for the premises leased by the defendant.
The defendant shall file a responsive pleading to the plaintiff's complaint within twenty (20) days from this date.
BY ORDER OF COURT
Gordon R. Miller, P.J.
Feb. 4, 1994 copy to R. Bailey & M. Pasek

Feb. 2, 1994 CERTIFICATE OF SERVICE, filed.

Mar. 9, 1994 Answer, New Matter and Counter Claim filed.

Apr 4, 1994 Plaintiff's Reply And Answer To Defendant's New Matter And Counterclsim, filed.

Apr 4, 1994 Notice of Intent to Complete Discovery, filed.

Jun. 6, 1994 Plaintiff's Motion to Compel Responses to Discovery Requests, filed.

Jun. 6, 1994 ORDER filed. AND NOW, this 6 day of June, 1994, upon consideration of the foregoing Motion to Compel Responses to Discovery Requests, it is hereby Ordered that Defendant shall file fulland complete responses to Plaintiff's discovery requests within 10 days of the date of this Order or suffer sanctions as imposed by further Order of Court.
BY THE COURT:
Anthony J. Vardaro, J.
6-6-94 Faxed to BAiley, mailed to Swisher

July 11, 1994 Plaintiff's Motion For Sanctions Against Defendant For Failure To Obey Discover Order, filed.

July 11, 1994 ORDER filed. AND NOW, this 8 day of July, 1994, the foregoing Motion for Sanctions is hereby granted due to Defendant's failure to comply with the June 6, 1994 Order, it is hereby Ordred that the following sanctions are imposed upon Defendant:
a. Defendant is refused allowance to introduce any evidence to support her answers to Plaintiff's Complaint or to support her Counterclaim averments;
e. Additional sanction(s) that the Court finds reasonable and just: Plaintiff shall submit to Court a bill for reasonable attorney's fees for presenting this Motion and June 6, 1994 Motion with a copy to Defendant's counsel. Defendant's counsel may file a written response within 10 days and thereafter the court willl set reasonable attorneys' fees to be paid to Plaintiff.
BY THE COURT:
Anthony J. Vardaro, J.
July ~~14~~ 11 1994 Faxed copy to Bailey. mailed to Pasek.

July 12, 1994 Certificate of Readiness, filed.

1-24-94 Atty's letter filed.

ON TRIAL LIST FOR October 1994

July 13, 1994 Petition For attorney Fees Per July 8, 1994 Order and Order filed. AND NOW, this 26 day of July, 1994, pursuant to the Order of July 8, 1994; Plaintiff's Petition for Reasonable Attorney Fees per July 8, 1994 Order; and the passing of ten (10) days from the filing of said Peittion and Defendant has/has not responded, the Plaintiff is hereby entitled to reaonable attorney fees in the amount of $587.50. Defendant is ordered by this Court to pay said reasonable attorney fees within ten (10) days of the date of this Order or further sanctions will be entered against said defendant as the Court may deem necessary.
Anthony J. Vardaro, J

July 29, 1994 Faxed Mailey, mailed Swisher

Sept. 26, 1994, Motion for protective Order From Discovery filed.

Sept. 26, 1994, ORDER FILED. AND NOW, this 26th day of Sept. 1994, upon consideration of the foregoing Motion for protective Order from Discovery, the defendant is barred from taking any depositions including but not limited to the depositions of Frederick Phillis and a corporate designee and/or any further discovery in this matter.
BY THE COURT,
Gordon R. Miller, J.
9/26/94 dist. to Bailey and Swisher (mail)

Continued to Page 515

1993

Ferguson & Spataro
Douglas W. Ferguson

1108.

Mason & Mason
Joan D. Mason

~~William T. Martin~~ withdrawl

JANICE M. SMITH

vs.

JOHN E. SMITH

Filed Nov. 3, 1993
@ 9:41 a.m.

Tax & entry paid	$50.50
state paid	10.00
4 counts	60.00
state paid	25.00
Sheriff's Costs	23.00
Sheriff's Costs	43.00
Pro Co Pd 9-44	9.00
William Pineo, Mediator	177.00
Pro Co pd 7-27-94	30.00
Users fee pd 7-27-94	5.00
Pro Co pd 7-27-94	30.00
Users fee pd 7-27-94	5.00

Dave Pickens, Master

1-5-94 Rec'd from Plff med dep 150.00

8-26-94 Med Refund Ferguson Ck# 8512 52.50

9-13-94 Pd Co Ck#8549 88.50

9-23-97 Rec'd from deft med fee 88.50

88.50

Fee:
9-23-97 master deposit fee by deft + 250.00

9-23-97 Ct Rep fee 105.00
Refund 105.00 overpay 9-23-97

9-23-97 Pd Ct Rep #11302 105.00

9-24-97 Refunded deft overpay 105.00 #11304

3-31-98 Pd Co med fee 88.50

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

2 copies (atty)

Nov. 3, 1993, Motion for Hearing on Plaintiff's request for alimony pendente lite, counsel fees, costs and expenses and order filed. ORDER: AND NOW, this 3 day of Nov. 1993, upon consideration ofthe above, returnable for hearing on Dec. 2, 1993 at 2:00 p.m. in Ct. Rm. 1 or 2.

BY THE COURT,
Anthony J. Vardaro, J.

Nov. 4, 1993, copy to D. Ferguson, Esq.

Dec. 9, 1993 Motion To continue and Order filed. AND NOW, this day of December, 1993, the within Motion is granted and a hearing is rescheduled for January 3, 1993 at 10:30 a.m. in Courtroom 1.

For The Court:
Ann A. Walker, CA

Dec. 15, 1993 Copy of order to Atty. Ferguson

Dec. 30, 1993 Income And Expense Statement on behalf of Plaintiff filed.

Dec. 29, 1993 Sheriff's Return filed. NOT SERVED. Returning Complaint in Divorce as per telephone conversation with Attorney Ferguson indicating they received service via certified mail. So answers,

Robert M. Stevens, Sheriff

Dec. 29, 1993 Affidavit of Service filed. I, the undersigned, being duly sworn according to, law depose and say that I served a true an dcorrect copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, and notice of Court hearing on the above named Defendant by certified mail, addressee only, return receipt requested, dated December 9, 1993. The Defendant acknowledged service on December 11, 1993, by accepting delivery on that date as evidenced by the attached signed return receipt.

Douglas W. Ferguson

Jan. 5, 1994 Order filed. AND NOW, January 3, 1994, the Court held an informal hearing on the Plaintiff's request for alimony pendente lite, counsel fees, costs and expenses. She appeared with counsel, and the Court reviewed her income and expense statement. The Defendant appeared without counsel, and furnished some information with respect to his earnings and expenses, but not documents and no specific information.

The Defendant does not dispute the Plaintiff's income and expenses statement. Based on that, the Plaintiff earns approximately $260.22 per month from three sources, as a teacher's aide at the PennCrest School District, some Saturday work for Dr. Kellogg, and some income from self employment. Her household expenses appear to be $1,166.99 per month. That requires some explanation. The Defendant still resides with the Plaintiff, although his in an over the road truck driver and not present in the home very much. Some of the Plaintiff's monthly expenses include matters that benefit the Defendant. However, the Defendant may pay some household expenses on his own. For instance, it appears that he may have paid the 1992 real estate taxes, even though the Plaintiff has listed those as an expense of hers. The Defendant doesn't pay many of the household expenses directly. Rather, he pays the Plaintiff $150 per week to apply on the expenses.

The Defendant is self employed, owning a tractor and two trailers. He has a small trucking business. He claims he grossed about $51,000 for 1992, but presented no exhibit in support of that.

The Court finds that the Plaintiff does have a need. The amount of her income plus the amount that the Defendant is paying ($150 per week) amounts to $905.22 per month, yet her expenses exceed that by approximately $200 per month. Beyond that, she will have attorney's fees and costs for appraisals and other litigation expenses.

We sense that the Defendant has the ability to contribute toward the Plaintiff's costs of litigation, even though we do not have concreate figures as to his earnings and expenses.

Based on the foregoing, it is ORDERED as follows:

1. In addition to the $150 per week the Defendant pays to the Plaintiff to cover the household expenses, he shall pay an additional $200 per month. Said payment may be paid in any manner the Defendant wishes, but shall be paid at least no later than the 25th day of each month, starting with January 25, 1994. That amount shall be paid until further order of Court. The court will reconsider this matter on appropriate motion or petition of either party, if there is a substantial change in circumstances.

2. The Defendant shall pay the sum of $250 per month for six months to apply toward the Plaintiff's counsel fees, costs and expenses. Said payment shall be mad eon or before the last day of each month, commencing withthe month of January, 1994. Said amount shall be paid to Douglas E. Ferguson, Esq. Said payments shall be made for the month of January through June, 1994. The Court will consider additional sums for counsel fees, costs and expenses if the Plaintiff files a subsequent petition, if the facts and law justify the same.

Since alimony pendente lite, counsel fees, costs and expenses can always be reviewed by the Court and the master, this order is entered without prejudice or without restricting the ability of a master or the Court to hold further hearings and award additional amounts under the circumstances.

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

Jan. 11, 1994 Copies of order to Atty. Ferguson and Dft.

Jan. 17, 1994 Income and Expense Statements of Defendant, filed.

Jan. 26, 1994 Petition For Contempt and Order filed. AND NOW this 26 day of January, 1994, upon consideration of the foregoing Petition for Contempt it is hereby ordered and decreed that a rule to show cause is placed upon the Defendant, John E. Smith, th show cause, if any he should have, why he should not be held in contempt of the Court's Order of January 3, 1994. Returnable for hearing February 10, 1994 at 1:30 pm. Service of this Petition and Order shall be made upon the Defendant, John E. Smith, by personal service by an adult individual and by regular mail to his last known address.

BY THE COURT,
Anthony J. Vardaro, J

Jan. 26, 1994 Copy of order to Atty. Ferguson

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Feb. 8, 1994 Update on situation, filed.

Feb. 14, 1994 ORDER filed. AND NOW, February 10, 1994, at a contempt hearing the Court is satisfied that there was an Order entered, that the Defendant was aware of the Order and that he has not complied with it. He claims that he has been working and at the moment does have the ability to pay the Order, but he believes that this Court committed an error and overstepped its authority in ordering him to contribute to his wife's expenses and to pay her support when he was providing for expenses disrectly to her and indirectly by direct payments he was making to providers of services. In essence,he questions our ability to order support under these circumstances. He has not taken an appeal from our Order (although he may not be able to if it was interlocutory), nor filed any other matters with the Court seeking reconsideration or review. Accordingly, we hold that the Defendant is in contempt of court for wilful failure to comply with the Order of January 3, 1994. In view of this finding, it is ORDERED as follows:

1. The Defendant is given a final opportunity to purge himself from contempt before the Court imposes additional penalties.

2. He shall fully and completely comply with this Order without fail unless this Order is properly modified or amended.

3. He shall well and truly in a timely fashion pay all sums that he was ordered to pay in the Order of January 3, 1994. Since he is already in arrears in the amount of $450.00 ($200.00 on current support and $250.00 on counsel fees), he shall pay an additional $100.00 per month to apply on these arrears until paid in full.

4. In addition, he shall pay the sum of $100.00 to Douglas W. Ferguson to apply on Mr. Ferguson's fees and expenses in connection with these proceedings. Said additional $100.00 on Mr. Ferguson's fees shall be paid no later than March 15, 1994.

5. Since the Defendant has not paid the $150.00 per week payment toward expense for four (4) weeks, he owes $600.00 by reason thereof. He maintains he did not pay the bills directly so the bills didn't get paid. He shall pay that $600.00 to the Plaintiff no later than Thursday, February 17, 1994, one week from today. This payment shall be made in addition to all other payments ordere herein.

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

Feb. 17, 1994 D. Ferguson & Dft.

Feb. 18, 1994 Plaintiff's Second Petition For Contempt and ORDER filed. AND NOW this 18 day of February, 1994, upon consideration of the foregoing Second Petition for Contempt it is hereby ordered and decreed that a rule to show cause is placed upon the Defendant, John E. Smith, to show cause, if any he should have, why he should not be held in contempt of the Court's Order of January 3, 1994, and Feb. 10, 1994. Returnable for hearing March 3, 1994 at 1:30 p.m. Service of this Petition and Order shall be made upon the Defendant, John E. Smith, by personal service by an adult individual and by regular mail to his last known address.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 24, 1994 Copy of Order to Atty. D. Ferguson; copy mailed to Dft.

Mar. 4, 1994 ORDER filed. AND NOW, March 3, 1994, after a second contempt hearing, the Court continues to be satisfied that the Defendant has not complied with the Order of January 3, 1994 and, furthermore, has not complied with the Order of February 10, 1994, and the Court does not believe he has legal justification for said failures. HE continues to be in contempt of court for wilful failure to comply with these Orders, and accordingly, the rule is made absolute, and it is ORDERED as follows:

1. The Defendant shall undergo imprisonment in the Crawford County Jail for a minimum period of thirty (30) days and a maximum period of ninety (90) days if he does not otherwise purge himself from contempt as herein after provided.

2. The Defendant shall fully and completely comply with all Orders on a timely basis until those Orders are modified or vacated.

3. The Defendant shall pay the sum of $215.00 to Douglas W.Ferguson, Esquire, in addition to all other sums which he is ordered to pay, which said payment of $215.00 shall be paid no later thaN May 1, 1994. Of that sum $15.00 shall be paid to the Plaintiff to reimburse her for her lost wages for the hearing of March 3, 1994, and the balance shall be retained by Mr. Ferguson to apply on his fees in representing the Plaintiff in the March 3, 1994 proceedings.

4. The Defendant shall pay $1,200.00 no later than 4:30 o'clock p.m. on Friday, March 18, 1994, which shall apply on all sums previously ordered.

The payment of $1,200.00 on arrearages shall apply to alimony pendente lite and not to attorney fees. To save himself from imprisonment and further punishment, the $1,200.00 must be received by the Plaintiff by 4:30 p.m. onFriday, March 18, 1994.

5. In addition to all sums previously ordered, the Defendant shall play the sum of $150.00 per month on or before the last day of each month commencing with the month of March, 1994, which said sum shall apply on all arrearages that are due under all prior Orders to date.

6. In the event that the Defendant fails to comply with this Order, he shall surrender himself to the Warden of the Crawford County Jail and begin serving the period of incarceration imposed above. If he does not voluntarily surrender himself to the Warden,the Court on motion or petition of any interested party shall issue an appropriate bench warrant.

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

3-4-94 Copy dist. to Attys. Mason & Ferguson

March 21, 1994 Motion For Bench Warrant and ORDER filed. AND NOW, this 21 day of March, 1994, upon review of the foregoing Motion, it is hereby ordered and decreed that a bench warrant is hereby issued for the Defendant, John E. Smith's arrest for failure to comply with the Court's Order of March 3, 1994.

BY THE COURT:
Anthony J. Vardaro, J.

March 22, 1994 Copy of Order to Attys. J. Mason and D. Ferguson.

Mar. 29, 1994 Warrant returned.

Apr 4, 1994 ORDER filed. AND NOW, March 31, 1994 the Court having been advised that the defendant has been incarcerate for approximately three (3) days on a thirty to ninety day sentence imposed March 3, 1994; and the Court having been advised that the defendant is prepared to pay all arrearages in order to be released from the Crawford County Jail it is ordered as follows:

1. The defendant shall pay or arrange to have paid the sum of $3,000 by certified check, money order or a check written on the account of his attorney, Joan D. Mason, Esquire made payable to the order of Janice M. Smith and Douglas W. Ferguson, Esquire, her attorney. If that check is delivered to the Warden of the Crawford County Jail the Warden shall be permitted to release the defendant as soon as he may be processed out of the jail.

2. In the event that the defendant makes said payment he shall not be subject to imprisonment until he violates the order again.

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3. In the event that the defendant is released prior to serving his minimum sentence he is ordred and directed to fully and completely comply with the regular monthly payments of alimony pendente lite and attorneys fees starting with the month of May, 1994. In the event that he fails to make a payment he shall surrender himself tot he Warden fo the Crawford County Jail and begin seerving the balance of the minimum and maximum sentence imposed March 3, 1994.

4. In the event that the defendant fully and completely complies with all orders entered in this case on a timely basis, without exception whatsoever, for a period of six months the contempt order is dissolved. BY ORDER OF COURT
Gordon R. Miller, P.J.

Apr. 4, 1994 copies dist. by Court.

Apr. 6, 1994 Affidavit of Consent by Janice M.Smith, Plaintiff, filed.

Apr.15, 1994 Petition for Special Relief and ORDER filed. AND NOW, this 13th day of April, 1994, upon consideration of the foregoing Petition for Specail Relief it is hereby ordered and decreed that a hearing thereon is scheduled for May 24, 1994 at 2:30 p.m. in Courtroom #1.

SErvice of this Petition shall be made upon the Defendant, John E. Smith, through his attorney, Joan Mason, Esquire, by forwarding a copy of same to her by regular mail.

BY THE COURT:
Gordon R. Miller, J.

4-19-94 Copy of Order to Attys.Ferguson & Mason

May 20, 1994 Answer to Petition For Special Relief and New Matter, filed.

May 20, 1994 Petition For Modification, Nunc Pro Tunc, filed.

Jun. 1, 1994 ORDER filed. AND NOW, May 25, 1994,the hearing in this matter is continued to Wednesday, June 8, 1994 at 8:30 o'clock a.m.in Courtroom No. 1 of the Crawford County Courthouse. The hearing shall last until 9:30 a.m., If the parties need additional time the hearing willbe reconvened at 11:30 o'clock a.m. the same day.
BY ORDER OF COURT
Gordon R. Miller, P. J.

6-1-94 Copies given to Atty. Ferguson & Atty. J. Mason

May 20, 1994 ORDER filed.AND NOW, this 20th day of May, 1994, upon consideration of the attached Petition for Modification Nunc Pro Tunc, hearing is set for May 24, 1994, at 1:30 p.m. at the same time as the Plaintiff's Petition for Special Relief is scheduled to be heard in this case.

Plaintiff shall furnish a full copy of her 1993 tax return, and documentation regarding all her earnings for 1994, at the time of said hearing. If possible, copies of same shall be provided to Defendant's counsel at least five hours in advance of the hearing.
Per Curiam,
Gordon R. Miller, J.

5-20-94 Faxed to Attys. Ferguson & Mason

Jun. 28, 1994 Memorandum and Order filed. ORDER, AND NOW, June 27, 1994, it is hereby ordered that exclusive possession of the marital residence (dwelling and reasonable curtilage adjacent thereto) is awarded to the plaintiff on July 5, 1994.

The defendant shall have the right to use and possess the area where the former truck garage was (now consisting of a concrete pad) and that area immediat ely surrounding said garage which the defendant used prior to January 1, 1994 in his trucking business.

Plaintiff shall be responsible for paying ordinary maintenance, insurance, taxes and upkeep of the premises, except that for 1994 she shall pay 7/12ths of the real estate taxes and the defendant shall pay 5/12ths of the taxes.
BY THE COURT
Gordon R. Miller, P.J.

6-28-94 Faxed to Atty. Ferguson & Dist. to J. Mason

June 28, 1994 Exhibits filed.

Jun. 28, 1994 Memorandum and Order filed. ORDER, AND NOW, June 27, 1994 it is ordered as follows:

1. The defendant's motion for nunc pro tunc relief on alimony pendente lite is denied in part and granted in part.

2. For the period of time from May20, 1994 (the date the defendant filed his petition for modification) through June 30, 1994 the defendant shall pay alimony pendente lite to the plaintiff in the amount of $100.00 per week.

3. Commencing with July 1, 1994 and continuing until further order of court the defendant shall pay the plaintiff alimony pendente lite in the amount of $800 per month payable at the rate of $184.60 per week and payable on or before the Friday of each week. The first payment shall be made on or before Friday,July 8, 1994 and eachsubsequent payment shall be made each Friday thereafter.

4. The plaintiff, so long as she has sole and exclusive possession of the marital residence,shall be responsible for paying ordinary maintenance, upkeep, insurance and taxes on the premises. However, for 1994, the defendant shall pay 5/12ths of the annual real estate taxes and the plaintiff shall pay 7/12ths of the annual real estate taxes.
BY THE COURT
Gordon R. Miller, P. J.

6-28-94 Faxed to Atty. Ferguson & Dist. to J. Mason

Jul. 5, 1994 Motion to Appoint Custody Mediator Pursuant to Count II of Divorce Complaint and ORDER filed. AND NOW, this 1st day of July, 1994,Wm. Pineo, Esquire is hereby appointed Child Custody Mediator in regard to the above captioned action. A copy of this Order shallbe served upon Joan Mason, Esquire, attorney for Defendant John E. Smith, by regular mail.
BY THE COURT:
Gordon R. Miller, J.

7-5-94 Faxed to Pineo & Mason, Given to Ferguson.

July 7, 1994, Petition for Reconsideration adn/or Certification filed.

July 7, 1994, Petition for Reconsideration and/or Certification filed.

July 27, 1994 Notice of Appeal Request For Transcript and Proof of Service of Defendant from Memorandum and Order To Superior Court of Pennsylvania filed.

July 27, 1994 Notice of Appeal Request for Transcript and Proof of Service of Defendant from Memorandum and Order To Superior Court of Pennsylvania filed.

Aug. 9, 1994 Notice of Appeal Docketing Superior Court Docket No. Assigned - 01340PGH94, filed.

Aug. 10, 1994 ORDER filed. AND NOW, August 8, 1994, the Court after having reviewed two petitons for reconsideration and/or certification filed by the defendant on July 7, 1994 denies both petitions.

We will not consider the orders we entered with respect to alimony pendente lite, counsel fees, costs and expenses nor with respect to the plaintiff's petition for exclusive possession of the marital residence. We will consider a petition for reconsideration of the order covering alimony pendente lite, counsel fees, costs, and expenses after the children to return to school in the upcoming school year in order to determine whether the plaintiff should seek full time gainful employment.

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We will not certify the matter for an interlocutory appeal since we are not of the opinion that either order involves a controlling question of law as to which there is substantial ground for difference of opinion nor are we of the belief that an immediate appeal may materially advance the ultimate termination of this matter.

This Court made certain finds of fact which the defendant disagrees with. Even if these two orders were reveiwed and, possibly, reversed, we cannot say that the ultimate disposition of the divorce and related issues would proceed any faster. See 42 Pa.C.S.A. 702 (b); and Pa. R.A.P. 1311 et seq.

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

8-10-94 Copies to J. Mason & Ferguson

Aug. 10, 1994, Superior Court of Pennsylvania Official Docket Number 01341PGH94 filed.

Aug. 19,1994 Petition to Modify and Order, filed. AND NOW, this 19th day of August, 1994, upon consideration of the attached Petition to Modify, hearing is set for the 23rd day of September, 1994, at 9:00 o'clock a.m., in courtroom #1, Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
Gordon R. Miller, P.J.

Aug. 23, 1994 copy Faxed to J. Mason, Ferguson & Pineo

Aug. 24, 1994 TEMPORARY ORDER, filed. AND NOW, this 18 of August, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Ephraim Smith Ethan Smith.

2. The parties sshall 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. Primary physical custody of the subject minor children is awarded to the mother. The father shall visitation and temporary physical custody each weekend, except for the last full weekend of each month, from Friday at 5:00 p.m. through Sunday at 6:00 p.m. A full weekend is defined as a weekend in which Friday and Saturday occur within the same month. In addition, the father may designate one day each week in which he may have visitation with the children from 5:00 p.m. through 7:00 p.m. He shall give the mother one week of notice if he wishes to exercise this provision.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas: The children shall spend the Christmas holidays from school with their mother from a period beginning from the close of school for vacation through Christmas Day at 11:00 a.m. The father shall visitation and temporary physical custody from Christmas Day at 11:00 a.m. until Christmas Day at 10:00 p.m. The mother will then have custody of the children from 10:00 p.m. of Christmas Day until noon of December 28 and the father shalll have visitation alnd temporary physical custody from noon of December 28 until noon of January 1.

b. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 5:00 p.m. and ending on the FRiday after Thanksgiving at 5:00 p.m., and the second beginning on the Friday after Thanksgiving at 5:00 p.m. and ending the Sunday after Thanksgiving at 5:00 p.m. For Thanksgiving 1994, the father have the first period, the mother, the second, and the parties shall thereafter alternate.

c. Easter: The mother shall physical custody of the children each Easter starting on Holy Saturday at 5:00 p.m. until Easter Sunday at noon and the father shall have physical custody from Easter Sunday at noon until Easter Sunday at 7:00 p.m.

d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the children may watch the fireworks. The father shall have visitation and temporary physical custody for Labor Day, 1994, 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. The mediator notes for the court that the father's living situation is temporary. Either party may therefore request a complete review of the custody and visitation arrangements upon a substantial change in the living circumstances of either party.

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

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

8. The parties shall split responsibility for transportation with the party receiving teh children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the childrenshall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

11. Neither party shall remove the children from the area Erie, Venango, and Crawford Counties for a period of longer than 72 hours without the permission of the other party or without court order.

12. Costs and fees of this Mediation, which are fixed at $177.00, are divided equally between the parties.

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. 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.

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.

Aug. 30,1994 Faxed to Pineo, Ferguson & J. Mason. Sent to Plf. & Dft.

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1993 TERM

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Sept. 9, 1994 Petition For Additional Counsel Fees Pursuant to Pa. Rule of Appellate Procedure 2744 and/or 42PA.C.S.2503(6),(7) and (9) and Order filed. AND NOW this 9th day of September, 1994, upon consideration of the foregoing Petition for additional counsel fees, a hearing is scheduled thereon for September 23, 1994, at 9:00 a.m. in Court Room #1 of the Crawford County Courthouse, Meadville, Pennsylvania.

Service of a copy of this Petition and Order shall be made upon the Defendant, John E. Smith, through his attorney, Joan Mason, Esquire.

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

Sept. 9, 1994 Faxed Mason & Ferguson.

Sept. 9, 1994 Plaintiff's Third Petition For Contempt and Order, filed. AND NOW, this 9th day of September, 1994, upon consideration of the foregoing Third Petition for Contempt, it is hereby Ordered and Decreed that a Rule to Show Cause is placed upon the Defendant, John E. Smith, to show cause, if any he should have, why he should not be held in contempt fo the Court's Order of January 3, 1994, February 10, 1994, March 3, 1994, and June 27, 1994. Returnable for Hearign on September 23, 1994, at 9:00 a.m. in Court Room #1 of the Crawford County Courthouse, Meadville, Pennsylvania.

Service of this Petition and Order shall be made upon the Defendant, John E. Smith, through his attorney, Joan Mason, Esquire.

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

Sept. 9, 1994 Faxed Mason & Ferguson

Sept. 27, 1994, ORDER filed. AND NOW, Sept. 23, 1994 the plaintiff's request for attorney fees under the Rules of Appellate Procedure and the Judicial Code are denied, however, the court and the Master may consider these matters when attorney fees are awarded at the ultimate conclusion of this matter.

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

9/26/94 copies dist to Ferguson and Mason.

Oct. 6, 1994 Order of Superior Court, filed. Date: Aug. 24, 11994 The above-captioned appeals are quashed sua sponte as interlocutory. Fried v. Fried, 599 Pa. 89, 501 A.2d 211 (1985) (alimony pendente lite); Shazes v. Blatuskonis, 359 Pa. Super. 599, 519 A.2d 514 (1987) (exclusive possession of marital residence). PERCURIAM

Oct. 19, 1994 MEMORANDUM AND ORDER filed. AND NOW, Oct. 19, 1994, it is ordered as follows:

1. For the reasons set forth in the attached memorandum the defendant is held in contempt of court one more time. Other than as provided in paragraph 2 of this Order he shall be punished no further provided that he fully and completely complies, on a timely basis, with all orders of the Court entered from the onset of this litigation through March 31, 1995. If he commits no more violations of any court orders through March 31, 1995 these contempt proceedings shall automatically be dissolved without any further action on the part of the defendant. If he fails to comply then, upon proper petition, and after proper hearing, the Court will impose additional punishment.

2. As punishment for this contempt the Court hereby charges all arrearages which have accrued under the orders of Jan.3 , Feb. 10, March 3, June 27, 1994 and this Order against the defendant's share of equitable distribution of marital property with payment to be deducted distribution of marital property with payment to be deducted out of his share and paid over to the plaintiff at the appropriate time distribution is made. Interest at the lawful rate of 6% per annum may be added by the Court or the Master against said arrearages.

3. The Order of June 27, 1994 with respect to alimony pendente lite is hereby modified effective Sept. 1, 1994. Commencing with the month of Sept. 1994 the defendant shall pay $400.00 per month as alimony pendente lite to the plaintifff. Said payment shall be made on or before the last working day of each month. The September payment shall be considered in arrears and collected in a manner set forth in paragraph 2 of this Order. The October payment shall be due on or before Oct. 31, 1994 and each subsequent payment shal be made on the last business day of each month thereafter. If the defendant is late by the slightest amount of time or if the monthly payments are not in the correct amount, the Court will entertain further contempt proceedings.

4. We will not award additional attorneys fees to plaintiff's counsel at this time. We are not denying attorneys fees. Attorneys fees for these proceedings that have resulted in this Order may be considered by the Court or the Master at a later date.

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

Oct. 19, 1994 Copies distributed to Atty. Ferguson and Smith.

Oct. 31, 1994 Petition for Reconsideration, filed. (3 copies Atty.)

Nov. 9, 1994 ORDER filed. AND NOW, November 7, 1994,the defendant's petition for reconsideration is denied without hearing or further proceedings.

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

11-10-94 Faxed to Attys. Ferguson & Mason

Nov. 17, 1994 Plaintiff's Motion to strike Defendant's October 31, 1994 Petition for Reconsideration and ORDER filed. AND NOW,this 16th day of November, 1994,upon considerationof the foregoing Motion, said Motion is hereby denied in view of our November 7, 1994 order denying the reconsideration petition.

BY THE COURT:
Gordon R. Miller, J.

11-18-94 Faxed to J. Mason & Ferguson

July 21, 1995 Motion for Appointment of Master filed.

July 21, 1995 Order filed. AND NOW, July 21, 1995, the defendant's mtoion for the appointment of a Master is denied because it is not in proper form.
The defendant's petition to proceed in forma pauperis is denied because he is gainfully employed.

BY THE COURT
Gordon R. Miller, J

July 21, 1995 copies dist. Ferguson & Smith

Aug. 16, 1995, Plaintiff's fourth Petition for Contempt and Order filed. ORDER: AND NOW, this 14 day of aug. 1995, upon consideration of the foregoing Fourth Petition it is hereby Ordered and Decreed that a rule to show cause is placed upon the defendant to show cause, if any he should have, why he should not be held in contempt of the court's orders of Oct. 19, 1994 and June 27, 1994.

this Rule is returnable for hearing Thursday, sept. 21, 1995, at 4:00 p.m. in C. R. No. 1.

Servcie of this Petition and Order shall be made upon the dft. John E. Smith, through his most recent attorney Michael J. Antkowiak, esq., by forwarding a copy of this Petition adn Order tohis address 6 Seneca Bldg, 107 Center sT. Oil City, Pa. 16301.

by the Court,
Gordon R. Miller, J.

8/16/95 faxed to Ferguson, and Antkowiak.

JANICE M. Smith
vs.
John E. Smith

CONTINUED FROM PAGE 208D
of Record
A.D. 1993 - 1108

****

September 29, 1995, Order filed. AND NOW, September 21, 1995, at the time fixed for the hearing on the Plaintiff's fourth petition for contempt, the Plaintiff appeared with counsel. The Defendant appeared without counsel. There was a valid court order entered on October 19, 1994. The Defendant apparently complied with that order through May of 1995 with respect to alimony pendente lite. He has not made any payments on alimony pendente lite for June, July, August, and September. He did not pay his share of the 1994 taxes which should have been paid long before May of 1995; and therefore, he has violated a court order. The next inquiry is whether or not that violation is willful. The Defendant is right on the line where we might hold him in willful contempt. We take him at his word that his truck engine malfunctioned in May of 1995, and we take him at his word that it cost him $8950.34. Since he is a self-employed trucker, the incapacity of his truck would explain why he could not make payments for some period of time; and during that period of time, he would not be held in contempt of court but that time may have past where he should have obtained an alternative source of revenue or income or petitioned the Court for a modification.

The Plaintiff has solved this present dilemma by agreeing that she does not want the Defendant to be punished further at this moment and that she would be satisfied for the reasonably near future if the Defendant's obligations under the October 19, 1994 order that are unpaid would be charged against his share of eqitable distribution and ultimately paid over to her out of his share when eqitable distribution is finalized.

We believe that is an appropriate solution at the moment, but can see some problems long term if equitable distribution is delayed for some period of time for any reason including the fact that a Master's Hearing may not be held or the fact that there may be a lengthy appeal.

The Defendant maintains that he wants this matter resolved but that he cannot proceed to a Master without paying a $250 down payment. We have already refused his application to proceed In Forma Pauperis because of the contents of that petition.

Accordingly, it is ordered as follows:

1. A decision and adjudication on the Plaintiff's fourth petition for contempt is deferred. We will review this Matter on motion or petition of either party.

2. All sums which the Defendant was ordered to pay on October 19, 1994 which have not been paid to date or which are not paid into the future shall be charged against the Defendant's share of equitable distribution of martial property with payment to be deducted out of his share and paid over to the Plaintiff at the appropriate time that distribution is made. Interest at the lawful rate of 6 percent per minim may be added by the Court or the Master against said arrearages and also to be paid out of the Defendant's share of equitable distribution.

3. The Defendant is ordered and directed to file his inventory and any other filings that are preliminary to the appointment of a Master in Crawford County. Those filings shall be made within the next 45 days without fail. The only way the Court will extend that is if the Defendant files a petition seeking an extension. That petition must be filed within the next thirty days. We will not permit a petition to extend to be filed at the last minute. We see no reason at the moment the filings could not be made within the next 45 days and a Master be appointed.

4. Although the Defendant is not entitled to proceed to a Master without making a down payment, the Court believes this matter should move forward; and therefore, the Court will allow either party to file a motion for the appointment of a Master within the next 60 days without making a required down payment. These parties are not permitted to proceed In Forma Pauperis so that any Master fees will have to be deducted by the Master from any equitable distribution so that the County will be reimbursed any Master fees and expenses. We are simply allowing the parties to proceed to a Master without having to make a down payment.

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

9/29/95 mailed Antkowiak, given Ferguson

Oct. 19, 1995, Motion for Appointment of Master in Divorce and Order filed. ORDER: AND NOW, Oct. 23, 1995, this request for appointment of master denied in that all the information required by Exhibit L 1920.74 of local rules not included. This is without prejudice to either party to file a new motion for appointment of master indivorce.

2 copies (atty)

By the Court,
Anthony J. Vardaro J.

Oct. 24, 1995, copies of order mailed Atty. Antkowiak. given Ferguson.

Nov 8, 1995 Inventory and Appraisement of Plaintiff, filed. (2 copy atty)

Nov 8, 1995 Motion For Appointment of Master in Divorce and Order, filed. AND NOW, November, 1995, David Pickens, Esquire is hereby appointed Master in respect to the following claims: all claims properly raised.

Deposit required: By Plaintiff $ None By Defendant $ None See Court's Order of September 21,1995.

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

Per Curiam,
Gordon R. Miller, P.J.

Nov 15, 1995 Faxed Pickens, Ferguson, mailed Antokowiak
Nov. 16, 1995 Faxed Pineo

Nov. 17, 1995 Notice of Scheduled Pre-Hearing Conference, filed.

Dec. 29, 1995 Pre-Hearing Statement of Defendant filed.

Dec. 29, 1995 Plaintiff's Pre-Trial Statement Pursuant To Pa. R.C.P. 1920.33(b) filed.

Dec. 29, 1995 Summary of Pre-Hearing Conference filed.

Jan. 3, 1996 Notice of Scheduled Master's Hearing, filed.

Jan 16, 1996 Supplemental Pre-hearing Statement of Defendant, filed.

Jan 16, 1996 Affidavit of Consent of Defendant, filed.

Jan 26, 1996 Notice of Filing Master's Report.

Jan 26, 1996 Master's Report and Recommendation, filed.

FEb.12,1996 Addendum to Master's Report and Recommendation, filed.

Feb. 26, 1996 Notice of Filing Amended Master's Report filed.

Mar 5, 1996 Plaintiff's Exceptions to Master's Report, filed.

Aug. 26, 1996 Praecipe to Place case on Argument List by Plaintiff Attorney filed.

Sept. 13, 1996 Praecipe for Withdrawal of Appearance by Michael J. Antkowiak, Esq., for Defendant filed.

Cont to Pg. 208E

208 F

1993 TERM

Janice M. Smith
vs.
John E. Smith

CONTINUED FROM PAGE 208E
of Record
A. D. 1993 - 1108

Sept 6, 1996 Certificat of Mailing Plaintiff's Brief in Support of Plaintiff's Exceptions to Master's Report.

Sept. 19, 1996, Petition for Civil Contempt for Disobedience of Custody and/or Visitation order filed.

Sept. 19, 1996, ORDER filed. AND NOW, Sept. 19, 1996 after review of Petition filed by dft. on the 6 day of Sept. 1996 said petition being returned denied because said filing does not comply with the laws or rules of court:
Paragraph 5 is not specific enough. Plff. is entitled to know the specific instances where she disobeyed the current order. BY THE COURT,
Gordon R. Miller, P.J.
9/19/96 faxed to ferguson and Mason, and mailed dft.

Nov 1, 1996 ORDER: AND NOW, Oct 28, 1996 at the time fixed for argument on the Plaintiff's exceptions to the Master's report, the Defendant appeared while in jail on a sentence imposed in a Domestic Relations case. He indicated that he just recently received notice of the argument, that he was no longer represented by Michael Antkowiak, and had sought the services of Attorney Bill Martin. He claims he has not had enough time to get ready for this. That may well be true, since notice of the argument was sent on Sept 5th to Mr. Antkowiak when at that time Mr. Antkowiak did not represent the Defendant. We note that Mr. Antkowiak withdrew his appearance but did not do so properly under the rules.
Furthermore, the Court intends to have a transcript of the Master's Hearing prepared before we dispose of this matter. Accordingly, we will give the Defendant a final opportunity to obtain counsel, and we hereby reschedule as follows:
1. The argument in this case shall be held at 3:30 p.m. on Friday, Nov 22, 1996 in Courtroom No. 1 of the Crawford County Courthouse. This shall be the Defendnat's final opportunity to obtain counsel. If he does not obtain counsel, he shall be pepared to handle the argument on his own.
2. A true and correct copy of this order shall be sent to the Court Reporter, Lorraine Dallas. Ms. Dallas shall prepare a transcript of the Master's Hearing in this case and submit it to the undersigned Judge with a bill no later than 4:30 p.m. on Monday, Nov 18, 1996. The Court will determine when it enters a final decree which party shall pay the bill of Lorraine Dallas. Gordon R. Miller, P.J.
Nov 1, 1996 Dist Ferguson and mailed Dallas, Antkowiak & Martin

Jan. 6, 1997 Memorandum and Order filed. AND NOW, January 6, 1997 the Master shall hold a hearing and receive evidence and/or hear arguments on whether or not there is any indebtedness between one or both of the parties and the defendant's parents and, if so, any relationship between that indebtedness and the agreement entered into between the parties at the time of the Master's hearing, and any issues directly related thereto.
A hearing before the Master shall be held within the next thirty (30) days. The Master shall file a supplemental report within thirty (30) days after that. He shall serve a true and correct copy of the supplemental report on the parties. The parties shall have ten (10) days after receipt of the notice of the filing of the supplemental report to file exceptions. If no exceptions are filed, one or both of the parties may file a praecipe with the Court for final considerations and a final decree.
If the defendant is still incarcerated at the time of the hearing the Master shall have the right to contact District Justice Zilhaver and hold teh hearing in the Courtroom at the Crawford County Jail.
The Master shall also have the right to require the defendant to submit a statement in writing at an appropriate time prior to the hearing. The statement shall fully and completely comply with Pa.R.C.P. 1920.33(b)(10) so that the plaintiff may be prepared to deal with this issue at the time of the hearing.
The Master shall also have a right to approach the Court for additional deposits if that is appropriate under the local rules. BY THE COURT
Gordon R. Miller, P.J.
1-6-97 MAILED Martin & DISTRIBUTED Ferguson & Pickens

Jan. 17, 1997 Amended Notice of Reconvened Master' Hearing and Scheduling Order filed.

Feb 21, 1997 Supplemental Master's Report and Recommendation, filed.

March 3, 1997 Exceptions to Master's Recommendation, filed.

Mar 12, 1997 Plaintiff's Petition to Enforce Arrearages and Order: AND NOW, this 12th day of March, 1997, upon consideratiion of the foregoing Plaintiff's Petition to Enforce Arrearages it is hereby Ordered and Decreed that a Hearing in regard thereto is scheduled for April 10, 1997, at 11:30 a.m. in Court Room 1.
A copy of this Order shall be served upon the Defendant through his counsel, William Martin, Esquire, affording a copy of the same to him by regular mail. Gordon R. Miller, P.J.
Mar 12, 1997 Faxed Ferguson & Martin
Mar 18, 1997 given Pickens

Apr 15, 1997 ORDER: AND NOW, April 10, 1997, it is ordered as follows:
1. The court reporter, Loraine Dallas, shall transcribe the proceedings held on Jan 30, 1997 at the Supplemental Master's Hearing in this case and shall file the original of record within 30 days from this date.
2. The Defendant shall make the necessary arrangements with Ms. Dallas and make any payment or deposit that Ms. Dallas requires in order to prepare this transcript.
3. The final division of the expense of this transcript shall be determined at the time the Final Decree is entered. By ordering the Defendant to pay for the transcript at this point, is not a final determination as to who owes that expense but is rather necessary to obtain that transcript that is required because of the Defendant's excedptions.
4. Once the Court receives a transcript and reviews it, the Court will either decide the exceptions wihout any further proceedings or schedule a hearing before the Court if the Court believes that additional evidence of testimony is appropriate, necessary, or required. Gordon R. Miller, P.J.
Apr 15, 1997 Dist Ferguson, Martin & Dallas
Apr 17, 1997 Faced J. Mason Given Pickens

June 11, 1997 Transcript of Master's Hearing, filed.

DIVORCE DECREE FILED and MEMORANDUM AND ORDER
Aug. 15, 1997 FINAL DECREE - AND NOW, it is ordered, adjudged and decreed as follows:
1. The parties hereto are divorced from the bonds of matrimony.
2. Wife shall receive or retain the following items from the list of marital property: (SEE PAPERS FILED)
Plaintiff's petition to enforce arrearages filed March 12, 1997 is denied. (SEE PAPERS FILED).
BY THE COURT
Gordon R. Miller, P.J.

Continued pg. 208G

1108	JANICE M. SMITH VS. JOHN E. SMITH	CONTINUED FROM PAGE 208-F OF RECORD A. D. 1993 - 1108

Sept. 23, 1997 Petition for Contempt for Failure of Defendant to Comply with Provisions of Final Decree in Divorce and Order filed. AND NOW, this 17th day of September, 1997, upon consideration of the foregoing Plaintiff's Petition for Contempt it is hereby Ordered and Decreed that a Hearing in regard thereto is scheduled for Monday, October 27, 1997, at 3:45 P.M., CR. #1.

A copy of this Order shall be served upon the Defendant through his counsel, William Martin, Esquire, affoding a copy of the same to him by regular mail.

BY THE COURT:
Gordon R. Miller, J.
9-24-97 FAXED Martin & Ferguson

Sept 23, 1997 Letter from William G. Martin, Esquire, filed.

Oct 21, 1997 Withdrawal of William G. Martin, Esquire, on behalf of Defendant, filed.

Oct 23, 1997 Motion To Continue Contempt Hearing and Order: AND NOW, this 22 day of October, 1997, upon consideration of the within Motion, the above case is hereby continued generally, reserving unto either party the right to reschedule the same after November 28, 1997.
Anthony J. Vardaro, J.
Oct 23, 1997 Faxed Ferguson
Nov 7, 1997 sent Dft

October 31, 1997 PETITION FOR CONTEMPT AND ORDER FILED. ORDER NOTICE AND ORDER TO APPEAR Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for (custody) (partial custody) (visitation).

If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the court your defenses or objections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Wednesday, December 3, 1997, at 3:30 P.M. in Courtroom 2, Crawford County Courthouse, Meadville, PA.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the Court finds that you have willfully failed to comply with its order for (custody)(partial custody) (visitation), you may be found to be in contempt of court and committed to jail, fined, or both.

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

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

BY THE COURT
Anthony J. Vardaro, J

Date: 10/31/97
11/3/97 FAXED Ferguson/MAILED Deft.

Dec 9, 1997 ORDER: AND NOW, Dec 3, 1997, this matter comes before the court on a petition for contempt filed by the defendant in this custody action. The defendant's petition was quite vague, but after an informal hearing it appears that his complaint is that the plaintiff mother has not brought the children tot he defendant's residence on Fridays at 5:00 p.m. for the weekends he is entitles to periods of temporary physical custody of the children.

Paragraph 8 of the order of August 18, 1994 provides that, in fact, the party receiving the children shall provide transportation which would mean the defendant father should be picking the children up on Friday at 5:00, and then the plaintiff mother should pick them up when they are returned to her custody on Sunday at 6:00 p.m. The plaintiff mother, through counsel, concedes that from time to time they have not followed that provision, and, in fact, the plaintiff mother has brought the chidlren to the defendant father on Fridays.

At this time the parties agree that they will follow the order, the party receiving the children the children shall provide transportation which would mean the defendnat father should be picking the children up on Friday at 5:00, and then the plaintiff mother should pick them up when they are returned to her custody on Sunday at 6:00 p.m. The plaitniff mother, through counsel, concedes that from time to time they have not followed that provision, and, in fact, the plaintiff mother has brought the children to the defendant father on Fridays.
(FOR COMPLETE ORDER SEE PAPER FILED)
Anthony J. Vardaro, J.
Dec 9, 1997 Dist Ferguson & Dft

July 28, 1999 Pettiion to proceed in forma pauperis pursuant to PA.R.C.P.240 and Order filed. And Now July 27, 1999 upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto all being pursuant to Pa.R.C.P. 240 the plaintiff is granted leave to proceed in forma pauperis at this time only as to mediation fees. He is still liable for filing fees other court costs and seminar costs.
The Plaintiff is directed to inform the Prothonotary's office or the Court is any improvement in his/her financial circumstances that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon approvementof financial condition By the Court Gordon R. Miller, J
JUly 28, 1999 Custody Complaint filed.

FOR FURTHER DOCKET ENTRIES SEE COMPUTOR.

208
-H-

1993

1993

Fuller, Kinnunen,
Petruso, Gamble, Fabian
and Hall
Stephen E. Hall

1109.

$150.00 deposited
by plff. on 11/3/93

12-22-93 Pd Plff per Hall
Ck# 7975 77.50

DAVID LEE CANTRELL

vs.

TAMMY CANTRELL

Filed Nov. 3, 1993
@ 9:50 a.m.

Tax & entry paid	$50.50
state paid	5.00
William Pineo, mediator	127.00
Pro Co	9.00

COMPLAINT FOR CUSTODY AND VISITATION

1 copy (atty)
1 copy (mediator)

Order:

You, Tammy Cantrell, , have been sued in Court to obtain custody of David Lee Cantrell, Jr. and visitation with Tiffany Woods, Sophia Woods TeAnna Tilson. 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
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Anthony J. Vardaro, Judge

Dated: 11/1/93

Dec. 14, 1993 CERTIFICATE OF SERVICE, filed. AND NOW, December 14, 1993 comes the undersigned attorney and certifies athat he forwarded a true and correct copy of the notice and order to appear, and complaint for custody and visitation to the Ashtabula County Sheriff's Department, 25 West Jefferson Street, Jefferson, OH 44047, with instructions to have the complaint served upon the defendant, Tammy Cantrell. In due course of mail the undersigned received the attached affidavit of service from said Sheriff department indicating that the notice in order to appear in complaint for custody and visitation was served upon Tammy Cantrell on November 23, 1993 at 845 West 48th Street, Ashtabula, Ohio 4404. Stephen E. Hall

Dec. 21. 1993 TEMPORARY ORDER, filed. AND NOW, this 20 day of December, 1993, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IS HEREBY ORDERED AND DECREED THAT:

1. The mediator notes for the Court that there is an action involving the custody of the subject minor children in the Court of Common Pleas of Ashtabula County, Ohio, at 93DR 654. In accordance with the provisions of 23 Pa. C.S.A. Section 5347(c), this action is stayed pending resolution of the jurisdictional matter. A copy of this order will be served upon the Clerk of the Court of Common Pleas of Ashtabula County, Ohio, and the mother;s Ohio attorney, so that the Ohio court will have proper notice of this action and of this stay.

2. Pending resolution of the question of jurisdiction, the subject minor children, Tiffany, Sophia, and TeAnna, will remain with their mother; and the custody of David with his father. The mother will have visitation with David from 5:00 p.m. Friday, December 17, 1993, until 6:00 p.m. Sunday, December 19, 1993. For the weekend of Christmas, 1993, the father shall have visitati with Tiffany, Sophia, and TeAnna from noon of December 24 until noon of December 25; and the mother shall have visitation and temporary physical custody of David from noon of December 25 until noon of December 26.

3. Thereafter, the mother shall have visitation and temporary physical custody of David on alternate weekends, beginning with the weekend of January 1, 1994, from Friday at 5:00 p.m. until Sunday at 6:00 p.m.; and the father shall have visitation and temporary physical custody with Tiffany, Sophia and TeAnna on alternate weekends, beginning with the weekend of January 7, 1994, from Friday at 3:30 p.m. until Sunday at 6:00 p.m.

4. If the State of Ohio shall be determined to have jurisdiction over this matter, this order shall immediately terminate. If Pennsylvania shall be determined to have jurisdiction over this matter, the matter will be referred back to the custody mediator for further mediation.

5. 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 regardinga the subject minor children.

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

7. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

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

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 his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

CONTINUED ON PAGE 508

1993

pro se

1110.

KELLY R. DICKERSON

vs.

JOHNATHON C. DICKERSON

Filed Nov. 3, 1993
@ 11:45 a.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	5.00

COMPLAINT IN DIVORCE

1 copy (plff)

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/3/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Mazzotta, McCague
& Assoc. PC
J. Michael McCague

1111.

INTEGRA BANK NORTH

vs.

STEVEN W. SWANTEK AND
MARGARET J. SWANTEK

Filed Nov. 3, 1993
@ 1:34 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	42.00
Pro Co. pd 1/11/94	9.00

cCOMPLAINT IN A CIVIL ACTION

2 copies (sheriff)

Nov. 12, 1993 SHERIFF'S RETURN, filed. SERVED Steven W. Swantekpersonally on November 5, 1993 at 12:33 PM by handing a copy of the Complaint to him at the residence, RD 2, Box 189A, Spartansburg, Crawford County, Pa.

SERVED Margaret J. Swantek personally on November 5, 1993 at 12:32 PM by handing a copy of the Complaint to her at the residence, RD 2, Box 189A, Spartansburg, Crawford County, Pa.

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

Jan. 11, 1994, 2:16 PM, AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file and Affidavit of Non-Military Service, attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an Answer. Damages are assessed as follows:

Amount claimed in Complaint	$23,563.04
Interest from 11/27/89 to 12.7.93	$11,465.81
TOTAL	$35,028.85

*With interest accruing on TOTAL of $35,028.85 at the rate of 6.00% from the date of Judgment together with costs of suit.

Debt $35,028.85

S-153,113
Judgment entered-
1/11/94

Judgment
Barbara H. King, Pro.

1993

William L. Walker

1112.

CLARENCE E. CUSTARD

vs.

WANITA L. CUSTARD

Filed Nov. 3, 1993
@ 1:43 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	5.00
Pro Co Pd 3/8/94	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 12, 1993 Affidavit of Service filed. Kendra M. Loreno, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esq., Atty. for petitioner in this action and certifeis that on Nov. 6, 1993 she delivered to the Post Office in Meadville, PA for delivery to Wanita L. Custard at PO Box 4086, Saegerotwn, PA 16433, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of teh Complaint in this matter for which deponent received at the time receipt for certified article no. P100620671 which is attached hereto as Exhibit "A". Thereafter on Nov. 8, 1993 it was returned to William L. Walker, Esq. return receipt card bearing the same number and signed by Wanita L. Custard said return receipt card being attached hereto as Exhibit "B".

Kendra M. Loreno

Mar. 8, 1994, Affidavit of Consent of plaintiff filed.

Mar. 8, 1994, Affidavit of Consent of defendant filed.

Mar. 8, 1994, UPon praecipe of p laintiff attorney, for Review, this case moved to court.

DIVORCE DECREE FILED

March 16, 1994 AND NOW, March 11, 1994, it is ordered and decreed that CLARENCE C. CUSTARD, plaintiff, and WANITA L. CUSTARD, 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.

1993

Theodore B. Ely
Ely and Smith

1113.

Watts & Pepicelli
Alan L. Pepicelli

JOHN KASBEE AND SHIRLEY KASBEE

vs.

SUE A. MILLER

Filed Nov. 3, 1993
@ 1:46 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	25.00

COMPLAINT

Jan. 5, 1994 Sheriff's Return filed. SERVED Sue A. Miller on December 30, 1993 at 1:25 PM by handing a true copy of the Complaint to Michael Miller, her son,and adult member of the family with whom she resides, at R.D.#2,Box 75, Saegertown, Crawford County PA 16433.
So answers, Scott D. Young, Deputy Sheriff
Robert M.Stevens,Sheriff

Jan. 6, 1994 Notice of Service of Interrogatories and Requests for Production of Documents, filed.

Jan. 6, 1994 Preliminary Objections, filed.

Jan. 6, 1994 Appearance of Watts and Pepicelli PC by Alan L. Pepicelli for Defendant Sue A. Miller, filed.

Jan. 14, 1994 Reply to Preliminary Objections, filed.

Dec. 20, 1995 Complaint filed.

Dec. 21, 1995 Stipulation filed.

Dec. 27, 1995 Certificate of

Dec. 27, 1995 Certificate of Service filed. Undersigned counsel hereby certifies that the Stipulation and a copy of the Amended Complaint was served on defendant's counsel, Alan Pepicelli Esquire, by sending same to him by regular mail, to his office at, 916 Diamond Park, Meadville, PA 16335. Theodore B. Ely

Jan. 10, 1996 Answer, New Matter and Counterclaim filed.

Jan. 31, 1996 Reply to Defendant's New Matter, Answer and New Matter to Counterclaim, filed.

March 15, 1996 Reply to New Matter to Defendant'sCounterclaim filed.

Mar. 18, 1996 Notice of Service filed.

Apr. 19, 1996 Motion to Compel Filed on behalf of John Kasbee and Shirley Kasbee filed.

Apr.19,1996 Memorandum and Order filed. ORDER. AND NOW, Apr.19, 1996 it is ordered and directed as follows:
1. In regard to the Interrogatories, the objection to Interrogatory 9 is sustained (Pennsylvania Rule of Civil Procedure 4003.5(a)(3)).
The objections to Interrogatories No.14 and 17 are stustained.
The defendant's objection to second Interrogatory No. 21, 21 and 22 are each sustained.
The defendant's objectionn to Interrogatory No. 24 is sustained.
With regard to the Request for Production of Documents, the objection sto theRequest No. 6 and the objection to the Request No. 7 are both sustained without prejudiced to the defendant to file further specific requests with regard to documents sought if they deem that appropriate.
BY THE COURT:
Anthony J.Vardaro,J.
4-19-96 Mailed Ely, Distributed Pepicelli

Jan. 3, 1996 Certificate of Service filed. Undersigned counsel hereby certifies that an original and three copies of the Plaintiff's Request for Admission to Defendant - First Set was served on Alan L. Pepicelli, Esquire sending same to him by regular mail at his office at 916 Diamond Park, Meadville, PA 16335.
Ely & Smith
BY: Theodore B. Ely, Esquire
Attorneys for Plaintiff

Jan 16, 1997 Certificat of Service of Responses to Request for Admission to Defendant - First Set, filed.

Jan 16, 1997 Certificate of Service of Requests for Admissions and Supplemental Interrogatories, filed.

1993

Peterson & Gula
Richard A. Peterson

1114.

THOMAS SUTHERLAND

vs.

ROSEMARY SUTHERLAND

Filed Nov. 3, 1993
@ 1:49 p.m.

Tax & entry paid		$50.50
state paid		10.00
state paid		5.00
Pro Co	pd 3-16-94	9.00

COMPLAINT IN DIVORCE

Nov. 22, 1993, Appearance and Service filed. I hereby accept service of and acknowledge receipt of a true and correct copy of the original Complaint in Divorce filed in this action.
Serve allpaper at the following address: 114 Drayman Ave., Jamestown, Pa. 16134.
Dated: 11/18/93 Rosemary Sutherland.

Mar. 11, 1994 Affidavit of Consent of Plaintiff, filed.

sMar. 11, 1994 Affidavit of Consent of Defendant, filed.

Mar. 11, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

March 24, 1994 AND NOW, March 17, 1994, it is ordered and decreed that THOMAS SUTHERLAND, plaintiff, and ROSEMARY SUTHERLAND, defendant, are divorced from the bonds of matrimony.
The court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Gordon R. Miller, J.

1993

Bruce L. Smith

1115.

DIANE L. WAYCHOFF

vs.

WILLIAM J. WAYCHOFF

Filed Nov. 3, 1993
@ 2:25 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	5.00
¼rp Cp pd 2-22-94	9.00
Pro Co pd 3/10/94	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 10, 1993 Affidavit of Service filed. Bruce L.Smith, an Attorney at Law, being duly sworn according to law, deposes and says that on the 4th day of November, 1993, 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 320 N. Martin Street, Titusville, Pennsylvania 16354 and that the Complaint and accompanying Notice to Defend and Claim Rights were received by the Defendant on November 5, 1993, as evidenced by Return Receipt No. P-038-552 663 attached hereto, all pursuant to Pennsylvania Rule of Civil Procedure No. 412.
Nov. 8, 1993 Bruce L.Smith, Esquire,

Feb. 22, 1994 Affidavit of Consent of Defendant, filed.

Feb. 22, 1994 Affidavit of Consent of Plaintiff, filed.

Feb. 22, 1994 Upon praecipe of Plaintiff's attorney to transmit the records, case moved to Court.

DIVORCE DECREE FILED

March 1, 1994 AND NOW, March 1, 1994, it is hereby ordered and decreed that DIANE L. WAYCHOFF, Plaintiff, and WILLIAM J. WAYCHOFF, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

Mar. 10, 1994 Notice Of IntentionTo Resume Prior Name filed. Diane L. Waychoff TO BE KNOWN AS: Diane L. Whitehill

1116.

MICHAEL J. CALLAHAN

vs.

SUSAN M. BALSBAUGH

Filed Nov. 3, 1993
@ 3:24 p.m.

Tax & entry Pd 11-12-93 $50.50
state Pd 11-12-93 5.00
Sheriff's Costs 28.00
Pro Co Pd 11-12-93 9.00

11-15-93 Received from Wpt Sheriff Costs 28.00

11-16-93 Pd Sheriff Ch# 7903 28.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 3 day of Nov. , 1993, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions:
Defendant shall move out. Sole Possession of the mobile home is awarded to plaintiff. Defendant shall not go within 100 yards of this home.

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

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

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

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

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

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

Hearing is hereby set for Nov. 12 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 4, 1993 SHERIFF'S RETURN, filed. SERVED Susan M. Balsbaugh personally on November 3, 1993 at 4:10 PM by handing a copy of the Protection from Abuse to her at RD 2, Box 40-60, Guys Mills, Crawford County, Pa.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 17, 1993 ORDER filed. AND NOW, November 12, 1993, at the time fixed for hearing in this matter, the parties appeared without counsel. The Court advised the defendant as to the nature of these proceedings and she indicated she understood them.

It appears that the plaintiff owns the property where the defendant lives and wants her to move out. She indicated that she has no place to go and needs time to find another place. The Court gave the parties two choices, since it appears that they cannot work this out themselves. We indicated that we would hold a hearing and make a decision as to whether or not the plaintiff had beenphysically abused, and if so, we could dispossess the defendant immediately, and if not, we could not dispossess the defendant at all in this proceeding. The second choice would e for the parties to work out an agareement, which is what they have decided to do. They have agreed that the defendant may reside at the plaintiff's residence for an additional three (3) weeks from this date,at which time, she must move out. It

ACCORDINGLY, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff in any way. Likewise, the defendant shall not abuse, assault, harass, or threaten the defendant in any way.

2. The defendant shall remove herself from the plaintiff's residence by 6:00 o'clock p.m. December 3, 1993.

3. Since the defendant is not employed and the plaintiff is, the plaintiff shall pay the court costs in the amount of $92.50 forthwith.

4. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville and to County Control.

5. The other typical portions of a Protection From Abuse Order are not entered here as it appears that this action is largely brought for the purpose of the plaintiff gaining possession of his sreal estate.

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

Nov. 18, 1993 copies dist to Co. Control & Pa.SPD, Dft. picked up her copy.
Nov. 19, 1993 copy sent to Plf.

1993

Brian J. Lindsay
Peters, Lindsay, Lewis and Gagliotti

1117.

Peters,Lindsay, Lewis & Gagliotti
Brian J. LIndsay

ANY LYNN ARTMAN

vs.

DOUGLAS EDWARD ARTMAN

Filed Nov. 3, 1993
@ 3:30 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
state paid	10.00
state paid	10.00
Pro Co pd 2-15-94	9.00

COMPLAINT IN DIVORCE, CUSTODY, VISITATION

2 copies (atty)

Nov. 4, 1993 Verification of Service filed. I, Stacey L.Ferrari, do hereby verify that I did personally serve a certified copy of the divorce complaint filed at the above term and number on the above-named Defendant, Douglas E. Artment, at the Crawford County Jail, Meadville, Pennsylvania, 16335 on the 3rd day of November, 1993.
Nov.4, 1993 Stacey L. Ferrari

Nov.8, 1993 Affidavit of Service filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 2nd day of November, 1993, send to the above named Plaintiff, Amy Lynn Artman, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 8th day of November, 1993, receive a duly executed return receipt dated November 5, 1993.
Nov.8, 1993 Brian J. Lindsay,Esquire

Nov. 12, 1993 Consent Custody Order and Order filed. CONSENT CUSTODY ORDER: AND NOW, this 12th day of November, 1993, the Court, in consideration of the following Agreement of the parties to this action, does hereby enter the following as a Consent Order based on the terms of said Agareement:

AGAREEMENT: AND NOW, this _____ day of _____, 1993, the parties Amy Lynn Artman, (hereinafter called "mother"), and Douglas Edward Artman, (hereinafter called "father"), agree as follows:

1. The parties shall share legal custody of the subject minor children, Douglas Edward Artman, Jr., and Sara Annette Artman.

2. Plaintiff/Mother, Amy Lynn Artman, shall be the primary physical custodian of the children subject to reasonable visitation with the Defendant/Father, Douglas Edward Artman, said visitation to be mutually agareed upon and arranged by the parties.

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

4. 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.

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 chidlren.

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 acknowledge that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or paermit others to do so in a closed automobile in which the children shall being transported or in the bedroom of the children.

7. Any persons trnasporting 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 apolite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

9. The parties hereto request the Court to enter the above as a Consent Order.

Amy L. & Douglas E. Artman

ORDER: AND NOW, uponpresentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing agareement is entered as an Order of this Court.

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

No. 12, 1993 (3 copies atty)

Feb. 4, 1994 Affidavit of Consent of Plaintiff, filed.

Feb.7, 1994 Affidavit of Consent of Douglas E. Artman, Defendant, filed.

Feb. 15, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 23, 1994 AND NOW, February 18, 1994, it is ordered and decreed that AMY LYNN ARTMAN, plaintiff, and DOUGLAS EDWARD ARTMAN, 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.

1993

Peters, Lindsay, Lewis
& Gagliotti
Brian J. Lindsay

1118.

M. Kathryn Karn

RANDALL B. WALKER

vs.

PAMELA A. WALKER

Filed Nov. 3, 1993
@ 3:30 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
state paid	10.00
state paid	10.00
Pro.Co.pd 4/19/94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

2 copies (atty)

Nov.8, 1993 Affidavit of Service filed. I, Brian J. LIndsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that I did on the 2nd day of November, 1993, send to the above named Plaintiff, Randall B. Walker, by Certified Mail, Return Receipt Requested,a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 8th day of November,1993, receive a duly executed return receipt dated November 5, 1993.
Nov. 8, 1993 Brian J. Lindsay, ESquire

Nov. 15, 1993 ACCEPTANCE OF SERVICE, filed. AND NOW, this 12th day of November, 1993, comes M. Kathryn Karn, Esquire, attorney for the Defendant, Pamela A. Walker in the above captioned matter, and hereby accepts on behalf of her client, a true and correct copy of the Divorce Complaint which was filed on NOvember 3rd, 1993, in theabove captioned maatter.

Dec. 21, 1993 Property Settlement Agreement filed.

Feb. 4, 1994 Affidavit of Consent of Defendant, filed.

Feb. 4, 1994 Affidavit of Consent of Plaintiff, filed.

Apr. 19, 1994 Upon Praecipe of Brian J. Lindsay, ESquire, Attorney for Plaintiff, to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

April 28, 1994 AND NOW, April 25, 1994, it is ordered and decreed that RANDALL B. WALKER, plaintiff and PAMELA A. WALKER, defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain marriage settlement agreement between the parties dated December 20, 1993 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though teh same were set forth herein at length. Said agreement shall not mere with, but shall survive this decree and order.

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

1993

Watts and Pepicelli PC
Theodore H. Watts

1119.

MARYLOU E. JOHNSON

vs.

BOBBY JOE JOHNSON, JR.

Filed Nov. 3, 1993
@ 4:11 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	5.00

COMPLAINT IN DIVORCE

Feb. 24, 1994 Complaint reinstated.

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/24/94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Gifford, Lay & Johnson
Wayne G. Johnson

1120.

John M. Quinn,Jr.
for Meadville Medical Center

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis J. Klemensic
for dft. Vrablik

THOMAS F. DEBRAGGIO, A MINOR, BY MICHAEL J. DEBRAGGIO, AND ANNEMARIE M. DEBRAGGIO, HIS GUARDIANS, MICHAEL J. DEBRAGGIO AND ANNEMARIE M. DEBRAGGIO

vs.

RONALD VRABLIK, M.D. AND MEADVILLE MEDICAL CENTER

Filed Nov. 3, 1993,
@ 4:10 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	35.00
Pro Co pd 6-23-94	9.00

SUMMONS IN A CIVIL ACTION

(Issued-sheriff)

Nov. 22, 1993 SHERIFF'S RETURN, filed. SERVED Ronald Vrablik, M.D. on November 8, 1993 at 9:38 AM by handing a copy of the Summons to Mary e. Scholz, Secretary at his place of business, 505 Poplar Street, Meadville, Crawford County, Pa.

SERVED The Meadville Medical Center on November 8, 1993 at 9:25 AM by handing a copy of th4e Summons to Judy M. Smock, Administrative Assistant at the place of business, 751 Liberty Street, Meadville, Crawford County, Pa.

So answrs, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 18, 1993 Praecipe for Rule to File Complaint issued.

Nov. 18, 1993 Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by JohnM.Quinn, Jr., Esquire for Meadville Medical Cetner, Defendant, filed.

Dec.16, 1993 Appearance of Marsh, Spaeder, Baur, Spaeder and Schaaf, by Francis J. Klemensic, attorneys for defendant Vrablik, M.D., filed.

Dec. 16, 1993, Upon praecipe of counsel for defendant Vrablik, Rule entered upon the plaintiffs to file complaint, issued.

Feb. 7, 1994 Proof of Service filed. On this, the 4 day of February, 1994, before me, a Notary Public, personally appeared Francis J. Klemensic, Esq., who, being duly sworn according to law, deposes and says that he is the attorney for the Defendant, Ronald Vrablik, M.D., in the above captioned matter and that he served a Rule to File Complaint on the Plaintiffs' counsel, Wayne G. Johnson, Esq., by Certified Mail, Article #P205069944, through the United States Mail and that said Plaintiffs' counsel accepted service of same on February 4, 1994, as is evidenced by the Return Receipt attached hereto and marked Exhibit "A".

Francis J. Klemensic, Esq.

June 17, 1994 And now, uponpraecipe 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.

D - 14, 114, 164

JUDGMENT OF NON PROS
Barbara H. King, Pro.

1993

Fuller, Kinnunen,
Petruso, Gamble, Fabian
& Hall
John D. Petruso

for Guy R. Johnston
and Diane Johnston

1121.

Michael J. Creighton
for Commonwealth

IN RE: CONDEMNATION BY THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION OF RIGHT OF WAY FOR STATE ROUTE 3016, SECTION 01S, IN THE TOWNSHIP OF VERNON

Case filed on behalf of:
GUY R. JOHNSTON AND
DIANE L. JOHNSTON

Filed Nov. 3, 1993
@ 4:12 p.m.

Tax & entry	Pd 11-5-93	$50.50
state	Pd 11-5-93	5.00
Pro.Co. pd 8/23/94		6.00

APPEAL FROM REPORT OF VIEWERS

(from AD 1988 - 321)

Apr. 29, 1994 Certificate of Readiness filed.

May 31, 1994 Motion for Pre-Trial Conferene and Settlement Conference, and ORDER filed. AND NOW, this 31 day of May, 1994, and upon moton of the condemnees, a pre-trial conference and settlement conference is scheduled June 7, 1994 at 11 A.M. in Judges' Chambers, Court House, Meadville, Pennsylvania before undersigned.

By the Court
Anthony J. Vardaro, J.

5-31-94 Faxed Copy to Attys. Petruso & Creiighton

Jun. 1, 1994 AND now, May 31, 1994 a pretrial conference and settlement conference is scheduled for Tuesday, June 7, 1994 at 11:00 o'clock a.m. before the Honorable Anthony J. Vardaro.

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

6-1-94 Copies given to Attys.Petruso & mailed to Creighton.

Jun. 8, 1994 Motion forView of Premises, filed.

Jun. 8, 1994 Stipulation and ORDER filed. AND NOW, June 7, 1994, at the time set for a pre-trial conference and settlement conference, after the pre-trial conference in chambers with the attorney for the condemnees, along with the condemnees, and the attorney for the Commonwealth present, the parties, after settlement negotiations, agree to the following stipulated settlement amount, and we note in entering this Order, that all such parties are present in chambers:

1. The Commonwealth will pay a total of$27,000,with interest at 7 percent from the day of possession. With respect to the initial payment made,if the payment was made before the date of construction, the condemnees shall not be entitled to interest with respect to that payment.
2. The Commonwealth shall pay the $500 mandatory attorneys fees as part of the settlement.
3. The Court orders and directs that with respect to the total settlement, 70% shall be considered indirect damages and 30% shall be considered direct damages.
4. Upon receipt of this Order, as well as the Social Security Number from one of the condemnees, the Commonwealth will proceed to process this matter for payment to the condemness. The Social Security Number for the condemnees Guy R. Johnston is 190-20-1687.

BY THE COURT,
Anthony J.Vardaro,Judge

6-8-94 Copy Given to Atty. Petruso & Mailed to Atty.Creighton

Aug. 23, 1994 Upon Praecipe of John D.Petruso, Esquire, Attorneys for Condemnees, the above captioned matter settled and discontinued of record.

Marsh, Spaeder, Baur, Spaeder & Schaaf

W. Patrick Delaney

1122.

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

FRANCIS ZROSTLIK, OWEN HENNING, AND LYLE FULLER

vs.

HUGHES-LYNN, INC.

Filed Nov. 4, 1993
@ 1:41 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	30.00
Pro Co Pd. 12/16/93	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Nov. 19, 1993 SHERIFF'S RETURN, filed. SERVED Hughes-Lynn, Inc. on November 9, 1993 at 4:10 PM by handing a copy of the Complaint in Mortgage Foreclosure to Floyd L. Bishop, Owner, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 24, 1993, Appearance of Shafer, Swick, Bailey, Irwin and Stack, by Paul d.Shafer, Jr. and Jeffrey Millin, attorneys for defendant, filed.

Dec. 2, 1993 Notice of Default Judgment filed.

And Now, Dec. 16, 1993 at 8:53 a.m., upon praecipe of plaintiff attorney, with copy of notice attached, Judgment is hereby entered in favor of plaintiff and agaisnt the defendant for want of an answer, in the amount of Eight Hundred Three Thousand Eight Hundred Ten and 74/100 Dollars.
Judgment entered 12/16/93
H - 186 Debt -- $803,810.74
JUDGMENT
Barbara H. King,
Prothonotary

EX1994 -9

May 18, 1994 Petition To Fix Fair Market Value and Order, filed. AND NOW, this 18th day of May,1994 upon consideration of the Petition to Fix Fair Market Value of Real Property filed on behalf of the plaintiffs a rule is hereby issued against Hughes-Lynn, Inc., Floyd L. Bishop and Carolyn Bishop to show cause why the fair market value of the property located at Route 18, Adamsville, Pennsylvania should not be determined to be $320,430.48 and that a deficiency judgment should not issue on the remaining balance. Said rule shall be returnable on the 7th day of June, 1994 at 3:00 o'clock P.M. in Court Room No. 1, Crawford County Court of Common PLeas, Diamond Street, Meadville, Pennsylvania 16335.
BY THE COURT:
Gordon R. Miller, P.J.

2 copies atty
May 18, 1994 copy faxed Shafer

Jun.6, 1994 Response and Answer to Petition to Fix Fair Market Value, filed.

June 8, 1994 ORDER filed. AND NOW, June 7, 1994, this matter is before the Court on Plaintiff's Petition to Determine Fair Market Value of Real Estate.
The defendant and the additional respondents have filed a Response and Answer to Petition to Fix Fair Market Value raising the issue of jurisdiction.
After informal argument between the parties, it appears that there is not jurisdiction at this number and term with respect to this matter insofar as the judgment at this number and term is an in rem judgment.
ACCORDINGLY, we decline to grant the Petition at this term and number.
BY THE COURT,
Anthony J. Vardaro, J.
June 8,1994 Faxed to Parks, given Millen, mailed Bishop

June 8, 1994 Motion to Remove Petition to Confessed Judgment Docket (DSB 1994 - 230), filed.

1993

1123

E. Max Weiss

Commonwealth of Pennsylvania

vs.

MARVIN SHICK

Filed Nov. 4, 1993
at 4:01 p.m.

Tax & entry paid	$50.50
state paid	5.00
Pro Pd 2/11/94	5:00

APPEAL FROM MOTOR VEHICLE DRIVER'S LICENSE SUSPENSION
(1 copy Atty.)

Nov. 4, 1993 ORDER filed. And Now, this 19 day of November, 1993, a hearing is hereby scheduled on the license suspension appeal, on the 28th day of January, 1994, in Court Room 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania, at 9:15 a.m

By The Court:
Gordon R. Miller, J.

11-29-93 Copy of Order to Commm. of Pa. & Atty. Weiss.

Nov. 24, 1993 ORDER filed. AND NOW, Nov. 19, 1993, upon receipt, review and consideration of the defendant's appeal from a motor vehicle driver's license suspension and petition to withdraw a guilty plea entered before a District Justice, nunc pro tunc, it is orderd as follows:

1. A hearing and/or argument on the petition to withdraw the guilty plea nunc pro tunc is hereby scheduled for the 8th day of Dec., 1993 at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford Co. Courthouse. Defendant shall serve a true and correct copy of this petition and order upon the Office of the District Attorney of Crawford County since apparently the request to withdraw a guilty plea affects a guilty plea entered in a criminal matter, not this matter. Furthermore, at the time of the hearing and/or argument this Court expects counsel to present appropriate legal authority that permits the Court of Common Pleas to permit a defendant to withdraw a guilty plea entered before a District Magistrate, not the Court of Common Pleas.

2. Upon consideration of the petition for appeal from suspension of operator's privileges the 28th day of January, 1994 at 9:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford Co. Courthouse is hereby fixed as the time and place for the hearing of the said petition.

Written notice no later than thirty (30) days prior to the hearing shall be given to the Director of the Bureau of Driver Licensing, Dept. of Transportation, Commonwealth of Pa., of the time and place of the hearing. An appropriate proof of service shall be filed of record.

Supersedeas of the suspension of the operating privileges of the petitioner, as set forth in the officcial notice of the Director of the Bureau of Driver Licensing, Dept. of Transportation is hereby granted.

A true and correct copy of this Order shall also be served upon the Director of the Bureau of Licensing, Dept. of Transportation.

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

Dec. 1, 1993 Copy of Order to Atty. E. Max Weiss; copy mailed to Comm. of Pa.

Feb. 11, 1994, Upon praecipe of defendant Marvin shick, Appeal Discontinued.

224

1993

Watts and Pepicelli PC alan L. Pepicelli 1124.	ROBERT E. BAYUK AND DARLENE E. BAYUK, HIS WIFE vs. STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, AND STATE FARM MUTUAL INSURANCE CO. Filed Nov. 4, 1993, @ 4:15 p.m. Tax & entry paid $50.50 ✓ state paid 5.00 Sheriff's Costs 31.00 Pro.Co. pd 6/16/94 6.00 ✓	COMPLAINT IN CIVIL ACTION 2 COPIES (sheriff) Nov. 12, 1993 Upon praecipe of plaintiffs attorney, verification to original Complaint filed. Nov. 23, 1993 Sheriff's Return filed. SERVED State Farm Mutual Insurance Co., on November 8, 1993 at 9:55 AM by handing a copy of the Complaint to Mitzi McGinnis,Secretary, at R.D.#4, Box 3, Meadville, Crawford County, PA. SERVED State Farm Mutual Insurance Co., on November 8, 1993 at 9:55 AM by handing a copy of theComplaint to Mitzi McGinnis, Secretary, at R.D.#4,Box 3, Meadville, Crawford County, PA. So answers, Scott D.Young,Deputy Sheriff Robert M.Stevens,Sheriff Jun. 16, 1994 Upon Praecipe of Alan L. Pepicelli, Esquire, Attorney for Plaintiff, the above-captioned case is marked settled and discontinued of record.

1993

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

1125.

DAVID R. EDWARDS

vs.

GLORIA M. EDWARDS

Filed Nov. 5, 1993
@ 9:30 a.m.

Tax & entry paid	$50.50
1 count paid	15.00
state paid	10.00
state paid	10.00
Pro.Co. Pd 1/6/94	5.00

COMPLAINT IN DIVORCE, CHILD CUSTODY

1 COPY (atty)

Nov. 12, 1993 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, PA. on the above named Defendant by certified mail, addressee only, return receipt requested, dated Nov. 5, 1993. The Defendant acknowledged service on Nov. 9, 1993 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esquire

Jan. 6, 1994 UponPraecipe of James R. Irwin, Esquire, Attorney for Plaintiff, the above captioned action in divorce discontinued of record.

1126.

IN THE MATTER OF A MEMORIAL FOR

THE HONORABLE ROBERT L. WALKER

Filed Nov. 5, 1993 @ 11:21 a.m.

ORDER APPOINTING A RESOLUTION COMMITTEE

ORDER:

AND NOW, Nov. 3, 1993, the curt hereby appoints the following members of the Crawford County Bar Association as a Memorial Committee to prepare a memorial resolution for the late Honorable Robert L. Walker, who died October 10, 1993. Said committee shall present said resolution in open court on the 29th day ofDec. 1993, at 2:00 o'clock p.m.

Paul D.Shafer, Jr., Esquire, Chairman
Paul E. Allen, Esquire
Yolanda G. Barco, Esquire
Peter e. Blystone, Esquire
JOhn Fuller, Esquire
Bruce L. Smith, Esquire
John M. Dawson, Esquire

BY ORDER OFTHE COURT,
Gordon R. Miller, P.J.
Nov. 5, 1993, copies dist. by court.

Dec. 30, 1993 Order: AND NOW, to-wit: this 29th day of December, 1993, upon presentation of the within Report in open Court by Paul D. Shafer, Jr., Esquire, Chairman of the Committee appointed by the Court, it is hereby

ORDERED, ADJUDGED AND DECREED that this Memorial Report be spread at length upon the Minutes of theCourt and that a copy of the Report be delivered tothe Prothonotary and a copy of the Report shall be delivered to Judge Robert L. Walker's wife and each of his children.

Per Curiam,
Gordon R. Miller,
President Judge
Anthony J. Vardaro, Judge
P. Richard Thomas,
Senior Judge

To the Honorable, the Judges of said Court:

The Committee appointed by your Honorable Court to prepare a memorial resolution in the above matter, respectfully represents as follows:

Robert L. Walker was born in Linesville, Pennsylvania, May 5, 1924, the son of Dr. Herman H. Walker and Bertha L. Walker and was one of two children. He graduated from Linesville High School in 1941. He then attended Dickinson College, Carlisle, Pennsylvania, until just prior to February 2, 1943 when he was inducted into the United States Army. While at Dickinson, he studied English, history, Spanish, mathematics and chemistry. His choice of subjects foretold the broad range of interests which he manifested throughout his life. While in the Army, in addition to becoming a proficient radio operator with the 80th Cavalry Reconnaissance Troop, he found time to study at Baylor University. The was took him overseas to Europe where he distinguished himself in service to his country. With the 80th Cavalry he participated in the following campaigns and battles: Northern France, The Rhineland, The Ardennes, and Central Europe. For his service he was awarded the Bronze Star for valor, the American Campaign Medal, and the European-African Middle Eastern Campaign Medal with four Bronze Stars. He was discharged on December 6, 1945 with the rank of Technical Sergeant.

Immediately after his discharge, Bob enrolled in an accelerated program at Dickinson Law School. He was admitted without any requirement for an undergraduate degree. (Later in his career, he often joked about his lack of a Bachelor's Degree.) On June 6, 1946, he married Patricia A. Woods, who survives. Bob and Pat were the proud parents of five children: Kathleen Hugh, William, Judith and James. While in law school, Bob was a preceptee of the late Stuart A. Culbertson, Esquire. Six months spent on "Lawyer's Row" in this clerkship was, at that time, a prerequisite to admission to the Supreme Court. He graduated from Dickinson in 1948, and was admitted to the bars of Crawford County, the Supreme Court of Pennsylvania, as well as all Federal Courts sitting in the Commonwealt, and the Supreme Court of the United States.

Bob opened his law office in 1948 in his hometown of Linesville, on the second floor of the building in which his father, Dr. H. H. Walker, had his office. He built a practice as a country lawyer, surviving on title searches, a few estates, some divorces, etc. He practiced alone until 1962 when he entered a partnership with P. Richard Thomas and his father, Paul E. Thomas. From 1956 until 1962, he was Assistant District Attorney. He followed this with a year as County Solicitor, and a year as the elected District Attorney. His stint in that office was cut short by his appointment as Judge by Governor Scranton to fill the vacancy created by the untimely death of President Judge Herbert Mook. He served on the bench until January, 1966, when he was replaced, after losnig the election, by Judge F. Joseph Thomas. From then until 11978, he practiced law in Meadville as Senior Partner with Thomas, Shafer, Walker, Dornhaffer & Swick and then after Paul Thomas's death, with Walker, Shafer, Dornhaffer, Swick & Bailey. He had an active practice, concentrated around litigation. He served as counsel for the Erie-Lackawanna Railway. In that position he handled all of their litigation in Northwest Pennsylvania, both in State and Federal court. In addition, he handled the myriad of cases typical of a County Seat general practitioner. When the Honorable F. Joseph Thomas reached madatory retirement age in 1978, Bob was appointed by Governor Shapp to fill the vacancy. Your committee is unaware of any other person who has been appointed twice to the same court, by two Governors, one a Republican and the other a Democrat. He then ran and was elected to a full ten-year term in 1979. Bob served with distinctionon the bench until his retirement to Senior status on January 2, 1990. During his career he presided over many interesting and perhaps notorious cases, including the first death penalty case in Crawford County in probably fifty years, by special appointment of the Supreme court in the case of the Commonwealth versus Cyril Wecht, Allegheny County Coroner and numerous others. He maintained, throughout his career membership in the American Bar Association, the Crawford County Bar Association, of which he served as President, and the American Judicature Society.

A review of Judge Walker's career would not be complete without including his contributions to the organized bar. He loved the Pennsylvania Bar Association. He labored for it tirelessly, both while a practicing attorney, and when on the bench. In fact, his service on the presitgious Board of Governers of the Pennsylvania Bar from 1979 until 1981, was while he served on the bench. In addition, and equally as important, he was always ready to answer the call of the President of the Bar to serve on cimmittees including being co-chairman and then chairman of the long range planning committee. His interest in Bar activities was infectious. It was through his influence that two members of his firm followed in his footsteps as Zone Seven Governor.

Continued on page 226A

In The Matter Of A Memorial
For The Honorable Robert
L. Walker

Continued from page 226

A.D. 1993 ⊖ 1126

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If anyone could claim to be Renaissance man it was Judge Walker! An amateur historian, he literally filled his study with histories and biographies. He was always reading one work or another. He loved words, always letting his associates know when he had found a new one, and then arduously attempting to use it at the earliest opportunity. His writing was poetic, even creeping into his business letters and briefs.

No one had a greener thumb than Bob! From his handing gardens under lights in the basement to his flowers and vegetables outside, no visitor would leave without a full presentation of the fruits of his labors. He loved the outdoors! Not only for his gardens but equally for his expeditions into the field for pheasant, grouse or deer. The first day of archery season saw him in the woods. His partners often expressed the notion that Bob really didn't try to bag his deer during archery season, for then he would have missed buch season. Among history, agriculture, the out-of-doors, politics or the law, there was very little that Bob could not expound upon, and when he did so, it was as an expert.

With all of this, Bob still had time for his community. He was elected Deacon of his church, Linesville Presbyterian Church, where he also served as a Sunday School teacher for many years. He was also active with its Historical Society. But, with all of that, he did not neglect Meadville, his workplace community. He gave tirelessly to the work of Spencer Hospital, both as a Trustee, and as its Chairman. He was instrumental in effectuating the merger of Spencer Hospital with Meadville City Hospital, to form the Meadville Medical Center.

Judge Robert L. Walker died on Sunday, October 10, 1993, at the Medical Center he helped create. He had fought a good fight against disease for the two years preceding, but never gave up. He had planned to be at the Crawford County Bar meeting on September 23rd, after being on the Bench all day, but went home ill, entered the hospital on Saturday, and was never able to return to work.

This recital can merely brush the surface of Judge Robert L. Walker. He touched the lives of many persons, especially during his practice of law and while on the bench. Your committee were among his beneficiaries, and are grateful for his life. The Judiciary, the Organized Bar, the Community, the Church and his colleagues have lost a great friend. He will be sorely missed. We extend our sincerest sympathy to his family, but we also know that his may accomplishments will live on with them and the blow of his loss will be softened by the memories of this truly remarkable man.

Respectfully submitted,
Paul D. Shafer, Jr., Chairman
Paul E. Allen
Yolanda G. Barco
Peter E. Blystone
John M. Dawson
John Fuller
Bruce L. Smith

Jan. 17, 1994 Memorial Service for the Late Honorable Robert L. Walker, filed.

226
B

1993

1993

John Linkosky

1127.

Kenneth g. Vasil
Elderkin, Martin,
Kelly & Messina

12-20-93 Dft Brf filed

LARRY TEYSSIER AND PATRICIA A. TEYSSIER, HIS WIFE

vs.

TIMOTHY N. TEYSSIER AND LINDA J. TEYSSIER, HIS WIFE

Filed Nov. 5, 1993
@ 11:37 a.m.

Tax & entry paid	$50.50
state paid	5.00
Pro.Co.pd 3/24/94	5.00
Pro Co Pd 7/30/98	6.00

JURY TRIAL DEMANDED

COMPLAINT

2 copies (atty)

Nov. 5, 1993, Acceptance of Service filed. I accept service of the complaint on behalf of Linda J. Teyssier and certify that I am authorized to do so.
Dated: Nov. 5, 1993 Timothy N. Teyssier.

Nov. 5, 1993, Acceptance of Service filed. I accept service of the Complaint.
Date: Nov. 5, 1993 timothy N. Teyssier.

Nov. 17, 1993 Appearance of Elderkin, Martin, Kelly & Messina by Kenneth G. Vasil for Defendants, filed.

Nov. 17, 1993 Notice of Service of Interrogatories Directedto Plaintiffs (First Set), filed

Dec. 20, 1993 Preliminary Objections To Plaintiffs' Complaint filed.

Dec. 28, 1993 Amended Complaint, filed. (1 copy Atty)

Jan. 13, 1994 Answer and New Matter to Plaintiffs' Amended Complaint, filed.

Feb. 17, 1994 Reply To New Matter filed.

Mar. 24, 1994 Upon Praecipe of John Linkosky, Esquire,Attorney for Plaintiffs, the above case as to Defendant Linda J. Teyssier, ONLY is discontinued of record.

Feb. 22, 1995 Notice of taking Oral Deposition of Larry Teyssier and Patricia A. Teyssier.

May 31, 1996 Plaintiffs' Requests for Admissions filed.

June 9, 1997 Notice of Taking Deposition of Timothy N. Teyssier, filed.

March 19, 1998 Notice of Deposition of Timothy N. Teyssier, filed.

July 21, 1998 UPON PRAECIPE OF PLTF ATTORNEY JOHN LINKOWSKY ESQ. THE ABOVE-CAPTIONED MATTER IS MARKED DISCONTINUED OF RECORD WITH PREJUDICE.

228

1993

Stephen H. Hutzelman

1128.

FNB CONSUMER DISCOUNT COMPANY

vs.

MERLE E. PROPER

Filed Nov. 5, 1993
@ 2:00 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	34.00
Sheriff's Costs	67.00
Pro Co paid	9.00
Satisfaction pd 10/6/98	5.00

COMPLAINT

1 copy (sheriff)

Nov. 12, 1993 SHERIFF'S RETURN FILED. NOT FOUND as to Defendant Marie E. Proper at address of 704 Superior Street, Titusville, Crawford County, Pa. Address is his ex-wife's residence and she indicated that he has not been there for approximagely three years, address unknown.
So answers. Robert M. Stevens, Sheriff

Nov. 24, 1993 Upon praecipe of Stephen H. Hutzelman, Esq., for plaintiff, Complaint reissued filed.

Jan. 17, 1994 SHERIFF'S RETURN filed. NOT FOUND as to Defendant Merle E. Proper at address of RD 2, Sutton Road, Titusville, Pa., and 23012 Spring Creek Road, Titusville, Crawford County, Pa. Left several notes at both addresses with no response.
So answers, Robert M. Stevens, Sheriff

Feb. 16, 1994 Motion For Court Approval Of Alternate Service Of Process and Order, filed. ORDER: AND NOW, this 16 day of February, 1994, upon consideration of the foregoing Motion, the Plaintiff is hereby authorized to make service upon the Defendant by the followisng:

1. Placing a legal advertisement in the Crawford County Legal Journal summarizing the action.
2. Placing a legal advertisement in a newspaper of general circulation in Crawford County, Pennsylvania giving a summary of the actiion. Anthony J. Vardaro, J.

Feb. 18, 1994 copy to S. Hutzelman ~~& Dft~~.

Feb. 24, 1994 Upon praecipe of plaintiff Attorney, Complaint reissued filed.

Mar. 14, 1994 Upon praecipe of plaintiff Attorney, Complaint reissued filed.

And Now, May 3, 1994 upon praecipe of Plaintiff's attorney judgment is entered in favor of the Plaintiff and against the Defendant for failure to file an answer within the time prescribed by law and assess the defendant for damages in the amount of Seven thousand six hundred ninety-nine dollars and 79/100.
Entered 5-3-94
P - 225

Debt: $7,699.79
JUDGMENT
Barbara H. King, Pro.

Ex. 1994 - 31

MAY 13, 1994 Affidavit of Service filed. Stephen H. Hutzelman, being duly sworn, deposes and and says that he is the Attorney for the Plaintiff, FNB CONSUMER DISCOUNT COMPANY, in the above matter and that on the 12th day of May, 1994, he sent the original Transcript of Judgment and Notice of Judgment by first class, postage prepaid mail to: Merle E. Proper
23012 Springcreek Road
Titusville, PA 16354

Jan. 13, 1995 Sheriff's Return filed. Returned not served. No instructions or check.
So answers, Robert M. Stevens, Sheriff

September 28, 1998 THIS JUDGMENT SATISFIED (SEE PAPER FILED)

1993

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

1129.

JOHN C. NICKELSON

vs.

JOYCE NICKELSON

Filed November 5, 1993
@ 3:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro. Co. pd 12/7/94	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Dec.7, 1994 Affidavit of Service filed. And Now, November 30, 1994, comes David L. Hotchkiss, Esquire, who being duly sworn according to law,deposes and sets forth as follows:

1. That he is the Attorney for John C.Nickelson,Plaintiff in the above-captioned matter.

2. That on information furnished to him by the Plaintiff, he caused a certified copy of the Complaint in Divorce tobe forwarded by Certified Mail No. P401 441 653, postmarked November 5, 1993, to the last known address of the Defendant,Joyce E.Nickelson, at C/O General Delivery, Quartzsite, Arizona 85345.

3. That the Defendant,Joyce E.Nickelson, on November 12, 1993, 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.

November 30,. 1994 David L.Hotchkiss, Esquire

Dec. 7, 1994 Affidavit of Consesnt by Joyce Nickelson, Defendant, filed.

Dec.7, 1994 Affidavit of Consent by John C.Nickelson,Plaintiff, filed.

Dec. 7, 1994 UponPraecipe of David L.Hostchkiss, Esquire, Attorneys for Plaintiff to transmit record, Case moved to Court.

Dec. 15, 1994 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and this returning the record to the Prothonotary. A final decree will not be entered at this time because:
Properly completed 3301(c) consents have not been filed of record. Pa. R.C.P. 1920.42.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J. Vardaro, J

Dec. 15, 1994 Copies dist. to Hotchkiss

Dec. 22, 1994 Affidavit ofConssent by John C. Nickelson, Plaintiff, filed.

Dec. 22, 1994 Affidavit of Consent by Joyce Nickelson, Defendant, filed.

Dec. 22, 1994 Upon Praecipe of David L.Hotchkiss, Esquire,Attorneys for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 5, 1995 And now, January 4, 1995, it is ordered and decreed that JOHN C. NICKELSON, Plaintiff, and JOYCE NICKELSON, Defendant, are divorced from the bonds of matrimony.

By the Court:
Anthony J. Vardaro, J.

1993

Thomas, Traux,
Spadafore & Walker
R. Charles Thomas

1130.

ALVA E. MASON

vs.

SILAS W. NELSON, CORA NELSON, his wife, HARRY S. NELSON and their respective heirs, personal representatives and assigns

Filed November 8, 1993
@ 9:08 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 1-19-94	9.00

COMPLAINT IN QUIET TITLE
1 copy atty.

Nov. 8, 1993 Affidavit filed. R. CHARLES THOMAS, Attorney for the Plaintiff in the above-captioned matter, being duly sworn according to law, deposes and says that diligent search has been made for the Defendants, Silas W. Nelson, Cora Nelson, Harry S. Neson and their respective heirs, personal representatives and assigns, inthe following manner;

1. All applicable records in the Crawford County Courthouse in Meadville, PA, incluing tax and voter registration records;
2. Contacting all of the Nelsons listed in the Meadville area phone book'
3. Contacting the operator in San Diego, CA in an attempt to locate Harry S. Nelson;

adn the whereabouts and/or identity and whereabouts of any of their heirs, personal representatives and assigns, is unknown to said Deponent.

R. Charles Thomas

Nov. 8, 1993 Motion For Leave To Serve Bu Publication and Order filed. AND NOW, November 8th, 1993, upon Motion of R. CHARLES THOMAS, Attroeny for Plaintiffs in the above-captioned matter, leave is hereby granted to serve SILAS W. NELSON, CORA NELSON and HARRY S. NELSON, and their respective heirs, personal representatives and assigns, Defendants in said action, by publication of a notice of the facts set frothin the Complaint in the Meadville Tribune, 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 form the last date of publication thereof.

BY THE COURT,
Gordon R. Miller, J

Nov. 10, 1993 Copy of order to Atty. Thomas

Dec. 13, 1993 Motion For Judgment and Final Decree, filed. AND NOW, this 13th day of December, 1993, upon presentation of the foregoing Motion and due consideration thereof it is hereby ordered and decreed that the Defendants, Silas W.l Nelson, Cora Nelson, Harry S. Nelson, and their respective heirs, personal representatives and assigns, are forever barred from asserting any right, title, lien, or interest inconsistent with the claim of the Plaintiff as set forth in the Complaitn in this case, or in any way attacking the title of the Plaintiff in said property; from issuing or continuing any action and taxing the same and from encumbering, mortgaging, or conveying the same or any part thereof, unless the Defendants, their heirs and assigns take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ordered and decreed that if no Petition to open this judgment or satisfy this decree is presented by the Defendants, their heirs and assigns within thirty (30) days from the after and entry of this decree same shall be final. If such action is not taken within said thirtyt (30) day period, the Prothonotary shall enter judgment.

PER CURIAN,
Gordon R. Miller, P.J.

Dec. 21, 1993 copy to R.C. Thomas

Jan. 19, 1994 Tnter Judgment in the above entitled case in favor of the Plaintiff and against the Defendants pursuant to final decree entered by the Court in this case on the 13 day of Dec., 1993.

Entered 1-19-94
N - 31, 81, 151

JUDGMENT
Barbara H. King, Pro.

1993

Robert F. Felton

1131.

JOSEPH W. CANCILLA, II

vs.

KIMBERLY S. CANCILLA

Filed November 8, 1993
@ 1:10 PM

Tax & entry paid 11-8-93 50.50
User's Fee paid 11-8-93 5.00
State paid 11-8-93 10.00
Pro. Co. pd 7/27/95 9.00

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

Nov. 24, 1993 Affidavit of Service filed. Robert J. Felton, Esquire, Attorney at Law, 144 West Spring Street, Titusville, pennsylvania, do hereby certify that, in my capacity as atatorney for the plaintiff in the above-captioned matter, served a certified copy of the Divorce Complaint in this matter on Friday, November 12, 1993, by sending defendant the same by certified mail no. P 380 584 986, return receipt requested. a complaint was mailed to the defendant on Wednesday, November 10, 1993, as reflected in the copy of the receipt for mailing and the return receipt attached hereto. Robert J. Felton

Jul. 26, 1995 Affidavit of consent by Kimberly S. Cancilla, Defendant, filed.

July 26, 1995 Affidavit of Consent by Joseph W.Cancilla, II, Plaintiff,filed.

Jul. 26, 1995 Upon Praecipe of Robert J. Felton, Esquire,Attorn for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Aug. 1, 1995 AND NOW, July 28, 1995, it is hereby ordered and decreed that JOSEPH W. CANCILLA, II, Plaintiff, and KIMBERLY S. CANCILLA, Defendant, are divorced from the bonds of matrimony.

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

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

1993

Jack L. Cherkin
Dominic D. Salvatori

1132.

Richard J. Mills &
Associates
Dale S.Douglas

JEAN A. MAGRINO

vs.

DONALD L. BARBOUR, JONES MOTOR COMPANY and RODNEY W. WEIDNER TRUCKING

Filed Nobember 8, 1993
@ 2:30 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	68.44
Pro Co pd 8/9/94	6.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff
1 copy atty.

Dec. 9, 1993 Complaint reinstated.

Jan. 7, 1994 Sheriff's Return: I deputize the Sheriff of Cumberland County, Pa. to serve the within Complaint, Requests & Interrogatories according to law. The defendants alleged address is 1408 Goodyear Road, Gardners, Pa. 17234.

Robert M. Stevens, Sheriff, Crawford Co.

SERVICE: SERVED the within Complaint, Interrogatories, & Request for Production of Documents at 2:00 P.M. upon Donald L. Barbour at 1408 Goodyear Road, Gardners, Pa. by handing to Judy Barbour, wife of Donald L. Barbour a true and correct copy thereof and made known to Judy Barbour the contents therein.

P. Thomas Kline, Sheriff, Cumberland, Co.

RETURN: I hereby deputize the Sheriff of Cumberland County, Pennsylvania to serve the within Complaint, Requests & Interrogatories according to law. The defendants alleged address is 4050 Carlisle Road, Gardners, Pa. 17234. Robert M. Stevens, Sheriff, Cr. Co.

SERVICE: SERVED the within Complaint, Interrogatories, & REquest for Production of documents at 2:10 p.m. upon Jones Motaor Company at 4050 Carlisle Road, Gardners, Pa. by handing to Rodney Weidner adult in charge a true and correct copy thereof and made known to Rodney Weidner the contents therein.

P. Thomas Kline, Sheriff, Cumberland Co

Jan.27, 1994 Appearance of Richard J. Mills & Associates by Dale S.Douglas,Esquire, Attorneys for Defendants, Donald L.Barbour, Jones Motor Company and Weidner Trucking, filed.

Feb. 10, 1994, Notice of Service of Interrogatories and Request for Production of Documents directed to plaintiff filed.

Feb. 24, 1994 Answer and New Matter, filed.

Mar. 28, 1994 Reply To Defendatns' New Matter filed.

Aug. 9, 1994 Upon praecipe of Plaintiff Attorney the above captioned matter is hereby marked settled and discontinued of record.

1993

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

1133.

AMERICAN FEDERAL SAVINGS AND LOAN ASSOCIATION, now by merger NORTHWEST SAVINGS ASSOCIATION

vs.

MARK B. ZIMMERMAN and DONNA M. ZIMMERMAN, his wife

Filed November 8, 1993
@ 2:47 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co pd 12-7-93	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Nov. 22, 1993 SHERIFF'S RETURN, filed. SERVED Mark B. Zimmerman personally on November 10, 1993 at 1:47 PM by handing a copy of the Complaint in Mortgage Foreclosure to him at his residence, RD 7, 1413 Leslie Road, Meadville, Crawford County, Pa.

SERVED Donna M. Zimmerman on November 10, 1993 at 1:48 PM by handing a copy of the Complaint in Mortgage Foreclosure to Mark Zimmerman, her Husband, at their residence, Rd 7, 1413 Leslie Road, Meadville, Crawford County, Pa.

So answrs, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Dec. 7, 1993, upon praecipe of plaintiff's attorney judgment is entered in favor of the plaintiff and against the defendants in the sum of Twenty Seven Thousand Twenty Eight and 51/100 with costs plus interest from October 31, 1993 at the rate of 10% for failure to file an answer.

Entered 12-7-93
Z - 42, 112

Debt: $27,028.51 with costs plus interest from October 31, 1993 at the rate of 10%

JUDGMENT
Barbara H. King, Pro.

1993

Swanson, Bevevino,
& Millin, PC
Timothy R. Bevevino

Melvyn S. Mantz &
Associates, PC
Melvyn S. Mantz

1134.

FIRST DEPOSIT NATIONAL BANK

vs.

FRED C. STEINMAN and
RHONDA S. STEINMAN

Filed November 8, 1993
@ 3:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co pd 12-30-93	9.00
Pro Co pd 8-10-95	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 22, 1993 SHERIFF'S RETURN, filed. SERVED Fred C. Steinman personally on November 10, 1993 at 2:02 PM by handing him a copy of the Complaint to him at the residence, 282 Cussewago Road, Meadville, Crawford County, Pa.

SERVED Rhonda S. Steinman on November 10, 1993 at 2:03 PM by handing a copy of the Complaint to Fred Steinman, her Husband, at their residence, 282 Cussewago Road, Meadville, Crawford County, Pa.

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

And Now, Dec. 30, 1993, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and the same is liquidated at the sum of Seven Thousand Three Hundred Fifty-three dollars and 35/100.

Entered 12-30-93 Debt: $7,353.35
S - 65, 145 JUDGMENT
Barbara H. King, Pro.

EX 1994 - 1

Jan. 21, 1994 Suggestion of Bankruptcy on behalf of Defendants, filed. (See paper filed at Ex. 1994 - 1.)

Aug 7, 1995 Upon praecipe of plaintiff attorney the above captioned matter is satisfied of record.

1993

Bernstein & Bernstein
Nicholas D. Krawec

1135.

MIRACLE FEEDS, INC.

vs.

TOM SANDERSON i/a/a/a/p/t/
a/d/b/a POVERTY KNOB FARMS,
a possible partnership

Filed November 8, 1993
@ 3:06 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	33.00
Pro Co. pd 1/12/94	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Nov. 24, 1993 Sheriff's Return filed. SERVED Tom Sanderson personally on Nov. 15, 1993 at 10:03 AM by handing a copy of the Complaint to him at his residence, RD # 2, Box 1026, Conneaut Lake, Crawford Co., Pa.

SERVED Poverty Knob Farms on Nov. 15, 1993 at 10:02 AM by handing a copy of the Complaint to Tom Sanderson, Owner, at RD # 2, Box 1026, Conneaut Lake, Crawford Co., Pa.

So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 12, 1994 , 1:58 PM, AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Amount claimed in Complaint	$13,711.00
Interest from 11/16/93 - 12/23/93 on $13,324.48	$ 83.28
TOTAL	$13,794.28

Debt $13,794.28
Judgment
Barbara H. King, Pro.

S-163, P-184
Judgment entered 1/12/94
1-13-94 Notice of judgment mailed defendants.

EX1996-10

1993

1136.

TONI HOWE

vs.

MICHAEL WRIGHT

Filed November 8, 1993
@ 3:29 PM

Tax & entry Pd 12-13-93 50.50
User's Fee Pd 12-13-93 5.00

Sheriff's Costs 25.00
Pro Co Pd 12-13-93 9.00

12-13-93 Received from Dept Sheriffs Costs 25.00
12-13-93 Pd Sheriff Ck#7954 25.00

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

ORDER:

And now, this 8th day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall move out. Possession of the residence is awarded to Plaintiff. Defendant shall not contact plantiff. Defendant shall not go within 100 yards of Plaintiff's house.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the November 15, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 9, 1993 Sheriff's Return filed. SERVED Michael Wright personally on November 8, 1993 at 3:43 PM by handing a copy of the Protection fromAbuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, crawford County, PA.

So answers,

Dale A. Collins, Chief Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 17, 1993 Motion to Amend or Modify a Protection From Abuse Order and ORDER, filed. AND NOW, this 17 day of November, 1993, upon receipt and review of the within motion to amend the Protection from Abuse Order of November 15, 1993, the amendment (s) and modification(s) set forth in said motion are hereby approved and made a Court Order.

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

Any paragraphs of the original Order assessing costs on either party shall remain in full force and effect without change or modification.

BY ORDER OF COURT
Anthony J.Vardaro, J.

11-17-93 Copy of Order to Plf., dft., Co. Control & Meadville City Police

Nov. 16, 1993 ORDER filed. AND NOW, November 15, 1993, this matter is before the Court on Plaintiff's Petition for Relief Under the Protection From Abuse Act.

The parties appear, but without counsel, and the defendant having been advised of his right to counsel, agrees to proceed without counsel. He admits the allegations of the Petition, and accordingly, the followisng Order is entered.

1. The defendant shall not assault, abuse, harass, or threaten the Plaintiff or any minor child named in the Petition.
2. The plaintiff shall remain in the residence at 560 1/2 North Street in Meadville, Pennsylvania, and the defendant shall not go to that residence. He is advised that even if he is invited to that residence, he should not go to that residence because any law enforcement officer's call will presume that he is in violation of this Order if he is at that aresidence during the terms of this Order.
3. If the parties reconcile or if the plaintiff for some reason wishes to have the defendant at the residence, they should seek a modification of this Order before the defendant does go to the plaintiff's residence.
4. The defendant's parents may go the plaintiff's residence on any day after 4:00 p.m. to obtain any remaining property belonging to the defendant.
5. The defendant may write letters to both the plaintiff and to the plaintiff's minor children, Tiffany and Amber Howe, so long as the contents are not harassing or threatening.
6. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
7. A copy of this Order shall be delivered to the Police Departments in the jurisdiction where the plaintiff resides, which is the Meadville City Police, and to County Control. Additionally, a copy of this Order shall be sent by regular mail by the Prothonotary to the plaintiff at 560 1/2 North Street in Meadville, Pennsylvania, and to the defendant at Route 98, RD 2, Lsot 2, Box 180, Edinboro, Pennsylvania.
8. The Defendant is reminded that this is an Order of Court, and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to six (6) months.
9. This Order shall remain in full force and effect through November 14, 1994.
10. The defendant shall pay court costs in the matter in the amount of $89.50 on or before November 30, 1993, to the Office of the Prothonotary of Crawford County on the First Floor of the Crawford County Courthouse.

Anthony J. Vardaro, J.

Nov. 18, 1993 copy to Plf. & Dft., Also MPD & Co Control

1993

Barbara J. Walton

1137.

ANDREW CLAYSON

vs.

KAREN CLAYSON

Filed November 9, 1993
@ 9:58 AM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l counts paid	30.00
State paid	10.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
2 copies atty.

Nov. 16, 1993 Affidavit of Service filed. A true and correct copy of the Complaint in Divorce filed in the above-captioned matter was served upon the Defendant, November 12, 1993, by certified mail, restricted delivery, pursuant to Pa. R.C.P. 412 on 11-15-93, as is evidenced by the United States Postal Service Return receipt (Certified No. P100655990) attached hereto as Exhibit A.

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

Date: 11-16-93 Barbara J. Walton

Mar. 12, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/16/93 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J

Mar. 12, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

1138.

CARLA A. BRADSHAW

vs.

DENNY L. BRADSHAW

Filed November 9, 1993
@ 10:10 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 6/5/96	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Feb. 7, 1995 Order filed. AND NOW, February 1, 1995, the Defendant appears in Motion Court with the attached document which although headed "Proposed Order" is really intended to be a request for counseling pursuant to the Divorce Code [23 Pa. C.S.A. Section 3302(b)]. The attorney for the Plaintiff appears in opposition to this motion.

The original complaint in this matter was filed on Nov. 9, 1993 and in tha tcomplaint the Plaintiff seeks a divorce based on the gounds that the marriage is irretrievably broken pursuant to Section 3301 of the Divorce Code.

Pursuant to 23 Pa. C.S.A. Section 3302(b), counseling should be requested and completed within 90 days followisng the commencement of the action. A request for counseling pursuant to this section after 90 days following the filing of the divorce will be denied in the absence of the likelihood of reconciliation. Moody v. Moody, 44 D.&C. 3d 113 (1986).

In this matter, from discussing this with the parties at Motion Court and from a review of the record, nothing has been done on the record since the filing of the complaint on Nov. 9, 1993 and there are no collateral matters to be resolved insofar as the Plaintiff apparently conveyed all of the property to teh Defendant. Additionally, there is a recent protection from abuse order in effect from Venango County.

All of this indicates to us that this marriage appears to be over and that there is not a likelihood of reconciliation and, accordingly, we deny the Defendant's request.

BY TEH COURT:
Anthony J. Vardaro, J.
Feb. 7, 1995 copies dist to Dft. and Faxed to Thomas

Oct. 31, 1995, Affidavit Under Section 3301(d) of the Divorce Code filed.

Feb. 5, 1996 Defendant's Counteraffidavit under Section 3301(d) of Divorce Code filed.

Feb 9, 1996 Affidavit of Service, filed. Michael Pender, Constable, being duly sworn according to law, deposes and says that he served a certified copy of Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code with attached "Defendant's Counter-Affidavit" upon the Defendant, Denny L. Bradshaw, at 966 South Main St., Meadville on the 31 day of January, 1996. @ 1615 Hrs.

Feb. 26, 1996 Motion to Set Hearing Pursuant to Section 3301 (d) of the Divorce Code and ORDER filed. ORDER. AND NOW, this 26 day of February, 1996,upon presentation and consideration of the within Motion, a hearing on this matter is set for the 27th day of March, 1996 at 9:45 o'clock A.M. in court Room No.1 or 2 of the Crawford County Court House, Meadville,Pennsylvania.

A copy of this Motion and Order shall be sent to the Defendant at his last known address at R.D.#1, Cochranton,Pennsylvania 16314 by regular mail and Certified Mail. In the event the Defendant refuses to accept notice of this hearing by Certified Mail then this Court will assume that the notice sent to the Defendant by regular mail was received and that the Defendant was aware of the scheduled hearing.

BY THE COURT,
Gordon R.Miller, J.

2-26-96 Faxed Thomas, 2-29-96 mailed Deft.

Apr. 1,1996 ORDER filed. AND NOW,March 27, 1996, itis ORDERED, ADJUDGED and DECREED that the Plaintiff's Request for a Motion in Divorce be granted and is hereby allowed.

BY THE COURT,
George Levin, Senior Judge

4-1-96 Copies dist.to Thomas & to Deft. (by Cert. Mail)

Apr. 2, 1996 Affidavit of Service. Barbara H. King, Prothonotary, being duly sworn according to law, deposes and says that she mailed to the defendant, Denny L.Bradshaw at 966 South Main Street,Meadville, PA 16335, a copy of Judge George Levin's Order of March 27, 1996 concerning Plaintiff's Request for a Motion in Divorce by Certified Mail (Z 439 574 210), Return Receipt Requested. Said Certified Mail was sent on April 2, 1996.

Barbara H. King,Prothonotary

April 16, 1996 Affidavit of Service of Complaint in Divorce filed. R. Charles Thomas, Esq., being duly sworn according to law, deposes and says that on Nov. 12th, 1993, 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, Denny L. Bradshaw, at Defendant's last known address of RD # 1, Cochraonton, PA 16314, by Certified Mail No. P 100 620 609, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as 11/15/93.

R. Charles Thomas, Esq.

April 17, 1996 Affidavit on behalf of Plaintiff, filed.

DIVORCE DECREE FILED

April 23, 1996 AND NOW, April 22, 1996, it is ordered and decreed that CARLA A. BRADSHAW, plaintiff, and DENNY L. BRADSHAW, defendant, are divorced from the bonds of matrimony.

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

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

May 29, 1996 Notice of Election To Retake Maiden Name filed. Carla A. Bradshaw TO BE KNOWN AS Carla A. Longwell

1993

pro se
Watts & Pepicelli
Christopher D. Ferry

1139.

BRYAN VINCENT KEHOE

vs.

DEBRA LYNN KEHOE

Filed November 9, 1993
@ 10:29 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co.pd 4/15/94	9.00
Pro.Co. Pd 11/17/94	$9.00

COMPLAINT IN DIVORCE
1 copy Pltf.

Nov. 30, 1993 Waiver, Acceptance of Service and Entry of General Appearance filed. Comes now the Defendant, Debra Lynn Kehoe, who is the Defendant in the above cpationed cause of action, who acknowledges receipt of a copy of the NOTICE TO DEFEND AND CLAIM RIGHTS and the Complaint in Divorce and cause of action and admits the allegations in said Complaint in Divorce, and consents to a final Decree in this matter without further notice to the Defendant and waives all notice of disposition of this case. The Defendant hereby acknowledges that she has been advised of her right to counsel in this matter an dknowingly and intelligently waives the same. Further more, Defendant hereby accepts and agrees with all the provisions and arrangements requested in the complaint in the above-captioned cause.
Debra L. Kehoe

Apr. 15, 1994 Affidavit of Consent by Bryan V.Kehoe, Plaintiff, filed.

Apr.15, 1994 Affidavit of Consent by Debra L. Kehoe, Defendant, filed.

Apr. 15,1994 Upon Praecipe of Bryan Vincent Kohoe, Plaintiff, to transmit record, Case moved to Court.

Apr. 22, 1994 Order, filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
____ Other: The Plaintiff's affidavit of consent was not filed within 30 days of the date it was executed. Pa. R.C.P. 1920.42(b)(2). BY THE COURT:
Date: April 21, 1994 Anthony J. Vardaro, J.
Apr. 27,1994 copy to Plf. & Dft.

Oct. 26. 1994 Appearance of Watts & Pepicelli by Christopher D. Ferry for Plaintiff filed.

Nov. 17, 1994 Affidavit of Consent by Bryan Vincent Kehoe, Plaintiff,filed.

Nov.17, 1994 Affidavit of Consent by Debra Lynn Kehoe, Defendant, filed.

Nov. 17, 1994 Upon Praecipe of Christopher D.Ferry, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

Nov. 29, 1994 AND NOW, November 29, 1994, it is hereby ordered and decreed that BRYAN VINCENT KEHOE, Plaintiff, and DEBRA LYNN KEHOE, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
BY THE COURT:
Anthony J. Vardaro, J.

240

1993

Robert J. Felton

1140.

Tamera Rothschild

VINCENT L. CROSE

vs.

REGINA LEE CROSE

Filed November 10, 1993
@ 10:40 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co. pd 3/23/94	9.00

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

Nov. 24, 1993 Affidavit of Service filed. I, Robert J. Felton Esquire, Attorney at Law, 144 West Spring Street, Titusville, pennsylvania, do hereby certify that, in my capacity as attorney for the plaintiff in the above-captioned matter, served a certified copy of the Divorce Complaint in this matter on Wednesday, November 17, 1993, by sending defendant the same by certified mail no. P 380 584 984, return receipt requested. A complaint was mailed to the defendant on Friday, November 12, 1993, as reflected in the copy of the receipt for mailing and the return receipt attached hereto.

Robert J. Felton

Mar. 17, 1994 Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

Mar. 23, 1994 Upon Praecipe of Robert J. Felton,Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 29, 1994 AND NOW, March 25, 1994, it is ordered and decreed that VINCENT L. CROSE, plaintiff, and REGINA LEE CROSE, defendant, are divorced from the bonds of matrimony.

The Corut 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.

1993

John E. Cooper	ROBERT E. MCELHANEY	WRIT OF SUMMONS Issued Atty.
1141.	vs.	
	GARY MONTGOMERY and CONNEAUT LAKE PARK	
	Filed November 10, 1993 @ 1:24 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

242

1993

Lee, Martin, Green, & Reiter, Inc.
William T. Fleming

1142.

Lee, Martin, Green,
& Reiter, Inc.
William T. Fleming

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

vs.

SCOTT A. ANTHONY

Filed November 10, 1993
@ 11:42 AM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

Nov. 10, 1993 ORDER filed. AND NOW, this 16th day of November, 1993,upon consideration of the within Petition for Appeal from Suspension of Operating Privileges and on motion by Petitioner named above, t he 28th day of January, 1994 at 10:00 a.m. in courtroom no. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania, is hereby fixed as the time and place for hering of the within Petition.

Written notice no later than thirty (30) days prior to the hearing shall be given to the Director of the Bureau of Driver Licensing, Department of Transportation, of the time and place of the hearing.

Supersedeas of the suspension of the operating privileges of Petitioner, as set forth in the Official Notice of the Director of theBureau of Driver Licensing, Department of Transportation, mail date November 1, 1993, is hereby granted.

Gordon R. Miller, J.

11-19-93 Copy of Order to Atty. Flemings and Deft.

Nov. 22, 1993, Affidavit of Service filed. I, William T. Fleming, Esq. atty. for Petitioner do swear according to law, that I have made service ofthe Petition for Appeal from Suspension of Operating Privileges upon the plff. Com. of Pa. dept. of Trans., by cert. mail, ret. rec. req. Service was accomplished on 11/12/93.

Attached hereto as evidence of said service is a signed receipt.

William T. Fleming esq.

Dec. 23, 1993 Motion to Continue and Order, filed. AND NOW, this 22 day of December, 1993, upon consideration of the within Motion to Continue, argument is set for the 11th day of March, 1994 at 2:15 o'clock p.m. in courtroom no. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Anthony J. Vardaro, J.

Jan. 6, 1994 copy to W. Kuhar & W. Fleming

Mar.7, 1994 Stipulation and ORDER OF COURT, filed. AND NOW, to-wit: this 4th day of March, 1994, upon agreement of the parties, the appealed Department order of November 1, 1993 that provided for a 45-day suspension of the defendant's operating privilege pursuant to 75Pa.C.S. §1538 (c) and 75 Pa.C.S. §1538(d) shall be modified to provide instead for only a 30-day suspension of the defendant's operating privilege pursuant to 75 Pa.C.s. §1538 (c), and, as so modified, is affirmed. Moreover, the Department shall correct its records to reflect the fact that the defndant was convicted of travelling 70 m.p.h. ina 55 m.p.h.zone on June 4, 1993, in violation of 75 Pa.C.S. §3362, and reduce the number of points thatit assigned to the defendant's driving record for that June 4, 1993 speeding violation from five points to three points.

BY THE COURT:
Gordon R. Miller, J.

3-9-94 Copy of Order to Attys. Kuhar & Fleming

1993

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

Emil M. Spadafore, Jr.

~~Gregory Keenan~~
withdrawn.

1143.

JOHN R. SNEDEKER

vs.

DEDRA L. SNEDEKER

Filed November 10, 1993
@ 3:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 3-15-96	9.00

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

Feb. 25, 1994 Affidavit of Service of Complaint in Divorce filed. Gregory A. Keenan, Esquire, being duly sworn according to law, deposes and says that on November 11, 1993, he sent a true and correct copy of a Complaint In Divorce, properly endorsed with the Notice To Defen, filed in the above action, to the Defendant, Dedra L. Snedeker, at Defendant's last known address of 598 Lord Street, Meadville, PA 16335, by Certified Mail No. P 063 588 796 postage prepaid, return receipt requested, restricted delivery and that attached hereto is a duly executed return receipt card showing date of delivery as nOvember 12, 1993.
Gregory A. Keenan

Oct. 13, 1995, Motion to Withdraw appearance and order filed.
ORDER: AND NOW, THIS 13 dayof Oct. 1995 upon consideration of plaintiff counsel's Motion to Withdraw his representation, and upon finding that the granting granting of said motion will not unreasonable delay any stage of the proceeding and that the plff. has received the requisite notice of the presentationf Motion, said Motion is hereby granted and Gregory A. Keenan Esq. is hereby gratne leave to withdraw his appearance from this case
BY THE COURT
10/19/95 Anthony J. Vardaro J.
copy to Gregory Keenan, Esq.

Oct. 23, 1995, Appearance of Christopher J. Youngs, of Pepicelli, YOungs and Youngs PC attorneys for plaintiff filed.

Oct. 23, 1995, Affidavit of consent of plaintiff filed.

Feb. 20, 1996 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Mar 14,1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Mar. 21, 1996 Divorce Decree filed.

AND NOW, March 20, 1996, it is hereby ordered and decreed that John R. Snedeker, Plaintiff and Dedra L. Snedeker, Defendant, are divorced form the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
BY THE COURT:
Anthony J. Vardaro, J

AS OF MAY 8, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

244

1993

Mason and Mason
Joan D. Mason

1144.

ROBERT MICHAEL ROGERS

vs.

ROBIN LYNNE ROGERS

Filed November 10, 1993
@ 3:32 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co paid 6-24-94	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Dec. 8, 1993 Motion to correct date of marriage on divorce complaint, filed. And now, December 20, 1993 above mtoion granted.
Anthony J. Vardaro, J

Dec. 20, 1993 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 November 15, 1993, mail to the above Defendant, Robin Lynn Rogers, by certified mail #P 425 665 291, return rreceipt requested deliver to addressee only, a complaint in the above divorce action. Said notice was received by Robin Lynn Rogers on November 17, 1993, as indicated by the return receipt card which was returned to the office of the Planitiff's attorney and is attached hereto.
Joan D. Mason

June 21, 1994 Affidavit of Consent of Plaintiff, filed.

June 21, 1994 Affidavit of Consent of Plaintiff, filed.

June 21, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 29, 1994 AND NOW, June 28, 1994, it is ordered and decreed that ROBERT MICHAEL ROGERS, plaintiff, and ROBIN LYNNE ROGERS, 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 nto yet been entered and which has not been withdrawn by the party making the claim.

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

1993

Mason & Mason
Joan D. Mason

1145.

EDMUND JAMES DEAN

vs.

CHRISTINE DENISE DEAN

Filed November 10, 1993
@ 3:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro paid 5/11/94	9.00

COMPLAINT IN DIVORCE
2 copies Atty.

Dec. 14, 1993 Affidavit of Service filed. I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, despose and say that I did on November 15, 1993 mail to the above Defendant, Christine Denise Dean, by certified mail #P 425 665 292, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Christine Denise Dean on November 17, 1993, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Dec. 14, 1993 Joan D. Mason, ESquire

Apr. 22, 1994 Affidavit of Consent by Christine Denise Dean, Defendant, filed.

May 11, 1994, Affidavit of Consent of plaintiff filed.

May 11, 1994, Affidavit of Consent of defendant filed.

May 11, 1994, Upon praecipe of plaintiff attorney, for review, this case moved to court.

DIVORCE DECREE FILED

May 17, 1994 AND NOW, May 16, 1994, it is ordered and decreed that EDMUND JAMES DEAN, plaintiff, and CHRISTINE DENISE DEAN, 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.

246

1993

Barbara J. Walton

1146.

REBECCA SCHRECKENGOST

vs.

WILLIAM SCHRECKENGOST

Filed November 10, 1993
@ 3:42 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 10-5-95	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Jan. 7, 1994 Karen S. Johnson, 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 on William Schreckengost personally by handing to him a true and correct copy hereof and informing him of its contents at Room 334, Masonic Building, Meadville, Pennsylvlania, on January 5, 1994 at 11:00 a.m.

Deponent further avers that at the time of said service the said William Schreckengost identifed himself to deponent.

Feb. 23, 1994 Affidavit of Consent of Plaintiff, filed.

Mar. 1, 1994, Affidavit of Consent of defendant filed.

Sep 28, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Oct. 11, 1995, ORDER filed. And Now, this div. amtter has been referred to court for review and decree. A final decree will not be entered at this time because:

The defendant was not served with process within 30 days after the date of the filing of the complaint or reinstated complaint. Pa. R.C.P. 401(a); Lauterbach vs. Lauterbach, 202 Pa. Super. 260, 195 A.2d 1 9 (1963); Fox vs. Thompson, 327 Pa. Super. 39, 546 A2d 1146 (1988).

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

by the court,
Anthony J. Vardaro, J.

11/10/95 dist.to Walton.

Oct. 30, 1995, Complaint Reinstated.

Nov 9, 1995 Affidavit of Consent of Plaintiff, filed.

Nov. 14, 1995 Affidavit of Service filed. And Now, November 13, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Reinstated Complaint for Divorce and the Plaintiff's Affidavit of Consent to Divorce under Section 3301 (d) was mailed to the Defendant via Certified Mail, return receipt on November 9, 1995.

2. That the Defendant signed the return card on November 10, 1995, and in accordance with Pa.R.C.P.412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908198) attached hereto as Exhibit "A".

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

Barbara J. Walton, Esquire
Attorney for Plaintiff

Dec. 11, 1995 Affidavit of Service filed.

And Now, December 11, 1995, comes Carole Walker,secretary to Barbara J.Walton, and avers as follows:

1. A true and correct copy of the Notice of Intention to Request Entry of Divorce and Counter-Affidavit was mailed to the Defendant via Certified Mail, return receipt on December 5, 1995.

2. That the Defendant signed the return card on December 9, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908177) attached hereto as Exhibit "A".

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

Carole Walker, Secretary to Barbara J. Walton, Esq.

Jan. 4, 1996 Upon Amended Praecipe of Barbara J. Walton, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

Jan. 11, 1996 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

1. x The Defendant was not served with process within 30 days after the date of the filing of the complaint or reinstated complaint. Pa.R.C.P. 401 (a); Lauterbach v. Lauterbach, 202 Pa. Super. 260, 195 A.2d 159 (1963); Fox v. Thompson, 327 Pa. Super. 39, 546 A.2d 1146 (1988).

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

BY THE COURT:
Anthony J.Vardaro, J.

1-11-96 Faxed Walton

DIVORCE DECREE FILED

Jan. 15, 1996 AND NOW, this 12 day of January, 1996, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that REBECCA SCHRECKENGOST, Plaintiff, and WILLIAM SCHRECKENGOST, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

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

1147.

M. Kathryn Karn

MOTORISTS INSURANCE COMPANIES

vs.

MICHELLE S. EMIG, a/k/a MICHELLE S. LANCE

Filed November 10, 1993
@ 3:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co. pd 11/7/94	30.00
User's Fee pd 11/7/94	5.00
ProPd 10/19/95 RJ.	6.00

Non Jury Trial

✓COMPLAINT FOR DECLARATORY JUDGMENT.
2 copies atty.

✓Nov. 16, 1993 Acceptance of Service filed. I accept service of the Complaint for Declaratory Judgment on behalf of the Defendant, Michelle S. Emig a/k/a Michelle S. Lance, and certify that I am authorized to do so.
M. Kathryn Karn

✓Jan. 3, 1994 Notice Of Intent To Complete Discovery filed.

✓ Jan. 3, 1994 Answer and Counterclaim For Declaratory Judgment

✓Jan. 25, 1994 Reply ans Answer To Counterclaim filed.

✓ Feb. 1, 1994 Acceptance of Service of Answer and Counterclaim for Declaratory Judgment filed.

✓Mar. 31, 1994 Certificates of Readiness for Placement on Civil Trial List filed.

✓Jul. 6, 1994 ORDER filed. AND NOW, this 5th of July, 1994, non-jury trials are hereby scheduled in the following cases on the dates and at the times set forth below:

#on June, 1994 Civil Trial List	(Abbrvd.) & Docket Number	Non-JUry Trial Date andTime; Courtroom
#17	Motorists Insurance Companies vs. Michelle S. Emig, a/k/a Michelle S. Lance A.D. 1993 - 1147	August 10, 1994 (1/2 day) 9:15 A.M. #1, 2, or 3

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

7-6-94 Copies dist. to all counsel.

✓Aug. 5, 1994 Notice To Attend on behalf of defendant, filed.

✓Aug. 15, 1994 ORDER filed. AND NOW, August 10, 1994, at the close of the nonjury trial both counsel have agreed to waive oral argument and they desire to present a written brief or a written memorandum to the Court for the Court to consider before the Court makes a decision. Therefore, it is ORDERED as follows:
Counsel shall submit written briefs or written memorandums to the Court no later than 4:30 o'clock p.m. on Monday, August 22, 1994. They shall also serve copies on each other. The Court will then make a decision in this case within seven (7) days thereafter as the case will then be ripe for decision on August 22, 1994.
BY ORDER OF THE COURT,
Gordon R. Miller, P. J.

8-15-94 Copies dist. Millin & Karn

✓Oct. 14, 1994 Memorandum, Findings and Decision filed. AND NOW, this 14th day of October, 1994, the Court declares, based upon the reasons set forthin the attached memorandu, that the applicable uninsured and underinsured motorist coverage owed by the plaintiff to the defendant with respect to an automobile accident that occurred on February 6, 1991 is $50,000 per person and $100,00 per accident.
BY THE COURT
Gordon R. Miller, P.J.

Oct. 14, 1994 copies dist. to Millin & Karn

✓Oct. 14, 1994 Exhibits filed.

✓Nov. 7, 1994 Notice of Appeal filed.

✓Nov. 7, 1994 Order for Transcript filed.

✓Nov. 17, 1994, Notice of Appeal Docketing at Superior Court of Pa. - docket #01970PGH94 filed.

✓Dec.1, 1994 Transcript of Proceedings Taken at NonJury Trial, filed.

Sept. 7, 1995, Original Record, 1 transcript - Superior Court Judgment order and Opinion, Certificate of Contents of Remanded Record and Notice of Remand, filed.

Sept. 7, 1995, JUDGMENT from the Superior Court of Pa. Pgh. District filed. ON CONSIDERATION WHEREOF it is now here ordered and adjudged bythis court that the judgment of the court of Common Pleas of Crawford County be, and the same is hereby AFFIRMED.
Dated: July 27, 1995
BY THE COURT:
Judges Kelly, Ford Elliott and Brosky

Oct.12, 1995, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1993

Thomas Dana Watson

1148.

SHAWN P. SULLIVAN

vs.

ROBIN LYNN SULLIVAN

Filed November 12, 1993
@ 9:45 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co.pd 7/26/94	9.00
Pro Co pd 4/6/95	15.00
state pd. 4/6/95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Jul. 26, 1994 Affidavit of Consent by Robin Lynn Sullivan, Defendant, filed.

Jul. 26, 1994 Affidavit of Consent by Shawn P. Sullivan, Plaintiff, filed.

Jul. 26, 1994 Acceptance of Service filed. I Accept service of theComplaint in Divorce.
Date: Nov. 24, 1994 Robin L. Sullivan

Jul. 26, 1994Affidavit ofService filed. Shawn P. Sullivan, being sworn according to law, deposes and says that he is the above-captioned matter; that he is familiar with the signature of the Defendant; and that the signature on the return receipt attached hereto as Exhibit "A" is the signature of the Defendant.
July 8, 1994 Shawn P. Sullivan, Plaintiff

Jul. 26, 1994 Affidavit of Service by Mail Pursuant to Pa. R.Civ. P. 1920.4 filed. Thomas Dana Watson, Esquire, being duly sworn according to law, deposes and says that he mailed a copy of the Complaint in Divorce filed in this matter by certified/registered mail, return receipt requested, restricted delivery, addressee only, to the Defendant at 360B Delaware Road, Fredonia, Mercer County, Pennsylvania, on November 22, 1993. The return receipt signed by the Defendant is evidence of delivery to her and is attached hereto as Exhibit "A".
July 26, 1994 Thomas Dana Watson, Esquire

July 26, 1994 Upon Praecipe of Thomas Dana Watson,ESquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Aug. 3, 1994 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

__x__ The parties are asking that an agreement be incorporated into the decree yet:

__x__ The agreement disposes of economic or other issues not raised by the pleadings or petition. The Court does not have jurisdiction over matters not properly raised in the proceedings to date. 23 Pa.C.S.A. 3104(a), 3323 (a); Pa. R.C,P. 1920.11, 1920.13.

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

BY ORDER OF COURT
Gordon R. Miller, J.

8-3-94 Faxed to Atty,. Watson

Apr. 3, 1995, Amended Complaint in Divorce filed. (request for equitable distribution)

May 4, 1995 Affidavit of Service by Mail Pursuant to Pa. R.CIV.P. 1920.4, filed. Thomas Dana Watson, Esquire, being duly sworn according law,deposes and says that he mailed a copy of the Amended Complaint in Divorce filed in this matter by certified/registered mail, return receipt requested,addressee only, to the Defendant at 360B Delaware Road, Fredonia, Pennsylvania 16124 on April 4, 1995. The return receipt signed by the Defendant is evidence of delivery to her and is attached hereto as an Exhibit.
April 13, 1995 Thomas Dana Watson, Esq.

May 4, 1995 Notice of Intention to File a Praecipe for Final Decree and Proposed Form of Decree, filed.

May 4, 1995 Acceptance of Service of Amended Complaint in Divorce filed. I Accept Service of the Amended Complaint in Divorce.
Date: 4-12-95 Robin Lynn Sullivan (Defendant)

May 4, 1995 Affidavit of Consent by Robin Lynn Sullivan, Defendant, filed.

May 4, 1995 Upon Praecipe of Thomas Dana Watson, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 9, 1995 AND NOW, this 9th day of May, 1995, the Court by virtue to the authority vested in it by law, HEREBY ORDERS, ADJUDGES AND DECREES that SHAWN SULLIVAN and ROBIN LYNN SULLIVAN are hereby Divorced from the bonds of matrimony, and the said parties shall be at liberty to marry again.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain marriage and property Settlement Agreement between the parties dated Oct. 26, 1993, and attached hereto, are hereby incorporated in this Decree and Order by reference as fully as though the same were set forth herein at length. Said Agreement shall not merge with, but shall survive this Decree and Order and shall be enforceable by the Court.

By the Court,
Gordon R. Miller, Judge

1993

Culbertson, Weiss,
Schetroma & Schug, PC
Alan R. Shaddinger

1149.

CONNEAUT LAKE JOINT
MUNICIPAL AUTHORITY

vs.

MUNICIPAL AUTHORITY OF THE
BOROUGH OF CONNEAUT LAKE

Filed November 12, 1993
@ 10:42 AM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
2 copies atty.

Nov.15, 1993 Acceptance of Service, filed. I accept service of the Petition to Compel Arbitration on behalf of the Repondent, Municipal Authority of the Borough of Conneaut Lake, and certify that I am authorized to do so. Douglas W. Ferguson
Dated: Nov. 12, 1993

1993

Bruce L. Smith

1150.

J. RICHARD OLIVER

vs.

SHIRLEY J. OLIVER

Filed November 12, 1993
@ 11:13 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co.pd 2/24/94	9.00
Pro.Co.pd 4/21/94	5.00

COMPLAINT IN DIVORCE
1 copy aaty.

Jan. 11, 1994 ACCEPTANCE OF SERVICE, filed. AND NOW, this 27th day of November, 1993, I hereby accept service of a copy of the Complaint in Divorce filed in the aboe-captioned matter as Defendant in the case thereof. Shirley J. Oliver

Feb. 24, 1994 Affidavit of Consent by J. Richard Oliver, Plaintiff, filed.

Feb. 24, 1994 Affidavit of Consent by Shirley J. Oliver, Defendant, filed.

Feb. 24, 1994 Upon Praecipe of Bruce L. Smith, Esquire, Attorney for Plaintiff, to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

March 2, 1994 AND NOW, March 1, 1994, it is ordered and decreed that J. RICHARD OLIVER, plaintiff, and SHIRLEY J. OLIVER, 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.

Gordon R. Miller, P.J.

Apr. 21, 1994 Notice of Intention to Resume Prior Name of Shirley J. Oliver to be known as SHIRLEY J. McGUIRE,filed.

1993

1151.

LINDA LEE HANNOLD

vs.

CHRISTOPHER SCOTT DRUSKO

Filed November 12, 1993
@ 1:42 PM

Indigent Filing
Bruce L. Smith Mediator 108.13

CUSTODY COMPLAINT
1 copy Sheriff; 1 copy mediator

Order:

You, Christopher Scott Drusko, have been sued in Court to obtain custody of Elizabeth Lee Marie Drusko.

You are ORDERED to appear in person at such time and place as will be dtermined by the Mediator Bruce Smith, 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 theCourt may issue a warrant for your arrest.

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

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 11/12/93

Anthony J. Vardaro, J

Nov. 12, 1993 Petition To Proceed In Forma Pauperis Pursaunt to Pa. R.C.P. 240 filed.

Nov. 12, 1993 Order filed. AND NOW, this 10 day of March, 1993, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct ocpy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxes as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 14, 1993 SHERIFF'S RETURN, field. SERVED Christopher Scott Drusko personally on December 8, 1993 at 1:45 PM by handing hima copy of the Notice and Order to Appear at Drusko Precision and Collision, 220 South Monroe Street, Titusville, Crawford County, Pa.

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

Dec. 15, 1993 TEMPORARY ORDER OF COURT, filed. AND NOW, this 14 day of December, 1993, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Elizabeth Lee Marie Drusko, not yet one year old, born March 3, 1993, the parties to this action, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and religious upbringing of the child, as well as to any elective surgery.

2. Primary physical custody of the child shall remain with the natural mother, Linda Lee Hannold. Regular visitation and temporary custody of the child shall be granted to the defendant father, Christopher Scott Drusko. Physical custody for the defendant father shall be as follows:

a. The child shall be available to visit with the father on the first, second, and fourth weekends of each month, beginning immediately. These weekends shall begin at 6:00 p.m., prevailing time, on Friday and end at 3:00 p.m., prevailinga time, on Sunday.

b. Beginning in the summer of 1994, the father shall have the opportunity to take the child into his temporary physical custody during the first full week of July and August.

c. Holiday visitation shall take priority over other scheduled visitation. The parties are encouraged to agaree as to holiday visitation; however, in the event that they cannot, the child shall spend Mother's Day and Father's Day with the father from 8:00 a.m. through 8:00 p.m., prevailing tiem. The holidays of Easter, 4th of July, Thanksgiving, and the child's birthday shall be shared by the parents. The shared holidays mentioned above shall provide that the child be with the mother until 2:00 p.m., prevailing tiem, and be availabale to the father from 2:00 to 8:00 p.m., prevailing time. If the child is already with the father because of week end visitation, he may keep the child until 2:00 p.m., prevailing time, and deliver the child to the mother, at which time she will either keep the child as part of her regular custody or keep the child until 8:00 p.m., prevailing atime. With regard to Christmas Day each year, the child shall be available to be with the father from 10:00 a.m., prevailing time, until 12:00 noon, prevailing time, on December 26, at which time he shall return the child to the mother.

d. The father shall pick up and return the child to the mother's residence. Anytime the father is more than one hour late for a scheduled transfer of custody, that transfer and the resulting partial custody shall be considered waived until the next day at 10:00 a.m., prevailing time, if it is a weekend visitation. Otherwise, holiday visitation will be lost. This provision shall not apply if satisfactory arangements have been previously made with the mother.

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.

4. 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.

5. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agaree to alternative arrangements to acommodate their and/or the child's schedules, they may adjust the physical custody arrangements accordingly and are encouraged

CONTINUED ON PAGE 504

1152.

MELISSA DAWN MAILLIARD

vs.

CARL LLOYD MAILLIARD

Filed November 12, 1993
@ 1:48 PM

Tax & entry pd 11-17-93	50.50
User's Fee pd 11-17-93	5.00
Sheriff's Costs pd	25.00
Pro Co pd 11-17-93	9.00

11-18-93 Received from Asst Sheriff's Cost 25.00
11-19-93 Pd Sheriff 25.00
ck# 7914

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

ORDER:

And now, this 12th day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant sahll not contact Plaintiff in any way. Defendant shall not go to Plaintiff's house. He shall not be within 100 yards of her house.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the November 17, 1993 , at3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 16, 1993 Sheriff's Return filed. SERVED Carl Lloyd Mailliard personally on November 12, 1993 at 4:30 PM by handing him a copy of the Protection from Abuse in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 19, 1993, Order filed. ANDNOW, Nov. 17, 1993 at the time set for hearing in this matter, the plaintiff appeared with counsel. The defendant appeared without counsel and the parties agreed to a settlement. The court advised the dft. as to the nature of these proceedings and the dft. understood them. He agreed to the following Order, but he does not admit that he engaged in the conduct alleged it the Petition, and it is, therefore, ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children named inthe Petition.
2. the defendant shall not go to the plaintiff's residence or her place of work. IN fact, he shall not be within 100 yards of her place of residence or place of work.
3. There apparently is a Custody Order entered at another proceeding. That Order is mMODIFIED to the extent that transportation of Carl C. Malliard to and from visitations with the defendant shall be provided entirely by the plff, who shall deleiver the child at the appointed time to the defendant's father's home and who shall return to pick up the child at the appointed time.
4. this order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.
5. A copy of this order shall be delivered by the Prothonotary to the Vernon Twp. Police Dept. and to countycontrol.
6. This Order shall remian in full force and effect unless modified or terminated, for one year (1) fromthis date; that is, until Nov. 16, 1994.
7. The defendant shall pay the record court costs in the amount of $89.50 forthwith.
8. The defendant is reminded that his is an order of court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to six (6) months.

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

Nov. 19, 1993, copies dist. to sullivan, CountyControl and VTPD.
Nov. 30, 1993, copy mailed to defendant.

1993

Barbara J. Walton

1153.

Edward J. Hatheway

KIMBERLEE MILLER

vs.

J. MARK MILLER

Filed November 12, 1993
@ 2:13 PM

Indigent Filing

William Pineo, Mediator
Tax & Entry Pd 11-30-94 65.00
Atty Fee Pd 11-30-94 10.00
State Reed 11-30-94 10.00
Prothy Pd 11-30-94 9.00
John Spataro, mediator

12-29-93 Recd from Dept 200.00 med dep.
6-15-98 Pd Co-med 25.00
6-12-98 Pd Dept 175.00

COMPLAINT IN DIVORCE, CUSTODY
2 copies atty.

Nov. 12, 1993 Petition To Proceed In Forma Pauperis filed.

Nove. 12, 1993 Affidavit of Attorney filed.

Nov. 12, 1993 Affidavit in Support of Petition To Proceed In Forma Pauperis and Order filed. AND NOW, November 12, 1993, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. Furthermore it appears that the defendant may be capable of paying costs. Plaintiff shall file a petition seeking costs from the defendant.

BY THE COURT:
Gordon R. Miller, J

Nov. 18, 1993 Motion to Appoint Mediator and ORDER filed. AND NOW, November ____, 1993 upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached t hereto, all being pursuant to Pa.R.C.P.240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance thjat would permit him/her to pay the costs incurred in this action and shall be responsbile for doing so upon an improvement of financial condition.Furthermore it appears that the defendant maybe capable of paying costs. Plaintiff shall file a petition seeking costs from the defendant.

BY THE COURT:
Gordon R. Miller, J.

Notice and Order to Appear filed. You, J. Mark Miller have been sued in Court to obtain custody of the child or children named in the Complaint.

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

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

Date: 11/16/93 Gordon R. Miller, J.

11-23-93 Copy to Attys. Walton & Pineo.

Nov. 23, 1993 Affidavit of Service filed.. AND NOW, November 22, 1993, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on November 17, 1993.

2. That the Defendant signed the return card on November 20, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P100656407) attached hereto as Exhibit 'A".

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities. Barbara J. Walton

Jan. 10, 1994 Consent Custody Agreement, filed.

Jan. 26, 1994 Consent Custody Agreement and Order, filed. ORDER: And now, this 25th day of January, 1994, upon receipt of the Consent Custody Agreement, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. Plaintiff/Mother, Kimberlee Miller, shall have primary physical custody of the parties minor children, Drystal Miller and Cody Miller.

2. Defendant/Father, J. Mark Miller, shall have visitation by agreement of the parties as is set forth in the attached Consent Custofy Agreement.

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

~~Jan. 27, 1994 copy to B. Walton, W. Pineo, Plf. & Dft.~~
3 copies atty

feb. 14, 1994 Affidavit of Consent of Plaintiff, filed.

June 29,1994 Affidavit of Consent of Defendant, filed.

Jun. 30, 1994 Upon Praecipe of Barbara J. Walton, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

July 18, 1994 ORDER filed. AND NOW, July 15, 1994, the file is returned to the Prothonotary for further proceedings consistent with this order.

The plaintiff has filed a praecipe to transmit the record for a final divorce decree. We will nto grant a final divorce at this point because the plaintiff has not complied with our Order of November 12, 1993 by filing a petition seeking costs from the defendant.

If the defendant is capable of paying record court costs then we will insist that he do so. The order permitting the plaintiff to proceed informa pauperis was conditioned upon that event.

Therefore we will insist that the plaintiff either obtain the court costs in full from the defendant, pay them, and file another praecipe for reference to the Court or, in the alternativ file an appropriate petition seeking additional relief in the nature of the payment of costs. Pa. R.C.P. 1920.31.

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

July 18, 1994 Copy of Order Faxed to Atty. Walton.

Nov.30, 1994 Upon Praecipe of Barbara J.Walton,Esquire, Attorney for Plaintiff to transmit record,case moved to Court.

DIVORCE DECREE FILED

Dec. 9, 1994 AND NOW, this 8th day of Dec.,1994, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same,it is hereby ORDERED,DIRECTED AND DECREED that Kimberlee Miller, Plaintiff, and J.Mark Miller, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

Continued on Page 495

1993

Elderkin, Martin, Kelly & Messina
Kenneth G. Vasil

1154.

SEARS, ROEBUCK AND COMPANY

vs.

MATTHEW A. STEARN

Filed November 12, 1993
@ 2:29 PM

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

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 6, 1993 SHERIFF'S RETURN, filed. NOT FOUND as to Matthew A. Stearn at address of 1122 Park Avenue, Apt. #101, Meadville, Crawford County, Pa. This address is for mail box rentals only and Defendants mail has not been picked up since August of 1993. So answers, Robert M. Stevens, Sheriff

1993

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

1155.

SEARS, ROEBUCK AND COMPANY

vs.

JAMES MURRAY and SHIRLEY MURRAY, his wife

Filed November 12, 1993
@ 2:35 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 6, 1993 SHERIFF'S RETURN, filed. SERVED James Murray personally on November 18, 1993 at 9:40 AM by handing a copy of the Complaint to him at the residence, 591 North Street, Meadville, Crawford County, Pa.

SERVED Shirley Murray on November 18, 1993 at 9:41 AM by handing a copy of the Complaint to James Murray, her Husband, at the residence, 591 North Street, Meadville, Crawford County, Pa.

So answrs, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Northwestern Legal Serv:
R. Christopher Brode

1156.

Barbara Walton

TAMMY FISHER

vs.

TODD DARLING

Filed November 12, 1993
@ 2:43 PM

Tax & entry Pd 2-18-94 50.50
User's fee Pd 2-18-94 5.00

Sheriff's Costs 25.00
Pro Co. Pd 2-18-94 9.00
Pro Co 2-28-94 5.00

2-22-94 Received from Deft Sheriff's Dept 25
2-23-94 Pd Sheriff Ck #8121 25

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

ORDER:

And now, this 12th day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the November 19, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 16, 1993 Sheriff's Return filed. SERVED Todd Darling personally on November 15, 1993 at 9:20 AM by handing a copy of the Protection from Abuse to him at his place of employment, Warren Industries, Avtex Building, Dunham Road, Meadville, Crawford County, PA.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 30, 1993 ORDER filed. AND NOW, November 19, 1993 this matter is before the Court on Plaintiff's petition for relief under the Protection from Abuse Act. Both parties appear represented by counsel and they agree to the entry of an order without admission on the part of the defendant of the allegations of the petition.

Accordingly, we enter the following order:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any minor child named in the petition.
2. The Defendant shall not go to Plaintiff's residence as hereinafter set forth in this order nor shall he go to her work place or any place where she is receiving training.
3. The Defendant is cautioned that he should not go to the Plaintiff's residence for any purpose other than as set forth in this order insofar as it shall be presumed by any police agency that the Defendnt is in violation of this order if he is at the Plaintiff's residence for any purpose other than as set forth in this order, even if he is invited to that residence. If the parties should wish that the Defendant go to the Plaintiff's residence beyond what is indicated in this order at some time in the future, they should petition the Court to modify this order.
4. The Defendant shall not telephone the residence of the Plaintiff except for the express purpose of discussing visitation or any necessary changes in visitation with respect to the minor child, and any phone call he makes shall not be harassing or threatening.
5. The Defendant may write to the Plaintiff so long as his letters are not harassing or threatening.
6. By agreement of the parties, we enter the folloiwng arrangement with respect to custody, without prejudice to either party to file any appropriate action in the future with respect to custody.

A. The Plaintiff shall have primary physical custody of the minor child with the Defendant to have periods of temporary custody as follows:

(1) The Defendant shall have temporary custody of the minor child every other weekend beginning on Saturday, November 20, 1993 with a weekend visitation to begin at 12:00 noon on Saturday and end on Sunday at 6:00 p.m. and said weekend visitation to take place at the home of the paternal grandparents at RD#2, Box 291, Cochranton, PA. For weekend visits, the Defendant shall pick up the child by going to the residence of the Plaintiff, insofar as the Plaintiff will bring the child out to the Car and at the end of each weekend period of temporary custody, the Plaintiff shall go to the home of the defendant's parents and shall pick up the child to end the period of temporary custody.

(2) Additionally, the Defendant shall have periods of temporary custody each Tuesday evening from 6:00 p.m.until 8:00 p.m., beginning on November 23, 1993 and each Thursday evening between the hours of 6:00 p.m. and 8:00 p.m., beginning on December 2, 1993. The Defendnat does not have to exercise these periods of temporary custody at the home of his parents but maypick up the child at the indicated time and return the child at the indicated time to the Plaintiff's residence, again not entering the residence but waiting in the car for each such transfer.

B. With respect to holiday periods of temporary custody, the parties have agreed that the same hours shall be implemented for Thanksgiving, Christmas and Easter, beginning with Thanksgiving 1993 and those hours shall be 12:00 noon until 5:00 p.m. on the day of the holiday. Such periods of temporary custody shall take place at the parents of the Defendnt and the Defendant shallpick up the child at the end of the period of temporary custody at the home of the Defendant's parents.

C. In the event that a holiday shall occur on Tuesday, Thursday, or at a time when the Defendant has a weekend visit of temporary custody, the holiday visit shall always take precedence.

Continued to Page 256 A

1993

Tammy Fisher
vs
Todd Darling

Continued from Page 256
of record
AD 1993 - 1156

****

7. When the Defendant goes to the residence of the Plaintiff to pick up the child on November 20, 1993 for his weekend period of temporary custody, he may this time and this time alone enter the residence of the Plaintiff for the purpose of obtaining clothing,tools, fishing equipment, a race car collection, a gun rack, a CD player and CDs, all of which shall be readied by the Plaintiff so that the Defendant may remove the same.

8. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

9. A copy of this order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides; which is the City of Meadville, insofar as the Plaintiff resides at 1202 South Cottage Street, Meadville and to County Control.

10. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

11. The Defendnt shall pay court costs in this matter in the amount of $89.50 to the Office of the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse within 90 days of the date of this order.

12. This order shall remain in full force and effect through November 18, 1994.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

11-30-93 Copy of Order dist. to MCPD, Co.Control, Brode & Walton.

Feb. 28, 1994 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 28 day of February, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the protection From Abuse Order of Nov. 19, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Ordr shall be delivered by the Prothonotalry to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of November 19, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Mar. 3, 1994 copy to C. Brode, B. Walton, MCPD, Co Control, Plf. & Dft.

1993

1993

1157.

KELLY SMITH

vs.

DAVE F. URQHART

Filed November 12, 1993
@ 2:43 PM

Tax & entry	Pd. 11/17/93	50.50
User's Fee	Pd. 11/17/93	5.00
Sheriff's Costs	Pd.	25.00
Pro Co.	Pd. 11/17/93	5.00

11-18-93 Received from dept Sheriff's cost 25.00
11-19-93 Pd Sheriff
Ck# 7914 25.00

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

Order:

And now, this 12th day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall move out. Possession of429 Poplar Street and 834 Liberty Street is awarded to Plaintiff. Defendant shall not contact Plaintiff in any way.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for November 17, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 16, 1993 Sheriff's REturn filed. SERVED Dave Urqhart personally on November 12, 1993 at 4:20 PM byhanding a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.
So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 18, 1993 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 17 day of November, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 12, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of November 12, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Nov. 19, 1993 copy to MCPD, Co. Control, Plf. & Dft.

1993

JURY TRIAL DEMANDED

Joseph E. Altomare

1158.

Reed, Smith, Shaw & McClay
Kevin J. Garber

WILLIAM NAGY

vs.

PENNZOIL PRODUCTS COMPANY

Filed November 12, 1993
@ 2:46 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	42.00
Pro. Co.pd 2/7/95	$6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 10, 1993 Appearance of Reed, Smith, Shaw & McClay by Kevin J. Garber for Defendant filed.

Jan. 5, 1994 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law. The Defendants alleged address is 710 Four Gateway Center, Pittsburgh, Pa. 15219.
SERVICE: SERVED the within Complaint on 11-30-93, at 3:35 p.m. upon Pennzoil Products Co. at above by handing to Richelle Rikal/Sales Asst. a true and correct copy thereof and made known to her the contents therein. Eugene L. Coon Allegheny Co.

Jan. 7, 1994 Answer and New Matter, filed (1 copy atty)

Jan. 31, 1994 Plaintiff's Answer to Defendant's New Matter, filed.

May 4, 1994, Motion for Summary Judgment filed.

May 4, 1994, Plaintiff's First Affidavit in Support of Summary Judgment filed.

May 4, 1994, Upon praecipe of plaintiff attorney to place on argument list, this case listed for argument.

ON ARGUMENT LIST FOR JUNE 1994

June 16, 1994 Defendant's Uncontested Motion To Reschedule Case For Argument Court and Order, field. AND NOW, this 15 day of June, 1994, in consideration of Defendant's Uncontested Motion to Reschedule Case for Argument Court, it is hereby ORDRED that this case shall be removed from Argument Court for Monday, Juen 27, 1994 at 3:00 p.m. and shall be continued to the July argument list, to be scheduled by teh Court Administrator with other matters included therein.
Anthony J. Vardaro, J.
June 16, 1994 Faxed to Garber & Altomare

ON ARGUMENT LIST FOR July 1994

July 8, 1994 Notice Pursuant to Local Rule L302A(2)(a), filed.

Jul. 20, 1994 Response to Plaintiff's Motion for Summary Judgment, filed.

Aug. 10, 1994 MEMORANDUM AND ORDER filed. AND NOW, August 9, 1994, the plaintiff's motion for summary judgment is denied for the reasons set forth in the attached memorandum.
BY THE COURT
Gordon R. Miller, P.J.
Aug. 10, 1994 Copies of Order distributed to Attys. Altomare and Gamble.

Aug. 25, 1994 Certificate of Readiness for Trial filed.

ON OCTOBER, 1994 TRIAL LIST

Sept. 27, 1994 ORDER filed. AND NOW, September 26, 1994 at the call of the Civil Trial List, both counsel were present and agreed that this request for a jury trial is hereby stricken.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Sept. 28, 1994 mailed Altomare & Garber

Oct. 28, 1994 ORDER filed. AND NOW, this 27th of October, 1994, non-jury trials are hereby scheduled in the following cases on the dates and at the times set forth below:

# on October, 1994 Civil Trial List	(Abbrvd.) & Docket Number	Non-Jury Trial Date and Time; Courtroom
#20	William Nagy vs. Pennzoil Products Co. AD 1993-1158	December 30, 1994 9:15 A.M., #2 (1 day)

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

Oct. 31, 1994 Order FAXED to Attys. Altomare and Garber.

Feb. 7, 1995 Upon Praecipe of Joseph E. Altomare,Esquire, the above-captioned matter is marked settled and discontinued of record.

1993

Barbara J. Walton

1159.

DOUGLAS D. LENHARDT

vs.

BRENDA LEE LENHARDT

Filed November 12, 1993
@ 3:40 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count pd	15.00
State paid	10.00
Dkt'd Pd 3-14-94	9.00
Pro.Co. pd 3/9/94	9.00

COMPLAINT IN DIVORCE, CUSTODY
3 copies atty.

Nov. 22, 1993, Affidavit of Service filed. And now, Nov. 22, 1993 comes Barbara j. Walton and avers as follows:

1. A true and correct copy of the Complant for Divorce was mailed to dft. via cert. mail, ret. rec. on Nov. 17, 1993.

2. That the dft. signed the ret. card on Nov. 18, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by US Postal Ser. Ret. Rec.. No. P100655982 attached hereto as exhibit A.

Barbara J. Walton, Esq.

Jan. 31, 1994 Stipulation and Consent Custody Order filed. AND NOW, this day of January, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The parties shallhave shared legal custody of the children DUSTIN LENHARDT, BRANDON LENHARDT, AND COREY LENHARDT the parties shall share with each other any and all information which each may have regarding the health, education, and the major events inthe life of the subject minor child. Health care, school personnel and other care providers are hereby authorized to release to either party nay and all confidential information which they may have rgarding the subject mnior children.

2. Primary phsycail custody of th eminor children shall be shared between the parties. The Plaintiff/Father and the Defendant/Mother shall alternate custody weekly.

3. Should either party be unable to fullfill the role of custodial parent whether due to illness or death the other party shall have full legal custody.

4. The subject minor children shall have the right to telephone the noncustodial parent at reasonable times and for reasonable lenths of time an dsuch conversatic will not be unreasonably monitored by the party have physical custody.

5. The minor children shall not refer to anyone else as mom or dad other than the natural parents.

6. Holiday visitation shall be as follows: a) The Fourth of July, Halloween and New Year's Eve shall be alternated yearly.

b) Mother's Day shall be with the Mother and Father's Day shall be with the Father;

c) Easter, Thanksgiving and Christmas shall be shared between the parties with the non-custodial party having custody from 3 p.m. until 8 p.m. on the day of the holiday.

7. Should it be necessary for either party to cancel or modify the visitation as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as they know of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not proposed except for good reason. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternate visits or make alternative arrangements.

8. Each party shall teach the children to give to the other party that love and respect which is due a parent form his/her children.

9. Any person transporting the children shall make sure that the seat belts or other restraints are use din accordance with the laws of Pennsylvania.

10. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children. Neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children is be ing transported or in the bedroom of the children. Neither party shall expose the minor children to harmful situations or harmful people while having custody of the children.

11. Neither party shall do or say anything to blacken the character of the other in the children' estimation. Each party shall treat the other in 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.

12. The parties to this action agree that this Honorable Court retain jurisdiction of this matter.

Gordon R. Miller, J

Feb. 3, 1994 Copies of order to Atty. Walton

Feb. 28, 1994 Affidavit of Consent by Douglas Lenhardt, Plaintiff, filed.

Mar. 9, 1994 Affidavit of Consent of Plaintiff filed.

Mar. 9, 1994 Upon Praecipe of Barbara J. Walton, Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 16, 1994 AND NOW, March 14, 1994, it is ordered and decreed that DOUGLAS D. LENHARDT, plaintiff, and BRENDA LEE LENHARDT, 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.

Watts & Pepicelli
Alan L. Pepicelli

1160.

Marshall, Dennehey,
Warner, Coleman
& Goggin
P. Brennan Hart

GREGG D. HOVIS, Administrator of the Estate of ALEX GREGORY HOVIS, Deceased.

vs.

BERNARD A. NIEBAUER and ROSEMARY NIEBAUER, his wife

Filed November 12, 1993
@ 3:43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro.Co. pd 9/16/94	5.00
Pro Co pd 2/16/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Dec. 6, 1993 SHERIFF'S RETURN, filed. SERVED Bernard A. Niebauer personally on November 24, 1993 at 3:45 PM by handing him a copy of the Summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa.

SERVED Rosemary Niebauer on November 24, 1993 at 3:46 PM by handing a copy of the Summons to Bernard A. Niebauer, her Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 2, 1993 Appearance of Marshall, Dennehey, Warner, Coleman & Goggin by P. Brennan Hart for defendants, filed.

Sep. 16, 1994 Petition for Settlement of Wrongful Death/Survival Claim and ORDER filed. AND NOW, this 16th day of September, 1994, upon consideration of the within Petition for Settlement of Wrongful Death and Survival Claims in the above-captioned case, this Court approves the within settlement of $300,000, with allocation of the settlement proceeds to be as follows:

a. $32,500 to the Pennsylvania Department of Public Welfare, pursuant to t he provisions of 62 P. S. §1409(b)(1), as full payment of its claims asserted for medical expenses paid on behalf of Andrea Hovis, deceased, and Daniel Wasser, deceased.

b. $177,500 to your Petitioner under the Wrongful death action to be distributed as follows:

i. To Watts and Pepicelli PC and Donald E. Lewis, Esquire, as Attorneys' fees, to be paid from the Wrongful Deaht Action proceeds $90,000.00

ii. To Watts and Pepicelli PC, as reimbursement for litigation costs advanced to date: 1,231.37

iii. To Petitioner, Gregg D.Hovis, under the Wrongful Dealth Action, to be distributed in accordance with the provisions of the Pennsylvania Wrongful Death Act, 42 Pa.C.S.SEction 8301: 86,268.63

c. $90,000 to the Estate of Alex Gregory Hovis, deceased, under the Survival Action, out of which the aforesaid subrogation liens incident to medical expenses paid on behalf of your Petitioner's decedent, Alex Gregory Hovis, will be paid.

And upon payment of the said sums and record costs of suit, Petitioner is authorized to execute a Release in appropriate form in favor of the Defendants and in favor of Everett Cash Mutual Insurance Company, as their liability carrier.

BY THE COURT,
Gordon R. Miller, J.

9-21-94 Copy of Order to Attys. A.Pepicelli & Hart

Feb. 9, 1995 Upon praecipe of plaintiff attorney the above case marked settled and discontinued of record.

1993

1161.	PAUL A. WOLOZANSKI vs. PAULA WOLOZANSKI Filed November 12, 1993 @ 3:53 PM Tax & entry paid 10.50 User's Fee paid 5.00 Pro Co pd 11/12/93 5.00	CERTIFIED COPY OF DIVORCE DECREE FILED IN ERIE COUNTY Nov. 12, 1993 Notice of Election To Retake Maiden name filed Paula E. Wolozanski TO BE KNOWN AS: Paula E. MacPherson

1993

William J. Gregg

1162.

DANIEL L. CORNER

vs.

TERRI L. CORNER

Filed November 12, 1993
@ 4;04 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro. Co. pd 3/9/94	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Dec. 9, 1993 Acceptance of Service filed. AND NOW, this 8th day of December, 1993, comes Terri L. Corner, Defendant in the above captioned matter and acknowledges that she received a true and correct copy of the Divorce Complaint which was filed on November 12, 1993, in the above captioned matter

Lisa L. Pittner
Witness

Terri L. Corner
Defendant

Mar. 7, 1994 Affidavit of Consent by DAniel L. Corner, Plaintiff, filed.

Mar. 9, 1994 Affidavit of Consent by Terrie L.Corner, Defendant, filed.

Mar. 9, 1994 Upon Praecipe of William J.Gregg, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 16, 1994 AND NOW, March 15, 1994, it is ordered and decreed that DANIEL L. CORNER, Plaintiff, and TERRI L. CORNER, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

Watts and Pepicelli
Theodore H. watts

1163.

William J. Gregg

GARY SACKETT

vs.

LAURA J. MARTIN

Filed November 12, 1993
@ 4:06 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Nov. 15, 1993 Proof of Service of NOtice of Appeal and Rule to File Complaint, filed.

Dec. 1, 1993, Complaint filed. 1 copy (atty)

Jan.6, 1994 Certificate of Service filed. Theodore H. Watts, Attorney for the Plaintiff, Gary T. Sackett, t/a/d/b/a/ Gary Sackett Remodeling in the within action, hereby certifies that he served a copy of the Complaint in the above captioned matter filed on December 1, 1993, onWilliam J.Gregg, attorney for Defendant, at his office at East Side Knolls, Route 18, Conneaut Lake, PA by Certified Mail No. P 100 624 436 on December 1, 1993. I understand that false statements herein are made subject to penalties of 18 PA C.S.§4904 relating to unsworn falsification to authorities.
By Theodore H. Watts

Jan. 7, 1994 Answer to Plaintiff's Complaint, New Matter and Counter-Claim, filed.

Jul. 29, 1994 Answer to Defendant's New Matter and Counter-Claim, filed.

Aug 1, 1994 Certificate of Service of Answer to Defendant's New Matter and Counter-Claim, filed..

1993

1164.

VERONICA M. REYNOLDS

vs.

TERRY L. MCCASLIN

Filed November 15, 1993
@ 10:07 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

ORDER:

And now, this 15th day of November , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Possession of Plaintiff's residence shall belong to Plaintiff. Defendant sahll not go to Plaintiff's home he shall not contact Plaintiff in any way. Temporary custody of the chidlren is awarded to Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the November 24, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 16, 1993 Sheriff's Return filed. SERVED Terry L. McCaslin personally on November 15, 1993 at 10:40 AM by handing him a copy of the Protection from Abuse in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov.30, 1993 ORDER filed. AND NOW, November 24, 1993, this matter is before the Court on Plaintiff's Petition for Relief under the Protection FromAbuse Act. The Plaintiff appears with counsel but the Defendant does not appear, although he was served on November 14, 1993. The Plaintiff indicates that she spoke with himthis morning by telephone and he indicated he may or may not appear.

Insofar as the Defendant does not appear, we proceed and we will enter the following Order having determined that based on the Plaintiff's Petition there was abuse within the meaning of the act:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff nor shall he procure anyone else to do so.
2. The Defendant shall not go to the Plaintiff's residence at any time even if he is invited to that residence. He is cautioned that if he is invited for any reason to the Plaintiff's residence, he should not go to the residence, because if he is found at the residence,he will be considered to be in violation of this Order despite the fact that he may have been invited.

If the parties should wish for the Defendant to go to the Plaintiff's residence at some time in the future, they should seek a modification of this Order prior to him doing so.

3. The Defendant shall pay within thirty (30) days of the receipt of the same any bill to the Meadville Medical Center for injuries sustained by the Plaintiff on November 13, 1993. The payment on that bill shall be to the extent that there is no coverage through Medical Assistance or any other source.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this Order shall be delivered by the Prothonotary to County Control and the Pennsylvania State Police, Meadville Barracks, insofar as the Plaintiff's residenc e is R.D.#1, Guys Mills,Pennsylvania. Additionally,the Prothonotary shall send a copy of this Order by regular mail to the Defendant on Norrisville Road, Meadville, Pennsylvania, care of the Defendant's brother, Harry McCaslin.
6. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
7. The Defendant shallpay court costs in this matter in the amount of$389.50 within two (2) weeks from the date of this Order. Those shallbe paid to the Office of the Prothonotary of Crawford County on theFirst Floor of the Crawford County Courthouse, Meadville, Pennsylvania.
8. This Order shall remain in full force and effect through November 23, 1994, unless modified or terminated byfurther Court Order.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.
11-30-93 Copies dist to Pa. SPD,Co.Control, Atty.Sullivan and Mailed to Defendant.

Continued on page 264-A

Veronica M. Reynolds

vs.

Terry L. McCoslin

Record continued from page 264

of record

A.D. 1993 - 1164

****

Nov. 21, 1996 Petition For Contempt and Orders filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for the payment of costs.

If you wish to defendant against the claim set forthin the following pages, you may but are not required to file in writing with the court your defeses or objections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Thurs. Jan. 9, 1997, at 10:00 AM in Courtroom 1; Crawford County Court
House, Meadville, Pennsylvania 16335.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for payment of costs, you may be found to be in contempt of court and committed to jail, fined or both.

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

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

BY THE COURT,
Gordon R. Miller, J

AND NOW, this 20th day of November, 1996, the within Petition having been presented and duly consiered, the prayer of the Petitionis granted and a Rule is issued on said Plaintiff/Defendant to show cause, if any she/he has, why she/he should not be held in contempt of this court.

Said Rule returnable and to be heard on the 9th day of January, 1997 at 10 o'clock A.M. in Courtroom 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

The Plaintiff/Defendant shall be present.

The Prothonotary is directed to mail a certified copy of the Petition, Rule and order to the Palintiff/Defendant by certified mail. If Service cannot be made by certified mail, the Sheriff of Crawford County shall forthwith serve or have served a copy of the Petition, Rule and Order upon the Plaintiff/Defendant.

BY THE COURT,
Gordon R. Miller, J

11-22-96 Distributed Dft.

Jan. 13, 1997 Order filed. AND NOW, January 9, 1997, at the contempt hearing held in this case, the defendant did not appear. The Prothonotary sent notice by regular mail.

ACCORDINGLY, it is ORDERED as FOLLOWS:

1. The Hearing in this case is continued to 1:30 on Thursday, March 6, 1997 in Courtroom No.1
2. The Prothonotary shall send a true and correct copy of the ocntempt petition, original notice and Order to Appear and this Order to the defendant at the defendant's las tknown address by regular mail and by Certified Mail, Return Receipt Requested.
3. If the Prothonotary believes that service has not been effected on the defendant, the Prothonotary shall determine whether she shall serve all of the required documents on the defendant by personal service by utilizing the Sheriff or a Constable.

BY THE COURT,
Gordon R. Miller, J

1/14/97 mailed reg. & cert. to dft.

264
~B~

_____TERM

1993

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

1165.

LAURA NEWHARD

VS.

PAUL NEWHARD

Filed November 15, 1993
@ 11:17 AM

TAX Pd 2-15-94 .50
~~Tax~~ & entry Pd 1-28-94 50.50
User's Fee Pd 2-15-94 5.00
Sheriff's Costs 25.00
Pro Co Pd 2-15-94 9 cor

2-15-94 Rec from deft Sheriffs Costs 25 cr
2-15-94 Pd Sheriff 25 cr Ck#8100

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

Order:

And now, this 15 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Pending further order of Court the defendant may not visit with the minor child, Justin. Defendant may not go within 200 yards of plaintiff's residence.

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

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

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

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

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

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

Hearing is hereby set for November 24, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Nov. 16, 1993 Sheriff's Return filed. SERVED Paul Newhard on November 15, 1993 at 12:15 pM by handing a copy of the Protection from Abuse to Vicki Price, Secretary at Stepping Stones Unit of Meadville Medical Center, Grove Street, Meadville, Crawford County, PA, the temporary residence of Defendant.

So answers, Robert M. Stevens, Sheriff

Dec. 1, 1993 ORDER filed. AND NOW, November 24, 1993, this matter is before the Court on Plaintiff's Petition for relief under the Protection From Abuse Act. The Plaintiff appears represented by counsel and the Defendant appears without counsel, but indicates that he is willing to proceed without counsel.

The Plaintiff's counsel proffers what would be the testimony in this case, and the Defendant indicates that he admits part of it and would not contest that the rest of it happened due to the fact that he was under the influence of drugs and/or alcoholic beferages at the time of the incident

We find that what has been proffered constitutes abuse within the meaning of the Act, and accordingly, we enter the following Order:

1. The Defendnt shall not assault, abuse, harass or threaten the Plaintiff or any minor child named in the Petition.

2. The Defendant shall not go to Plaintiff's residence nor shall he contact her nor the minor child in any manner pending further Order of Court.

3. The Defendant is advised that he shall not go to the residence of the Plaintiff even if he is invited to that residence without a modification of this Order since it will be presumed that he is in violation of this Order if he does so.

4. If at some point the parties are agreeable to the Defendant going to Plaintiff's residence, they should seek a modification of this Order.

5. With respect to our Order that the Defendant not have contact with the minor child, he may seek further relief with respect to that matter either at this number and term or in a custody action which apparently is ongoing.

6. Insofar as the Defendant had in his possession certain weapons at the time the threats were made with respect to this matter, he shall be required to surrender all such weapons as well as other weapons to his father's custody, his father being one Paul Newhard. It is the Court's understanding that a .12 gauge shotgun and a compound bow have already been given to the Defendant's father and the Defendant shall immediately arrange for his father to take possession of two (20) 30.06 rifles currently at the Defendant's residence.

The Defendant may obtain any one of those weapons at a time during hunting hours and during hunting season when they may be appropriate for such use so long as he returns such weapon to his father's custody during the same day, and when any such weapon is in his possession, he shall not use the same to assault, abuse, harass or threaten the Plaintiff or any minor child named in the Petition.

This Order with respect to weapons is without prejudice to the Defendant to Petition the Court for a modification with regard to the same if he becomes durg and alcohol free and his life stabilizes to the extent that he can safely have such weapons in his possession on an ongoing basis.

At no time shall the Defendant have in his possession any weapon while he is under the influence of intoxicating beverages and/or illegal controlled substances.

7. The Defendant shall pay directly to the Plaintiff's attorney, James R. Irwin, Esquire, the sum of $150.00 for legal fees with the same to be paid in full within ninety (90) days of the date of this Order.

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

Continued to Page 507

1993

Phillips & Galanter Donald L. Phillips 1166.	RAUCH INDUSTRIES, INC. vs. LINDA B. ROBBINS i/and t/a WALTER BROOKS PRINTING & ADVERTISING a/k/a WALTER BROOKS PRT. & ADV. Filed NOvember 15, 1993 @ 2:07 PM Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's costs 27.00	COMPLAINT IN CIVIL ACTION 1 copy Sheriff Nov. 24, 1993 Sheriff's Return filed. NOT FOUND as to Defendant Linda B. Robbins at address of Walter Brooks Printing, 238 Main St., Cambridge Springs, Crawford Co., Pa. She is deceased. So answers, Robert M. Stevens, Sheriff

1993

W. Patrick Delaney
Marsh, Spaeder, Baur,
Spaeder & Schaaf

1167.

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

FRANCIS ZROSTLIK, OWEN HENNING and LYLE FULLER

vs.

FLOYD L. BISHOP and
CAROLYN H. BISHOP

Filed November 15, 1993
@ 2:07 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00
Pro Co pd 12-30-93	9.00
Exemplification of Record Paid 1/26/94	10.00

EX1994-8
EX1994-57
EX1994-58

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov.23, 1993 Sheriff's Return filed. SERVED Floyd L.Bishop personally on November 18, 1993 at 2:28 PM by handing a copy of the Complaint to him at his residence, 233 North Main Street, Meadville, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M.Stevens, Sheriff

Nov. 24, 1993 Appearance of Shafer, Swick, Bailey, Irwin & Stack, by Jeffrey K. Millin, Esq., for defendants filed.

Dec. 9, 1993 Notice of Default, filed.

And Now, Dec. 30,1993, upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and agaisnt the defendants for want of an answer and the same is liquidated at the sum of Eight Hundred Three Thousand Eight Hundred Ten Dollars and 74/100.
Entered 12-30-93 Debt: $803,810.74
B- 36, 66 JUDGMENT
Barbara H. King, Pro.

11/23/1999 FOR FURTHER DOCKET ENTRIES SEE COMPUTOR. 1993 31167

1993

Stanley G. Berlin

1168.

Culbertson,Weiss,
Schetrom & Schug
E. max Weiss

MARGARET J. HOTZHAUSER

vs.

MALANIE SLAWSON

Filed November 15, 1993
@ 2:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	27.00
Pro Co. pd 9-26-94	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 24, 1993 Sheriff's Return filed. SERVED Melanie Slawson personally on Nov. 19, 1993 at 2:14 pm at 126 Smith St., Cochranton, Crawford Co., Pa., by handing her a copy of the Complaint.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec.2, 1993 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss, Esquire for Malanie Slawson, Defendant, filed.

Jan. 18, 1994 Jan. 18, 1994 Petiton of Malanie Slawson for Extension of Time to Joint Additional Defendants and Order, filed. ORDER: AND NOW, this 18 day of January, 1994, upon presentation of the within Petition, it is hereby ordered that the time to join Additional Defendants is extended for sixty (60) days from this date without prejudice to the right of the proposed Additional Defendants to challenge the validity of the joinder.
BY THE COURT:
Anthony J. Vardaro, J.
Jan. 21, 1994 copy to M. Weiss, S. Berlin

Feb. 24, 1994 Notice of Taking Deposition onOral Examination Under Pa. R.C.P. No. 4007.1 of Margaret J.Holtzhauser, filed.

Mar. 3, 1994, Notice of Deposition of Malanie Slawson filed.

Mar. 9, 1994 Answer and New Matter filed.

Mar. 17, 1994 Response To New Matter filed.

Sept. 26, 1994 Upon praecipe of plaintiff attorney, the above captioned case marked settled and discontinued.

1993

Northwestern Legal Services
Gerald M. Sullivan

1169.

1-3-94 Rec Sheriffs costs from deft 25.00
Pd Sheriff 1-4-94 ck# 8006 25.00

TAWNYA S. HILLMAN

vs.

JOHN WALLACE PETERSON, JR.

Filed November 15, 1993
@ 2:08 PM

Tax & entry	Pd 1-3-94	50.50
User's Fee	Pd 1-3-94	5.00
Sheriff's Costs	Pro Se Pd 1-3-94	25.00

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

Order:

And now, this 15 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendnat shall not go to Plaintiff's residence. Defendant shall not contact Plaintiff in any way. Custody of the child is awarded to Plaintiff.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for November 29, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Nov. 16, 1993 Sheriff's return filed. SERVED John Wallace Peterson, Jr., personally on November 16 1993 at 10:00 AM by handing a copy of the Protection from Abuse to him at his residence, Angelica Health Care Apartments, Apt. 10, Race Street, Meadville, Crawford County, PA.
So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 1, 1993 ORDER filed. AND NOW, November 29, 1993, at the time set for hearing on this Abuse Petition, the parties advise the Court they have reached an amicable resolution of the issue in accord with the following:

1. Without admission of the allegations in the Petition, the defendant agrees the Court may enter a Protection From abuse Order.

2. The defendant shall refraim from threatening, abusing, assaulting, stalking, or harrassing the plaintiff in nay fashion. The defendant will not contact the plaintiff at any location; and if by circumstance, they both happen to be at the same location at the same time, it shall be the obligation of the defendant to immediately absent himself without contact with the plaintiff.

3. He may not go to her residence for any purpose.

4. He will not procure others to do the aforesaid on his behalf.

5. Temporary custody of the minor child is awarded to the mother, and both parties realize the father has visitational rights with the child. If the fat her wishes to make proposals for a visitational schedule, he may not call the plaintiff to discuss the same, but will convey his proposal to the plaintiff's parents, Wayne and Bonnie Hillman, R.D.#2, Box 146A-5, Cochranton, Pennsylvania, (T elpehone: 425-8187). The parents will then convey the message to their daughter, and if the proposal is acceptable, the plaintiff's parents will communicate the same to the defendant.

6. Both parties are advised that if satisfactory arrangments cannot be made to accord the father some meaningful visitation with the child, either parent may file a visitation or custody proceeding with the court system.

7. The defendnat is directed to pay costs in this case of $89.50, with said sum to be paid in full on or before January 1, 1994.

8. This Order shall remain in force and effect for a period of one (1) years.

9. Any Police Officer having reasonable grounds to believe the same has been violated and that the plaintiff is in imminent danger, may arrest the defendant and present him before a District Justice of the Peace forthwith for arraignment.

10. A copy of this Order will be lodged with County Control.

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

12-1-93 Copies dist. to Sullivan, Pa.S.P.D., Co. Control & Deft.

1993

Roeder & Rothschild
Tamera Ochs Rothschild

1170.

SCOTT RICHARD CARTER

vs.

KRISHELL IRENE CARTER

Filed November 15, 1993
@ 2:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Pro Co. pd. 2/18/94	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Nov. 22, 1993, Affidavit of Return of Service by Mail filed. ON Nov. 16, 1993, I amiled a true copy of the Divorce Complaint in above matter by cert. mail No. P236 793 120 Restricted Del. to the dft. Defendant signed a ret. rec. upon delivery on Nov. 18, 1993 Attached hereto and marked Exhibit A by Post Office on Nov. 19, 1993. Tamera Ochs Rothschild Esq

Feb. 18, 1994 Affidavit of Consent of plaintiff filed.

Feb. 18, 1994 Affidavit of Consent of defendant filed.

Feb. 18, 1994 Upon Praecipe of plaintiff attorney for review under Section 3301(c), this case moved to Court.

DIVORCE DECREE FILED

Feb. 28, 1994 AND NOW, February 25, 1994, it is hereby ordered and decreed that SCOTT RICHARD CARTER, Plaintiff, and KRISHELL IRENE CARTER, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

Watts & Pepicelli
Alan L. Pepicelli

1171.

John W. McCandless

CAROL P. PHILLIPS and LAWRENCE R. PHILLIPS, her husband

vs.

BRADLEY C. ATHA and RALPH ATHA

Filed November 15, 1993
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	67.00
Pro Co paid	6.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 30, 1993 Sheriff's Return filed. Before me the undersigne authority, personally appeared Terry L. Schultz - Chief Deputy who being duly sworn according to law, deposes and says tha ton the 2nd day of December, 1993 at 10:13 a.m. he served the within Notice-Complaint in Civil Action-Verification filed at No. A.D. 1993 - 1171 Term 1993, Crawford County, Pennsylvania, upon defendant Ralph Atha at his place of residence located at R.D. #1, Box 105, Donation Hill, Cochranton, PA 16314 and by making known the contents thereof to Ralph Atha, in person and handing to and leaving with him the certified copy of the said Writ received from Robert M. Stevens, Sheriff of Crawford County.
So answers, Terry L. Schultz, Deputy Sheriff
Gene Price, Sheriff

Before me, the undersigned authority, personally appeared Terry L. Schultz - Chief Deputy who being duly sworn according to law, deposes and says tha ton the 2nd day of December, 1993 at 10:13 a.m. he served the within Notice - Complaint in Civil Action- Verification-Requests for Production of Documents Directed to Defendants (First Set)-Interrogatories Directed to Defendants Bradley C. Atha and Ralph Atha (First Set) Affidavit filed at No. A.D. 1993-1171 Term 1993, Crawford County, Pennsylvan upon defendant Bradley C. Atha at his place of residence located at R.D. #1 Box 105, Donation Hill, Cochranton, PA 16314 and by making known the contents thereof to Ralph Atha/Adult-in-charge Father and handing to and leaving with him the certified copy of the said Writ received from Robert M. Stevens, Sheriff of Crawford County.
So answers, Terry L. Schultz, Deputy Sheriff
Gene Price,, Sheriff

SERVED Bradley C. Atha by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on December 2, 1993 at R.D. #1, Box 105, Donation Hill, Cochranton, PA 16314.
SERVED Ralph Atha by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on December 2, 1993 at R.D. #1, Box 105, Donation Hill, Cochranton, PA 16314.
So answers, Robert M. Stevens, Sheriff

Jan. 19, 1994 Appearance of John W. McCandless for Defendant filed.

Jan. 31, 1994 Answer and New Matter to Plaintiffs' Complaint filed.

Feb. 8, 1994, Reply to New Matter of Defendants filed.

Mar. 14, 1994 Notice of Service of Defendants' Second Supplemental Responses to Request for Production of Documents, filed.

Apr. 6, 1994 Notice of Depositions of Bradley C.Atha and CArol P.Phillips, filed.

April 18, 1994 Notice of Intent to Complete Discovery on behalf of plaintiffs filed.

June 14, 1994 Upon praecipe of Plaintiffs attorney the above-captioned case is settled and discontinued of record.

1993

Paul E. Allen

1172.

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

JAMES and DANA DWYER

vs.

DAVID LONGO d/b/a D & R
EXCAVATING & CONST. INC.

Filed November 16, 1993
@ 10:47 AM

Tax & entry paid 50.25
User's Fee paid 5.00
Pro Co pd 9-9-94 15.00

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

Nov. 16, 1993 Proof of Service filed.

Nov. 30, 1993 Complaint filed.

Dec. 1, 1993 Affidavit of Service filed. Paul E. Allen being duly sworn according to law, deposes and says that he is attorney for the Plaintiffs; that he served a copy of the written Complaint upon the Defendants by Certified Mail the 30th day of November, 1993.
Nov. 30, 1993 Paul E. Allen

Jan. 31, 1994 Answer, New Matter and Counterclaim filed.

Apr. 19, 1994 Plaintiffs' Reply to Defendant's New Matter and Counterclaim, filed. (1 copy Atty.)

Sept. 8, 1994 Upon praecipe of Plaintiffs attorney for appointment of Arbitrators, the following Arbitrators have been appointed.
Emil Spadafore, Chr.
~~Christopher Ferry~~ Andrew S. Bacallao
William Pineo

Dec. 8, 1994 Arbitrators take qualifying Oath.

Dec. 15, 1994 Praecipe to withdraw as Arbitrator for Christopher D. Ferry,Esquire, filed.

Mar. 31, 1995 Motion For Leave To Withdraw Appearance and Order filed. AND NOW, this 31 day of March, 1995, upon consideration of the Motion for Leave to Withdraw Appearance, said Motion is granted and thelaw firm of Shafer, Swick, Bailey, Irwin, Stack & Millin shall be permitted to withdraw their appearance in this matter. A copy of this Order shall be served upon the Defendant by regular mail at its last known address.

By the Court,
Anthony J. Vardaro, J

Mar. 31, 1995 Faxed Millin& Allen

1993

Barrett & Dratler
Bruce A. Barrett

1173.

FIRST CONNECTICUT CREDIT UNION, INC.

vs.

JUDITH A. GAGLIARDI and GENE A. GAGLIARDI, her husband

Filed November 16, 1993
@ 1:09 PM

Tax & entry paid	50.50
User's fee paid	5.00
Sheriff's Costs	33.00

COMPLAINT IN CIVIL ACTION

Dec. 6, 1993 SHERIFF'S RETURN, filed. SERVED Judith A. Gagliardi personally on November 18, 1993 at 10:22 AM by handing her a copy of the Complaint at the residence, RD 3, Box 288A, Pettis Road, Cochranton, Pa.

SERVED Gene A. Gagliardi personally on November 18, 1993 at 10:23 AM by handing a copy of the Complaint to himat the residence, RD 3, Box 288A, Cochranton, Crawford County, Pa.

So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Evans, Portnoy & Quinn
Charles E. Evans

1174.

Isreal & Wood
James W. Wood
Carl R. Sunby, M.D.

Marsh, Spaeder, Baur, Spaeder & Schaaf
Thomas M. Lent
Victor B. Farrah

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
John M. Quinn, Jr.
Meadville Medical Center

~~J. Douglas Murphy~~
~~Scott H. Bedwell &~~
~~Northwest PA Surgical Associates~~

Grigsby, Gaca & Davies, PC
Giles J. Gaca
Smart, McLamb, Orthopedic Assoc. & Watson

Dickie, McCamey & Chilcote
Terry C. Cavanaugh for
Scott H. Bedwell, M.D. and NW PA. Surgical Assoc.

5-20-96 Due $5.00
from Eric Soller, Esq.
Gaca, Matis & Baum
300 4PPG, Pgh 15222
for copies & Faxing

CARLL W. EMERT and SUE EMERT, his wife

vs.

VICTOR B. FARRAH, M.D.: LAWSON C. SMART, M.D.: JAMES R. McLAMB, M.D.; CARL R. SUNBY, M.D.; ORTHOPEDIC ASSOCIATES OF MEADVILLE; SCOTT H. BEDWELL, M.D.; NORTHWEST PA SURGICAL ASSOCIATES; THOMAS WATSON, M.D.; MEADVILLE MEDICAL CENTER

✓ Filed November 16, 1993
@ 1:09 PM

Tax & entry Pd 11-23-93 50.50
User's fee Pd 11-23-93 5.00
Faxing & copies 5.00

JURY TRIAL DEMANDED

ORIGINAL FILING OF DOCKET ENTRIES FROM CIVIL DIVISION OF COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

Allegheny County Entries:

✓ July 22, 1993 Praecipe For Writ of Summons In Civil Action filed.

✓ July 28, 1993 Sheriff's (Writ) Return filed.

✓ Aug. 6, 1993 Praecipe for Appearance filed. (Wood for Sunby)

✓ Aug. 6, 1993 Rule To File Complaint Issued.

✓ Aug. 12, 1993 Praecipe To Enter Appearance filed. (Lent for Farrah)

✓ Aug. 12, 1993 Praecipe For Entry of Appearance filed. (Quinn for Meadville Medical Center)

Aug. 12, 1993 Praecipe For Rule to File Complaint filed.

✓ Aug. 16, 1993 Appearance filed. (Murphy for Bedwell)

✓ Aug. 16, 1993 Praecipe for Rule To File Complaint Issued.

✓ Aug. 18, 1993 Praecipe For Appearance filed. (Gaca for Smart, McLamb, Orthopedic Assoc. of Mdvl. & Watson)

✓ Aug. 19, 1993 Appearance filed. (Murphy for Northwest PA Surgical)

✓ Sept. 20, 1993 Plaintiffs' Complaint in Civil Action filed.

✓ Oct. 1, 1993 Verification of Plaintiff To Plaintiffs' Complaint filed

✓ Oct. 13, 1993 Brief In Support of Preliminary Objections To Plaintiffs' Complaint filed.

✓ Oct. 13, 1993 Preliminary Objections To Plaintiffs' Complaint filed.

✓ Oc5. 18, 1993 Preliminary Objections To Improper Venue filed.

✓ Oct. 18, 1993 Brief In Support Of Preliminary Objection To Improper Venue filed.

✓ Oct. 18, 1993 Brief In Support of Preliminary Objections filed.

✓ Oct. 18, 1993 Preliminary Objections filed.

✓ Oct. 18, 1993 Praecipe For Argument filed.

✓ Oct. 18, 1993 Brief In Support Of Preliminary Objections filed.

✓ Oct. 18, 1993 Preliminary Objections filed.

Oct. 25, 1993 Preliminary Objections To Plaintiffs' Complaint and Brief filed.

✓ Nov. 10, 1993 Order of Court filed. AND NOW, to-wit, this9th day of Nov., 1993, upon consideration of defendants' Preliminary Objections to venue, said Preliminary Objections are sustained pursuant to Rule 1006 of the Pennsylvania Rules of Civil Procedure.
IT IS ORDERED that the case shall be transferred to the Court of Common Pleas of Crawford Coiunty, Pennsylvania. The costs and fees for transfer and removal ofthe record shall be paid by the plaintiff. The Preliminary Objections of Defendant Farrah are preserved for consideration by the Court of Common Pleas of Crawford County.

CRAWFORD COUNTY ENTRIES

✓ Nov. 19, 1993, UPon praecipe of plaintiff, this case transferred to Crawford County per order of court of Allegheny County, Pa.

✓ Nov. 29, 1993 Upon Praecipe of Defendant, Victor B. Farrah, M.D., Attorney, Thomas M. Lent, Esq., this case listed for next Argument list.

ON JANUARY 1994 ARGUMENT

✓ Dec. 10, 1993 Answer Of Defendant Meadville Medical Center filed.
✓ Dec. 28, 1993 Answer and New Matter of Defendants Scott H. Bedwell, M.D. and N.W. PA. Surgical Assoc., filed.

✓ Jan. 4, 1994 Answer filed.

✓ Jan. 4, 1994 Answer filed.

✓ Mar. 30, 1994 ORDER filed. AND NOW, March 29, 1994, upon consideration of the preliminary objections in the nature of a motion to strike and/or motion for specific pleading filed by the Defendant Victor B.Farrah, M. D. and after oral argument said preliminary objections are overruled.
Defendant Victor B. Farrah, M. D. shall have 20 days from the date of this order to answer Plaintiff's complaint.

1-28-94 Brief (Pltf) filed

BY THE COURT:
Anthony J. Vardaro, J.

3-30-94 Court Dist. copies.

✓ April 13, 1994 Answer and New Matter on behalf of Defendant, Victor B. Farrah, M.D., filed.

✓ Oct. 28, 1994 Motion To Compel Discovery And For Attorney's Fees on behalf of: Defendants Scott H. Bedwell, M.D. and N.W. PA Surgical Assoc. and; Meadville Medical Center, filed.

✓ Oct. 28, 1994 Upon Praecipe of defendants Bedwell, MD and Northwest PA Surgical Assoc., this case placed on next Argument List.

ON NOVEMBER 1994 ARGUMENT LIST

RECORD CONTINUED ON PAGE 274 (a).....

CARLL W. EMERT, AL

VS.

Victor B. Farrah,MD, ET AL

RECORD CONTINUED FROM PAGE 274

OF

AD 1993 - 1174

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✓ Oct. 31, 1994 Motion To Compel Discovery And For Attorneys' Fees on behalf of Scott H. Bedwell, M.D. and Northwest PA Surgical Assoc. and Meadville Medical Center, filed.

✓ Nov. 30, 1994 ORDER filed. AND NOW, November 28, 1994 this matter is before the Court for argument with respect to Defendants Bedwell and Northwest PA. Surgical Assosiates' motion to compel discovery and attorney's fees with respect to written interrogatories propounded on Jan. 13, 1994 as well as request for production of documents filed on that same day. Additionally, this matter is before the Court with respect to a motion to compel discovery and for attorney's fees filed on behalf of Meadville Medical Center with respect to written interrogatories propounded on Jan. 18, 1994 as well as requests for production of documents filed that same time.

Plaintiffs' counsel does not appear and it is necessary for the Court to call to determine that they do not intend to appear at this time. Defendants' counsel present indicate that they have heard nothing with respect to this matter from Plaintiffs' counsel, despite repeated requests since the deadline passed with respect to the required responses.

Accordingly, the Plaintiffs are directed within 30 days of the date of this order to answer the written interrogatories and requests for production of documents with respect to the Defendants Bedwell, Northwest Pa. Surgical Associates, and Meadville Medical Center.

We will defer entering an order with respect to attorney's fees and give both attorneys for the Defendants and the Plaintiffs 10 days from the date of this order to file a written memorandum or brief with the Court with respect to whether attorney's fees may be properly awarded when there has not been a prior order of court requiring the Plaintiffs to answer the discovery indicated. Once that ten days has passed, we will make a determination with respect to attorneys fees based on the memoranda of law that have been filed as well as our own research. There will be no oral argument with respect to that matter.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Nov. 30, 1994 Copies of Order mailed to all counsel.

✓ Dec. 8, 1994 Certification of Plaintiffs' Counsel, filed.

✓ Dec. 29, 1994 Certification of Plaintiffs' Counsel filed.

✓ Dec. 29, 1994 ORDER filed. AND NOW, December 21, 1994,the Court having reviewed memorandums of law filed on behalf of the Plaintiffs and on behalf of Defendants Meadville Medical Center, Scott H.Bedwell, M.D. and Northwest PA Surgical Associates, the request of those Defendants for the Court to impose attorney's fees for the failure of the Plaintiffs to timely answer discovery is denied.

BY THE COURT:
Anthony J.Vardaro, J.

12-29-94 Copies dist.to all counsel by mail.

✓ March 13, 1996 Appearance of Dickie, McCamey & Chilcote by Terry C. Cavanaugh on behalf of Defendants, Scott H. Bedwell, M.D. and Northwest PA. Surgical Associates, filed.

✓ March 14, 1996 Upon praecipe Irving O. Murphy, Esq., appearance withdrawn on behalf of Scott H. Bedwell, M.D., and Northwest PA Surgical Associates, filed.

✓ April 25, 1996, Notice of Deposition of Carll W. and Sue Emert filed.

✓ May 6, 1996, Notice of Serving Requests for Admissions to be answered by plffs. filed.

✓ May 9, 1996 Motion To Dismiss of Defendants Scott H. Bedwell, M.D. and Northwest PA Surgical Associates filed.

✓ May 9, 1996 Praecipe of Defendants Scott H. Bedwell, M.D. and Northwest PA Surgical Associates To Place the Above Matter on The Next Available Argument list.

1996 June Argument List

✓ May 16, 1996 Praecipe for Argument List on behalf of Defendat, Victor B. Farrah, M.D., filed.

✓ May 16, 1996 Brief in Support of Motion for Entry of Judgment of Non Pros for Lack of Docket Activity filed.

✓ May 16, 1996 Motion for Entry of Judgment of Non Pros for Lack of Docket Activity filed.

✓ May 20, 1996 Motion to Dismiss Defendant Carl R. Sunby, M.D. filed.

✓ May 20, 1996 Brief in Support of Motion to Dismiss Defendant Carl R. Sunby, M.D. filed.

✓ May 29, 1996 Notice of Re-Scheduled Depositions filed.

✓ May 31, 1996 Brief in Support of Motion for Entry of Judgment of Non-Pros for Docket Inactivity filed.

✓ May 31, 1996 Praecipe of Defendants filed.

✓ May 31, 1996 Motion for Entry of Judgment of Non-Pros for Docket Inactivity filed.

✓ June 3, 1996 Praecipe for Argument List filed.

✓ June 3, 1996 Brief in Support of Motion for Entry of Judgment of Non Pros for Lack of Docket Activity filed.

✓ June 6, 1996, Certification of Plaintiff's Counsel filed.

✓ June 11, 1996, ORDER filed. AND NOW, June 10, 1996 upon praecipe fo the dfts. Lawson C. Smart, M.D., and Thomas Watson, M.D. for the placement of aforesaid parties Motion for Entry of Judgment of Non-Pros for Docket Inactivity on the Argument List and it appearing that a similar motion will be heard in this case on the June Argument List, the Court Administrator is ordered and directed to list this argument also for that list.

BY THE COURT,
Anthony J. Vardaro, J.

6/11/96 mailed to all counsel

ON ARGUMENT LIST FOR JUNE 1996

CONTINUED PAGE 274B

✓June 21, 1996, Plaintiffs' Answer to Defendants Bedwell and Northwest Pa. Surgical Associates' Motion to Dismiss filed.

✓June 21, 1996, Plaintiffs' Answer to defendants Smart, McLamb, Orthopedic Assoicates of Meadville and Watson's Motion for Entry of Judgment on Non Pros filed.

✓June 21, 1996, Plaintiffs' Answer to Defendant Farrah's Motion for Judgment of Non Pros filed.

✓June 21, 1996, Plaintiffs' Answer to Defendatn Meadville Medical Center's Motion for Entry of Judgment of Non Pros filed.

✓June 21, 1996, Plaintiffs' Answer to defendant Sunby's Motion to Dismiss filed.

✓June 25, 1996 ORDER filed. AND NOW, June 24, 1996, all discovery in this case is stayed until the court decides va various Motions for Entry of Judgment of Non Pros for lack of docket activity now before the Court.
BY THE COURT:
Anthony J. Vardaro, J.
6-26-96 MAILED All counsel.

✓Aug. 21, 1996 Memorandum and ORDER filed. AND NOW, August 20, 1996 all motions by the defendants for judgments of non pros are denied.
BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

✓ Dec. 23, 1996 Certification of Plaintiffs' Counsel on behalf of Plaintiff's filed.

✓Apr 21, 1997 Certification of Plaintiffs' Counsel of Depositions of Lawson C. Smart, M.D., James R. McLamb, M.D. and Carl R. Sunby, M. D., filed.

✓June 9, 1997 Certification of Plaintiffs' Counsel, filed.

✓July 2, 1997 Certification of Plaintiffs' Counsel, filed.

✓ June 4, 1999 Motion For Summary Judgment filed.

✓ June 4, 1999 Upon praecipe of Atty. Lent the above matter is placed on the next available argument list.

ON JULY ARGUMENT LIST 1999

✓ June 9, 1999 Certification of Plaintiffs' Counsel, filed.

✓July 19, 1999 Plaintiffs' Answer to Defendant Farrah's Motion for Summary Judgement Filed.

✓July 26, 1999 Certification of Plaintiffs' Counsel filed.

✓July 26, 1999 Reply of Defendant Victor B. Farrah, M.D. to Plaintiffs' Answer to Defendant's Motion For Summary Judgment filed.

✓July 28, 1999 Plaintiffs' Statement of Material Facts Pursuant to Crawford County Rule L1305B Filed.

FOR FURTHER DOCKET ENTRIES SEE COMPUTOR. 1193 31174 AD 1993 1174

1993

C. Barton Jones

1175.

LAVINIA M. JOINER

vs.

STEVEN JAMES JOINER

Filed November 16, 1993
@ 1:09 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co. pd 11/16/93	9.00
Pro.Co. pd 12/29/93	9.00
Pro Co pd 3-4-94	9.00

COMPLAINT UNDER SECTION 3301(d) OF THE DIVORCE CODE
no copies

Dec. 8, 1993 Notice Of Intention To Request Entry of Divorce Decree filed.

Dec. 8, 1993 Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

Dec.29, 1993 Upon Praecipe of C. Barton Jones,Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

Jan. 13, 1994 MEMORANDUM filed. AND NOW, January 12, 1994, the file is hereby returned to the Prothonotary's office for proceedings consistent with this memorandum.

Unfortunately the record does not reflect proper service on the defendant even though it appears that he signed a counter affidavit which apparently was mailed to him at the time the original complaint was sent to him.

Service must be completed in accordance with the Rules of Civil Procedure. Since service was not accomplished in any manner permitted by the Rules of Civil Procedure, including Rule 403, the Court cannot proceed further.

The plaintiff shall attempt to obtain proper service on the defendant then the matter may be referred back to the Court for final disposition. BY ORDER OF COURT
Gordon R. Miller, P.J.

Jan. 14, 1994 copy to C. Barton Jones

Jan. 24, 1994 Counter-Affidavit Under Section 3301 (d) of the Divorce Code, filed.

Feb.7, 1994 Notice of Intention to Request Entry of Divorce Decree filed.

Mar. 7, 1994 Affidavit of Service, filed. I, C. Barton Jones, Esquire, being duly sworn according to law, deposes and says that he is the attorney for Plaintiff LAVINIA M. JOINER, and that a second time I did mail a Certified copy of the Complaint in Divorce and Counter-Affidavi filed in the above matter, by Certified Mail, Return Receipt Requested, to the Defendant, STEVEN JAMES JOINER, on January 21, 1994. The Counter-Affidavit signed by Defendant and dated November 18, 1993, was filed in the Prothonotary's Office. A new Notice of Intentionto Request Entry of Divorce Decree witha n additional Counter-Affidavit attached for his use, on February 4, 1994, was mailed to Defendant at his address; R.D. 2, Box 134, Guys Mills, PA 16327. The green return of service with a date of January 21, 1994, and also a Certificate of Mailing for the last set of Notice and also a Certificate of Mailing for the last set of Notice and Counter-Affidav are attached hereto. Since the lat receipt of mailing, at least Twenty (20) days have elapsed, and Defendant has not acted.

Mar. 4, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 9, 1994 , AND NOW, this 8th day of March, 1994, on the groudns of irretrievably breakdown and continued separation of more than two years being since June 15, 1987, and in the above case having been duly approved, the court, by virtue of the authority vested in it by law, decrees that LAVINIA M. JOINER and STEVEN JAMES JOINER are hereby divorced from the bounds of matrimony, and all the duties, rights, and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they never had been married.

BY THE COURT:
Gordon R. Miller, Judge.

William F.Peters

1176.

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

NORBERT MILLER d/b/a
NORBERT MILLER CONSTRUCTION

vs.

WILLIAM L. BRAWLEY and
LAURIE S. BRAWLEY, his wife

Filed November 16, 1993
@ 3:18 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 2-1-95	6.00

JURY TRIAL DEMANDED

PRAECIPE FOR RULE TO FILE A COMPLAINT UPON MECHANIC"S LIEN CLAIM
Issued Atty.

Dec 2, 1993 Rule entered on Plaintiff to file a Complaint.

Dec. 3, 1993 Complaint in Support of Mechanic's Lien Claim, filed. (1 copy Atty.)

Dec. 28, 1993 Preliminary Objections To Complaint filed.

Feb. 1, 1994 Plaintiff's Reply to defendnt's Preliminary Objections to Plaitniff's Complaint filed. (3 copies Atty.)

Feb. 23, 1994 Upon Praecipe of William F.Peters,Esquire,Attorney for Plaintiffs, the above captioned matter is placed on the next available Argument list for either preliminary objections or merits of the case.

ON MARCH, 1994 ARGUMENT LIST

Apr. 4, 1994 Memorandum and Order, filed. ORDER: AND NOW, March 31, 1994, the defendant's preliminary objection in the nature of a motion ot strike is granted and the "additional damages" section of the plaintiff's complaint is hereby stricken.

In all other resplects the defendant's preliminary objections are denied.

The defendant's shall file a responsive pleading within twenty (20) days from the date of this order.

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

Apr. 4, 1994 copoies dist to Millin & Peters

Apr. 6, 1994 Answer And New Matter to Complaint in Support of Mechanic's Lien Claim, filed.

Jan. 31, 1995 Upon praecipe of defendants attorney the above-entitled actions and all proceedings are settled and discontinued of record.

1993

Michael Halliday

1177.

William A.Kuhar,Jr.

DANIEL L. OBLENSKI

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed November 16, 1993
@ 4:02 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR REVIEW OF ORDER OF DEPARTMENT OF TRANSPORTATION

Nov. 16, 1993 Petition for Review of Order of the Department of Transportation Suspending Operating Privileges andORDER FOR HEARING, filed. AND NOW, this 17th day of November, 1993,upon consideration of the Petition of Daniel L. Oblinski for review of an order of the Department of Transportation suspending Petitioner's operating privilege, a hearing de novo is granted to determine whether the action of the Department of Transportation in suspending the Petitioner's operating privilege should be set aside.

Hearing on the above matter is fixed for the 28th day of January, 1993 at 10:45 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Notice shall be given to the Department of Transportation by petitioner in the manner required by the law.

BY THE COURT:
Gordon R. Miller, J.

11-19-93 Copy of Order to Atty.. Halliday and Dept. of Trans.

Nov. 19, 1993, Certificate of Service filed. Notice hereby given that petitioner's counsel has served a true and correct copy of Petition for Review of Order of aDept. of Trans. Suspending Operating Privileges, upon counsel for the Respondent, by Cert. Mail ret. rec. req. postage prepaid, on Nov. 17, 1993, addressed as follows: Com. of Pa. Dept. of Trans.
Office of Chief Counsel, Rm. .03
Trans. and Safety Bldg.
Harrisburg, Pa. 17120
Michael Halliday, Esq.

Dec. 21, 1993 Affidavit of Service filed. I, Michael Halliday, Esquire, being duly sworn according to law, depose and state that the following facts are true and correct to the best of my knowledge, informationand belief:

1. That I am an attorney authorized to practice law inthe Commonwealth of Pennsylvania, with offices at 273 Main Street, Greenville, Pennsylvania 16125.
2. That on December 2, 1993, I did forward to the Respondent in the above-captioned action, a certified copy of the Order for Hearing on Petitionfor Review of order of the Department of Transportation Suspending operating Privileges, as filed at the above number and term, said Order being dated November 17, 1993, and setting the hearing date for January 28, 1994, at 10:45 a.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA.
3. That said Order was forwarded to the Respondent by certified United States Mail, postage prepaid, return receipt rrequested,on December 2, 1993, addressed as follows:
   Commonwealth of Pennsylvania
   Department of Transportation
   Office of Chief Counsel
   Room 103
   Transportation and Safety Building
   Harrisburg, PA 17120
   ATTN: Mr. Harold H. Cramer
   Assistant Chief Counsel
4. That attached to this Affidavit is the original return receipt as executed by Dale Arnold, and showing service of the Order to have been made on the Respondent on December 7, 1993.
5. That service ofthea bove-mentioned Order for Hearing has been effected by certified mail.

Michael Halliday

feb. 7, 1994 Motion For Continuance and Order, filed. ORDER: AND NOW, to-wit: this 7 day of February, 1994, upon consideration of the foregoing Motion for Continuance, there being no objection to the continuance of the de novo hearing on this operating privilege revocation appeal by counsel for the petitioner, it is hereby ORDERED that the de novo hearing on this appeal is continued from Friday, January 28, 1994 at 10:30 a.m. to March 11, 1994, at 1:00 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 8, 1994 copy to M. Halliday & Kuhar

Apr. 29, 1994 ORDER filed. AND NOW, April 28, 1994, after hearing and upon consideration of the legal briefs filed by t he parties, the Petitioner's appeal from the suspension of his operating privileges is dismissed and the suspension imposed by the Department is affirmed.

BY THE COURT:
Anthony J. Vardaro,J.

5-3-94 Copy of order to Attys. Halliday & Kuhar, Jr.

May 3, 1994 Exhibits filed.

1993

1178.

HOPE M. NEVISON

vs.

GERRY L. MILLS

Filed November 17, 1993
@ 1:12 PM

Tax & entry Pd 12-2-93	50.50	
User's Fee Pd 12-2-93	5.00	
Sheriff's Costs	22.00	
Pro Co Pd 12-2-93	5.00	

12-2-93 Received from dept. Sheriff 22.00 dash
12-2-93 Pd Sheriff Ck # 7933 22.00

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

ORDER:

And now, this 17 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not be within 100 yards of Plaintiffs residence.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the November 29, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Nov. 22, 1993 SHERIFF'S RETURN, filed. SERVED Gerry L. Mills by Certificate of Mailing on November 18, 1993, sent to his last known address of PO Box 85, Williamsfield, OH 44093. Certificate of Mailing receipt attached.
So answers, Robert M. Stevens, Sheriff

Dec. 3, 1993 Motion To Vacate Protection From Abuse Order and Order filed. ORDER: AND NOW, this 2 day of December, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 17, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of 11-17-93 assessing court costs shall remain in full force and effect without change or modification and the party or parties agaisnt whom costs were assessed shall remain obligated to pay the costs. BY ORDER OF COURT
Anthony J. Vardaro, J.

Dec. 8, 1993 copy to Co. Control, Plf., Dft. , PSPD

1993

1179.

PETITION FOR INVOLUNTARY TREATMENT

OF

KENNETH SHILLING

Field November 17, 1993
@ 1:29 PM

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

1993

Thomas, Truax, Spadafore & Walker Gregory A. Keenan	DANIEL L. WEBER	COMPLAINT FOR CUSTODY 1 copy atty.
	vs.	Dec. 9, 1993 Petition For Entry Of Agreement, filed.
1180.	MARION L. WEBER	Dec. 9, 1993 I, Marion L. Weber, accept service of the Complaint For Custody, properly endorsed with a Notice to Defend this 17th day of November, 1993.
	Filed November 17, 1993 @ 3:09 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1993

Barbara J. Walton

1181.

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

KIM DAVIDSON

vs.

ARTHUR DAVIDSON, JR.

Filed November 17, 1993
@ 1:51 pM

Tax & entry paid	50.50
User's fee paid	15.00
2 Add'l Counts pd	30.00
STate paid	10.00
Pro Co pd 9-15-94	9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
1 copy atty.

Dec. 6, 1993 Affidavit of Service filed. And Now, December 6, 1993, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on November 30, 1993.

2. That the Defendant signed the return card on December 3, 1993 andin accordance with Pa. R.C.P. $L@, SERVICE OF THE Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P100655987) attached hereto as Ezhibit "A"/

I VERIFY that the statements made in this Affidavit are true and correct. I understood that false statements herin are made subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to authorities.

Aug. 4, 1994 Affidavit of Consent of Plaintiff filed.

Sept. 9, 1994 Separation and Property Settlement Agreement, filed.

Sept. 9, 1994 Affidavit of Consent of Defendant, filed.

Sept. 13,1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

Sep. 13, 1994 Stipulation and Consent to Entry of Custody Order and ORDER filed. AND NOW, this 13th day of Sept., 1994,upon presentation of the Stipulation and Consent of the parties, attached hereto, and after considerationof same, it is hereby ORDERED, DIRECTED and DECREED that:

1. Legal and physical custody of the parties' two (2) minor children shall be shared between the mother, Kim Davidson and the father, Arthur Davidson, Jr.

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 mey have regarding the subject minor children.

3. The natural father shall have primary physical custody of the aforementioned minor children.

4. The natural mother shall have liberal visitations with the children at times mutually agreeable between the parties, and in connection with the best interests and generalwelfare of the children.

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.

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.

7. Neither party shall do or say anything to blacken the character of the other 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.

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

BY THE COURT:
Gordon R. Miller, J.

9-13-94 Faxed to Attys. Walton & Irwin

DIVORCE DECREE FILED

Sept. 21, 1994 AND NOW, this 20th day of September, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

The bonds of marriage between Plaintiff, KIM DAVIDSON, and Defendant, ARTHUR DAVIDSON, JR., are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and condition of the Separation and property Settlement Agreement between the parties herein, dated Sept. 8, 1994, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length.

This Honorable Court shall retain jurisdiction of this matter.

BY THE COURT:
Gordon R. Miller, J.

Kathleen R. Nelson

1182.

DIANE R. AGNEW

vs.

HAROLD D. AGNEW

Filed November 17, 1993
@ 3:57 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts pd	30.00
State paid	10.00
Pro.Co. Pd Ch#8356 6-9-94	9.00
William Pineo, Mediator	
Pro.Co. pd 6/27/94	9.00

11-17-93 $150.00 mail. pd deft.
3-25-94 Pd plff per Nelson 14.00 Ch#8185

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

Order:
You, Harold D. Agnew, Defendant, have been sued in court to obtain custody, partial custody or visitation of the children: Erin Melissa Agnew, Stacey Lynn Agnew, and Duane Keith Agnew.
You are ordered to appear in person at such time and place as will be determined by the Mediator, William Pineo, for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Crawford County Courthouse
Meadville, Pa 16335
814/336-1151, ext 298.

11/16/93

BY THE COURT,
Gordon R. Miller,

Dec. 1, 1993, Affidavit of Service filed. And Now, this 1 day of Dec. 1993, Kathleen R. Nelson Esq. being duly sworn, deposes and says that the following facts in support of her affidavit of service are true and correct:
1. That the affiant is the atty. for the plff in the above captioned action.
2. That a true and correct copy fo the Complaint in Divorce and Notice were sent by cert. mail to the dft. on Nov. 24, 1993.
3. That the dft. received said cert. mail on Nov. 27, 1993. Said ret. rec. card P 238 202 431 is attached hereto, signed byHarold D. Agnew and made a part hereof.
Kathleen R. Nelson, Esq.

Mar. 10, 1994 Stipulation and Consent Custody Order filed.CONSENT CUSTODY ORDER. AND NOW, this 8th day of March, 1994, upon Stipulation of the parties to this action, the following Order is hereby entered:
1. Legal and physical custody of Erin Melissa Agnew, Stacey Lynn Agnew, and Duane Keith Agnew, shall be with the Plaintiff/Mother, Diane R. Agnew subject to the following conditions:
a. Defendant/Father, Harold D. Agnew, shall have visitation with the three minor children, from time to time, as agreed upon between the Plaintiff/ Mother and the Defendant/Father.
b. This order is entered without prejudice to the right of either party to request a mediation conference at some time in the future for the purpose of obtaining a more specific visitation schedule between the child and the child's mother.
c. The parties shall share all transportation in regard to the Defendant/Father's visitation rights with the party receiving custody of the child to provide for the transportation.
2. Neither party shall expose the children to any person or situation which may be harmful to the children's health or well being.
3. Neither of the parents shall do or say anything in an attempt to turn the children against the other parent, but on the other hand shall do everying in the power of each to foster a favorable and loving attitude on the part of the children toward both parents.
4. Neither parties 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.
5. The parties shall inform the other immediately of any serious illness or injury affecting the children.

BY THE COURT:
Gordon R. Miller, J.

3-14-94 Copy of Order to Atty. Nelson & Deft.

Mar. 24, 1994 Motion for Return of Custody Mediation Deposit and Order filed. AND NOW, this 21st day of March, 1994, the Prothonotary of Crawford County is ordered to refund to Diane R. Agnew, Plaintiff in the above captioned custody action, the sum of $141.00 for unused mediation fees.

BY THE COURT:
Gordon R. Miller, j

Mar. 28, 1994 Copy of order to Atty. Nelson

Jun. 27, 1994 Affidavit of Consent by Diane R. Agnew,Plaintiff, filed.

Jun. 27, 1994 Affidavit of Consent by Harold D.Agnew, Defendant, filed.

Jun. 27, 1994 Upon Praecipe of Kathleen R. Nelson, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

STIPULATION and DECREE filed. AND NOW, this 6 day of July, 1994, upon Stipulation of the parties to this action, the Court orders and Decrees as follows:
I. DIVORCE
Upon Consideration of the pleadings and Affidavits filed in the above captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above named parties upon the grounds that the marriage is irretrievably broken and ninety days have elapsed from the date of filing of the Complaint and an Affidavit has been filed by each of the parties, evidencing that each consents to the divorce, pursuant to Section 3301(c) of the Divorce Code.
II. REAL PROPERTY
The parties are owners as tenants by the entireties of residential real estate located in Summerhill Township, Crawford Co. Pa. Plaintiff shall pay as her sole obligation all past, present, and future costs, expenses, or liabilities attributable to, or resulting from the

RECORD CONTINUED ON PAGE 428.....

1993

Mary Ann Kirkpatrick

1183.

Nov. 17, 1993 $150.00 deposited by Plaintiff

3-25-94 Pd pltf Counsel Ck # 8886 14.00

JANICE and ROBERT CRAUMER, SR.

vs.

EDWIN KENDALL MORRIS

Filed November 17, 1993
@ 3:57 PM

Tax & entry paid 50.50 ✓
User's Fee paid 5.00
Bruce Smith, Mediator
William Pineo, Mediator
Pro Co Pd 6-22-94 9.00 ✓

COMPLAINT FOR PARTIAL CUSTODY
1 copy (atty)

Order:

You, Edwin Kendall Morris, have been sued in Court to obtain custody of Nicki Lee Morris and Edwin Christopher Morris

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

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

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

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 11/16/93 Gordon R. Miller, J

Nov. 23, 1993 Affidavit of Service filed. And Now, NOvember 23, 1993,comes Constance L. Deitman being duly sworn according to law,deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Janice and Robert Craumer,Sr., Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a copy of the Complaint for Partial Custody to be forwarded by Certified Mail, P 100 657 007; postmarked November 18, 1993, to the last known address of the Defendant, Edwin Kendall Morris, Main Street, Spartansburg PA 16434.

3. That the Defendant,Edwin Kendall Morris,on November 19,1993, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.

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

Nov. 23, 1993 Constance L. Deitman

Dec. 2, 1993 ORDER filed. AND NOW, December 1, 1993, Bruce L. Smith, Esquire having been appointed as a mediator in the above matter by order of Judge Miller dated November 16, 1993, and the said Bruce L. Smith having subsequently ifnormed the court that he has a conflict of interest in this case, having represented the family of the defendnt for some twenty years, it is hereby ordered that the appointment of Bruce L. Smith as mediator herein is VACATED, and that William Pineo, Esquire shall instead be appointed to serve as mediator herein.

The Prothonotary shall forthweith mail copes of this order to all parties or counsel of record, to Bruce L. Smith, Esq. and to Wm. Pineo, Esq.

BY THE COURT,
Anthony J. Vardaro, Judge

12-2-93 Copies dist. to Pineo, Smith, Kirkpatrick & Deft.

Mar. 10, 1994 CONSENT ORDER, filed. And, Now, March 9, 1994, come the parties and consent to the entry of this Order regarding custody and grndparent visitation for the minor children Nicki Lee Morris and Edwin Christopher Morris as follows:

1. Primary physical custody of the children shall be with their father Edwin K.Morris.

2. The Plaintiff grandparents shall have regular frequent visits with the children as follows:

a. The children shall be in the custody of their grandparents one week end per month. The parties shall agaree on which specific week end. In the event that the parties do not agree otherwise, the visit shall begin on the second Friday o each month at a5:00 p.m. and shall end the following Sunday at 5:30 p.m.

b. The children shall be with their grandparents for at least 3 days (72 hours) during their Christmas school vacation. If the parties do not agaree other wise, the Christmas visit shall begin on December 26th at 5:00 p.m.

c. The children shall be in the custody of their grandparents for 2 days (48 hurs) during their Thanksgiving and Easter school vacations. Unless the parties agree otherwise, the Thanksgiving visit shall begin at 5:00 p.m. on the day after Thanksgiving and the Easter visit shall begin at 5:00 p.m. on the Thursday before Easter.

d. The holiday visits shall be in addition to and not instead of the rgular monthly visit.

e. The children shall visit with their grandparents for three weeks each summer to include the first two weeks of July when their grandmother is on vacation from her employment. The other one-week visit shall be as agreed to by the parties. If the parties do not agree otherwise, the other one-week visit shall begin on the second Friday in August each year.

During the summer visits, so long as the grandparents and children are not away on overnight travel, the children shall remain in regularly scheduled activities including but not limited to organized sports and dancing.

3. Should it be necessary for either party to cancel ormodify the visitations as set out in this Order or as previously arranged, the party seeking canacellation 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.

4. Neither party shall use illegal drugs or be intoxicated 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.

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

CONTINUED TO PAGE 423

1993

Robert J. Felton

1184.

BONNIE L. FIELY

vs.

CHARLES M. FIELY

Filed November 18, 1993
@ 11:07 AM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Pro Co pd 2/24/94	9.00

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

Nov. 24, 1993 Affidavit of Service filed. I, Robert J. Felton, Esquire, Attorney at Law, 144 West Spring Street, Titusville, Pennsylvania, do hereby certify that, in my capacity as attorney for the plaintiff in the above-captioned matter, served a certified copy of the Divorce Complaint in this atter on November 20, 1993, by sending defendant the same by certified mail no. P 380 584 969, return rreceipt requested. A complaint was mailed to the defendant on Thursday, November 18, 1993, as reflected in the copy of the receipt for mailing and the return receipt attached hereto. Robert J. Felton

Feb. 24, 1994 Affidavit of Consent of Plaintiff filed.

Feb. 24, 1994 Affidavit of Consent of Defendant filed.

Feb. 24, 1994 Upon praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court.

FINAL DECREE

March 7, 1994, DIVORCE DECREE filed.

AND NOW, this 2nd of March 1994, it is hereby ORDERED AND DECREED that Bonnie L. Fiely, Plaintiff, and Charles M. fiely, Defendant are divorced fromthe bonds of matrimony.

BY ORDER OF THE COURT,
Gordon R. Miller,
President Judge

1993

Mary Ann Kirkpatrick

1185.

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

6-23-94 Rec'd from Plff Mediation $150.00
10-4-94 Pd Plff Refund $41.00 Ck#8593
10-10-94 Pd Co. $100.00 Mediation Fees Ck# 8001

KIMBERLY ANN MINNIS FOULK

vs.

JOHN FLOYD FOULK

Filed November 18, 1993
@ 2:16 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 add'l Count pd	15.00
State paid	10.00
Pro Co. pd 3/23/94	9.00
John Fuller, Mediator	
Pro Co Pd 10-10-94	90.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Dec. 7, 1993 Affidavit of Service filed. And Now, December 7, 1993, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Kimberly Ann Minnis Foulk, Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 100 657 008; postmarked November 18, 1993, to the last known address of the Defendant,John Floyd Foulk, Deer Run Apts. Apt 11A, 9977Darrow Park Dr., Twinsburgh,OHio 44087.

3. That the Defendant, John Floyd Foulk, on December 1, 1993, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.

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

Dec. 6, 1993 Constance L.Deitman

Feb. 18, 1994 Affidavit of Consent of Plaintiff filed.

Mar. 21, 1994 Affidavit of Consent of Defendant filed.

March 23, 1994 Upon praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

March 29, 1994 AND NOW, March 25, 1994, it is ordered and decreed that KIMBERLY ANN MINNIS FOULK, plaintiff, and JOHN FLOYD FOULK, 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.

June 23, 1994 Petition For Custody Mediation and Order, filed. You, John Floyd Foulk, have been sued in Court to obtain custody of Kayli Elizabeth Foulk, age 5, born Juen 22, 1988.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.

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

Date: 6-28-94 Anthony J. Vardaro, J.
(1 copy atty) Faxed 1 copy Fuller

July 28, 1994 Preliminary Objections To Petition For Custody Mediation filed.

Aug. 19, 1994 Motion To Withdraw Preliminary Objections and Order, filed. AND NOW, this 19 day of August, 1994, upon presentation and consideration of the foregoing Motion, Defendant's Preliminary Objections to Petition for Custody Mediation is hereby withdrawn.

Anthony J. Vardaro, J.

Aug. 27, 1994 Faxed Irwin & Kirkpatrick
Aug. 24, 1994 Faxed to Fuller

Sept. 23, 1994, Affidavit of Servcie of Notice to Produce filed.

Oct. 3, 1994 ORDER filed. AND NOW, October 3, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal Custody of Kayli Elizabeth Foulk 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 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 Kayli Elizabeth Foulk shallbe with her mother,subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody from November 25, 1994, at 12:00 noon, until November 27, 1994 at 6:00 o'clock p.m., and from 12:00 noon on December 27, 1994 to 6:00 o'clock p.m. on December 29, 1994. These vists shall be supervised by either father's mother, father's sisters of father's teenage daughter.

B. The father shall be entitled to talk to the child on the telephone every Sunday between 9:00 o'clock a.m. and 9:30 o'clock a.m. The child shall be entitled to call the father on the telephone at any convenient time.

C. Father shall not consumer alcohol during any time during the child's vists, nor within twenty-four (24) hours prior thereto.

D. Transportation of the child on visits shall be provided by someone designated by the father.

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

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

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

Continued toPage 513

1993

MacDonald, Illig,
Jones & Britton
Richard J. Parks

1186.

INTEGRA BANK?NORTH
successor by merger to
PENNBANK

vs.

DUANE A. PETERSON and
CHERYL A. PETERSON

Filed November 18, 1993
@ 2:16 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	42.00
Pro Co. pd.1/10/94	9.00

COMPLAINT IN CIVIL ACTION

Dec. 15, 1993 Acceptance of Service filed. ANDNOW, this 10th day of December, 1993, the undersigned, on behalf of Defendant, Cheryl A. Peterson, accepts service of a true and correct copy of the Complaint in Civil Action filed by Integra Bank/North in the above captioned matter.
DATED: Dec. 10, 1993 Barbara H. King

Jan. 3, 1993 Sheriff's Return filed. SERVED the wtihin Complaint on December 17, 1993, at 1527, upon Duane A. Peterson at 13041 Capp at 13041 Capp Road, #20, Erie County, Erie, Pennsylvania by handing to Duane A. Peterson a true and correct copy thereof and made known to him the contents therein.
So answers, Geraldine Taylor, Deputy Sheriff
Robert N. Michel, Sheriff

I hereby deputize the Sheriff of Erie County, Pennsylvanlia to serve the wtihin Complaint according to law.
Robert M. Stevens, sheriff

SERVED Duane A. Peterson by deputizing the Sheriff of Erie County, PA, as per his Affidavit of Service attached. SERVED On December 17, 1993 at 13041 Capp Road, #20, Erie, PA.

POSTED the property located at R.D. #3, Box 169, Richard Township Cambridge Springs, Crawford County, PA, on November 23, 1993 at 12:06 PM

NOT FOUND as to Defendant Cheryl A. Peterson at R.D. #3, Box 169, Richard Township, Cambridge Springs, Crawford County, PA. The residence is vacant.
so answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 10, 1994, 4:27 P.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Affidavit of Non-Military Service attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Amount claimed in the Complaint of $10,150.48 plus interest at the rate of $4.09 per day from Dec.1,1993, monthly late charges beginning December 1993 of $8.60 plus costs of suit and for foreclosure and sale of the mortgaged premises.

P-45,208
Judgment entered
1/10/94

Debt $10,150.48
Judgment
Barbara H. King, Pro.

EX1994-7

1993

Ruthanne Beighley

1187.

REBECCA JANE FRY

vs.

TIMOTHY ALLEN FRY

Filed November 18, 1993
@ 2:16 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts pd	30.00
State paid	10.00
Sheriff's Costs	32.00
Pro.Co. pd 5/11/94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, TEMPORARY ALIMONY, POST-DIVORCE ALIMONY, COUNSEL FEES, COSTS AND EXPENSES
1 copy atty.

Jan. 10, 1994 Complaint reinstated. (1 copy Sheriff)

Jan. 27, 1994 SHERIFF'S RETURN, filed. SERVED Timothy Allen Fry personally on January 25, 1994 at 10:34 AM by handing a Complaint in Divorce to him at his sresidence, 921 East Lake Road, Jamestown, Crawford County, Pa.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

April 13, 1994 Affidavit of Consent of plaintiff filed.

April 13, 1994 Affidavit of Consent of defendant filed.

May 11, 1994 UponPraecipe of Ruthanne Beighley, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

August 1, 1994, 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 Company, and an Affidavit has been filed by reach of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 3301(c) of the PA. Divorce Code.

2. EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION; DIVISION OF DEBTS: The marital property and debts of the parties shall be divided and distributed as follows:

a. TANGIBLE PERSONAL PROPERTY: Of the tangible personal property acquired during the marriage, each party shall retain those items he or she now has in his or her possession.

b. REAL ESTATE: The Defendant/Husband shall transfer all of his right, title and interest in and to jointly held real estate located at 921 East Lake Road, South Shenango Township, Crawford Co., Pa. to the wife.

Notwithstanding the foregoing and the deed to the wife, parties agreed that if the residence is sold within two years of the date of this agreement net proceeds, after usual costs of sale and payment of liens, shall be evenly divided between them. Parties further agree that if residence is sold in year three, husband shall receive 40%; if sold in year four, 30%; year five, 20%; year six, 10% and nothing thereafter.

3. CONSENT BY PARTIES: Rebecca Jane Fry, by her attorney, Ruthanne Beighley, and Timothy Allen Fry, do hereby consent to the terms and conditions of this Divorce Decree:

Rebecca Jane Fry — Timothy Allen Fry
Ruthanne Beighley, Attorney

This Order shall be effective as of this 16th day of May, 1994.

BY THE COURT:
Gordon R. Miller, J.

288

1993

Ruthanne Beighley

1188.

Nov. 18, 1993 $150.00 deposited by Plaintiff

3-29-94 Pd plff per Beighley Ch#8169 66.00

6-22-94 Ch#8355 75.00 mediation

REBECCA JANE FRY

vs.

TIMOTHY ALLEN FRY

Filed November 18, 1993
@

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co Pd 6-22-94	9.00

COMPLAINT TO CONFIRM CUSTODY

Order:

You, TIMOTHY ALLEN FRY, Defendant, have been sued in Court to confirm custody of the children: Mark Allen Fry, born May 25, 1981; Julie Ann Fry, born June 14, 1984; and Michael James Fry, born June 24, 1987 with their mtoher, Rebecca Jane Fry.

You are ordered to appear in person at Crawford County Courthouse Meadville, PA, A confrence before John Fuller, Esquire, Child Custody Mediator at a time & date as notified by the custody mediator

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

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

Court Administrator
Courthouse
Meadville, PA 16335
Telephone: (814) 336-1151, ext. 298.

BY THE COURT:
Anthony J. Vardaro, J

Dated 12/7/93

Dec 8, 1993 Copies mailed to Atty. Beighley and Fuller

Mar. 28, 1994 Order filed. AND NOW, March 17, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Mark Allen Fry, Julie AnnFry andMichael James Fry shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every other weekend from 6:00 o'clock p.m. on Friday at 6:00 o'clock p.m. on Sunday, beginning April 8, 1994.

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

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

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

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

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

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

Anthony J. Vardaro,

Mar. 31, 1994 Copies of order to Atty. Beighley, Fuller and Timothy Fry

1993

Barbara j. Walton

1189.

SHARON DALY

vs.

STEVEN L. DALY

Filed November 18, 1993
@ 2:17 PM

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

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
3 copies atty.

Nov. 29, 1993, Affidavit of Service filed. And Now, Nov. 24, 1993, comes Barbara J. Walton, and avers:
1. A true and correct copy of Com plaint for Divorce was mailed to dft. via Cert. Mail, ret. rec. on Nov. 22, 1993.
2. That the dft. signed the ret. card on Nov. 23, 1993, and in accordance with Pa. R.C.P. 412, service of thecomplaint was made as is evidenced by the IU service ret. Rec. No. P100655985 attached hereto as Exhibit A.
Barbara J. Walton, Esq.

May 12, 1994, Affidavit of Consent of plaintiff filed.

May 17, 1994 Defendant's Affidavit of Consent, filed.

May 17, 1994 Property Settlement Agreement , filed.

May 17, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

June 2, 1994 Affidavit of Plaintiff filed.
DIVORCE DECREE FILED

June 3, 1994 AND NOW, this 1 day of June, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED, AND DECREED that:
1. The bonds of marriage between Plaintiff, SHARON DALY, and Defendant, STEVEN L. DALY, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.
AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the PROPERTY SETTLEMENT AGREEMENT between the parties herein, May 16, 1994, is incorporated in this decree and order by reference as fully as though the same were set forth herein, at length.
2. This Honorable Court shall retain jurisdiction of this matter.
By the Court:
Anthony J. Vardaro, J.

Dec. 1, 1994 Stipulation and Consent To Entry of Order and Domestic Relations Order Channellock, Inc. Retirement Plan For Hourly Rated Employees filed. AND NOW, this 1st day of December, 1994, upon presentation of the Stipulation and Consent of the parties, the Court enters this Domestic Relations Order as follows:
1. Steven L. Daly, 206-46-4812, hereinafter referred to as "Defendant" or "Participant" is employed by Channellock, Inc. and is a participant in the Channellock, Inc. Retirement Plan for Hourly rated Employees;
2. Sharon Daly, 186-42-6084, hereinafter referred to as "Plaintiff" or "Alternate Payee", is the former spouse of the Member.
3. The parties have entered into an agreement which calls for a divsion of the Retirement Plan for Hourly Rated EMployees of Channellock, Inc., by way of a Domestic Relations Order.
4. Defendant's current and last known address is 698 State Street, Meadville, PA 16335.
5. Plaintiff's current and last known mailing address is R.D. #1, Box 9, Utica, PA 16362.
6. A portion of the aforementioned Retirement Plan is marital property subject to distribution by byis Court.
7. The marital property component of the Retirement Plan is: term of months form November 5, 1987 until November 2, 1993/term of months from November 5, 1987 until the date of retirement or separation from employment by Mr. Daly of the projected status estimated monthly income. The portion to be segregated for the Alternate Payee, Sharon Daly, is; term of months from November 5, 1987 until November 2, 1993 term of months form November 5, 1987 until the date of retirement or separation from employment by Mr. Daly x 50% of the Participant's projected benefit at age 65, or the actuarial equivalent if she elects earlier retirement, plus her pro rata share of any early retirement incentivies which m ight become available to the Participant if he elects early retirement.
8. The term of the payments is for the life of the Alternate Payee, a number of years certain; or a lump sum payment, the term to be selected by the Alternate Payee form any option available to her at the time the retirement benefit is in pay status. Payment is to commence at the retirement date chosed by the Alternate Payee, but in no event earlier than the earliest retirement dated provided under the plan, a date which is not more than 10 years before the normal retirement age under the plan.
9. Participant shall nominate Alternate Payee as a beneficiary to the extent of Alternate Payee's equitable distribution portion of Participant's benefit for any death benefits payable by Channellock, Inc. In addition, Participant shall execute and deliver to Alternate Payee an authorization, in a form acceptable to Channellock, Inc., which will authorize Channellock, Inc. to release to Alternate Payee all information concerning Participant's Account.
10. Channellock, Inc. shall issue individual tax forms to Participant and Alternate Payee for amounts paid to each.
11. In the event of the death of Alternate Payee prior to receipt of all of her payments payable to her from Channellock, Inc. under this order, any death benefit or retirement benefit payable to Alternate Payee, shall be paid to Alternate Payee's Estate to the extent of Alternate Payee's Equitable distribution portion as set forth in paragraphs seven and eight (7 & 8). In the event of the death of Alternate Payee prior to commencement of benefits under this plan, then the benefits shall be restored to the participant.
12. In no event shalll alternate Payee have greater benefits or rights other than those which are available to Participant. Alternate Payee is not entitled to any benefit not otherwise provided by Channellock, Inc.
13. Any costs incurred by the Plan Administrator to effectuate the terms and provision of this Order shall be assessed against the parties such that each pays one-half (½) of the costs.
14. The parties shall promptly notify the Channellock, Inc. Hourly Employees Retirement Plan Administrator of any change in their addresses from those set forth above in this Order.
15. The Court of Common Pleas of Crawford County, Pennsylvania, retains jurisdiction to amend this Domestic Relations Order, but only for the purpose of establishing it or maintaining it as a Domestic Relations Order.
16. A certified copy of this Domestic Relations Order shall be served upon Channellock, Inc. immediately. This Domestic Relations Order shall take effect immediately upon Channellock,

Inc. approval and then shall remain in effect until further Order of Court.
By the Court:
Gordon R. Miller, J
12-5-94 Faxed Walton

Continued on page 451

1993

Peters, Lindsay,
Lewis & Gagliotti
Brian J. Lindsay

1190.
Barrett & Dratler
Bruce A.Barrett

JAMES E. CHACE, JR.

vs.

KORINE E. CHACE

Filed November 18, 1993
@ 3:24 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 8-1-94	9.00
Pro Co	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Nov. 24, 1993 Affidavit of Service filed. I, Brian J. Lindsay, Esq., after being duly sworn according to alw, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 8th day of Nov., 1993, send to the above named Plaintiff, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in Divorce field at the above term and number; and that i did on teh 23rd day of Nov. 1993, receive a duly executed return receipt dated Nov. 22, 1993.

Brian J. Lindsay, Esq.

Nov. 24, 1993 Affidavit of Service filed. I, Brian J. Lindsay, Esq., after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 8th day of Nov., 1993, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in Divorce field at the above term and number; and that I did on the 23rd day of Nov., 1993, receive a duly executed return receipt dated Nov. 22, 1993.

Brian J. Lindsay, Esq.

Nov. 24, 1993, Nov. 24, 1993, Affidavit of Service of Complaint in Divorce filed.

Feb. 23, 1994 Affidavit of Consent of Plaintiff, filed. (2 copies atty)

Mar. 7, 1994 Petition for Additional Remedies and ORDER filed. AND NOW, this _____ day of March, 1994, upon consideration of the foregoing Petition, a hearing is set for the 30th day of March, 1994, at 10:15 o'clock __ m. in Courtroom No. 2, Crawford County Courthouse, Meadville, Pennsylvania.

Gordon R. Miller, J.

3-9-94 Copy of Order to Atty. Lindsay & Barrett

Apr. 4, 1994 ORDER filed. AND NOW, March 30, 1994 this matter is before the Court on the Defendant's petition for additional remedies. Specifically, the Plaintiff has been residing in the marital home and the Defendant now has in her possession, which she presents to the Court, a notice dated March 1, 1994 from Northwest Savings Bank indicating their intention to foreclose. With respect to the mortgage on that residence that notice indicates that the December 1993, January 1994 and February 1994 mortgage payments in the amount of $542.20 each month have not been paid. The Plaintiff has resided at that residence and has continued to reside at that residence through this date. Apparently an adult daughter was also residing at that residence and paying some sum of money toward rent or utilities.

We believe under the circumstances that the Plaintiff should have been paying the mortgage payment on a timely manner since he was living in the residence and the Defendant did not have access to the residence.

At this time, the parties owe $1,984.34 by April 1, 1994 in order to stip the mortgage foreclosure.

The Plaintiff notes that the Defendant has received a worker's compensation settlement in the amount of $31,000 recently and she indicates that she had to pay attorney's fees with respect to the recovery of the worker's compensation claim and that she has paid other bills that accrued as a result of her lack of income.

The Plaintiff's income is about $1,373 net and he indicates that his expenses exceed that, particularly since he has begun to pay spousal support to the Defendant in the amount of 4530 per month together with arrears in the amount of $75 per month.

The parties both agree that the property is worth somewhere between $48,500 adn $50,000 and that there's been $11,500 of equity.

While we believe that the Plaintiff should have been making the mortgage payments while living at the property, he indicates that he is to be out of the property, ~~he indicates that~~ by April 5, 1994 and it is SO ORDERED.

The parties believe that they can sell the property but if they are unable to do so on an ongoing basis, there needs to be some provision for the mortgage payments to be made, either by the parties or through some rental of the property.

Accordingly, it is ORDERED that either the parties split the $1,984.34 needed to bring the mortgage to date and stop the foreclosure or through their attorneys they arrange for the foreclosure to be stayed with the understanding that the property will be sold as soon as possible. Each of the parties shall make a diligent effort to try to find a ready, willing and able buyer for at least the sum of $48,500 and if they have not done so within 30 days, they shall agree to list the property for sale with a multi-list realtor in Meadville. They both indicate that any multi-list realtor is satisfactory and they shall agree on one promptly if it is necessary to list the property.

If it is necessary for the parties to pay Northwest Savings Bank the sum of $1984.34 by splitting it, in ultimate determination with respect to a master's finding, even though the Defendant has been required to pay one half of that amount, the ultimate allocation of assets shall require that the Plaintiff should have been responsible for the entire $1,984.34 due. Insofar as we have indicated that we believe that should have been paid by him while he was living at the property.

With respect to ongoing mortgage payments if foreclosure is avoided either by the paymetn indicated or through efforts of the parties' counsel, the parties shall split such payments equally as they accrue and we determine that any master in allocating the assets should consider that they both were responsible for one half of the mortgage payment beginning April 4, 1994. We note that with resplect to the mortgage payment, that payment includes insurance and taxes with respect to the property.

CONTINUED ON PAGE 424

1993

1191.

TIM GUELICH

vs.

SHEILA LANE

Filed November 18, 1993
@ 3:24 pM

Indigent Filing
William Pineo, Mediator

CUSTODY COMPLAINT, PETITION TO PROCEED IN FORMA PAUPERIS PURSUANT TO PA. R.C.P. 240

Order:

AND NOW, November 12, 1993, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 2 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J

Nov. 19, 1993 Copy of order mailed to Plaintiff; Dec.7,1993 copy of Order placed in Atty. Pineo's box.

Mar. 7, 19994 TEMPORARY ORDER, filed. AND NOW, this 7th day of March, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Tamria Lane.

2. The parties shall share with each other any and all information which each may have regardding 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. The father shall have visitation and temporary physical custody for two 24-hour periods each week. The mediator has noted for the court that the father's work schedule comes out each Sunday. The father will, therefore, notify the mother each Sunday of the periods he wishes to select for the following week. The father shall also have the right to temporary physical custody and visitation during his vacation from work, provided he notifies the mother one month in advance of the vacation period.

b. The parent not having physical custody of the subject minor child shall have the right to telephone the other parent to inquire about the child's welfare, but not more than once per day. The telephone contact shall not be used to harass each other.

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas visitation periods, the first beginning on Christmas Eve at noon and ending Christmas Day at noon, and the second beginning Christmas Day at noon and ending December 26 at noon. The mediator has noted for the court that the father's work schedule makes it impossible to determine which period he can select. He shall therefore notify the mother on the Sunday precedign Christmas of the period he wishes to selec.t

b. Thanksgiving: There shall be two Thanksgiving visitation periods, the first beginning on the Wednesday preceding Thanksgiving at noon and ending Thanksgiving Day at noon, and the second beginning Thanksgiving Day at noon and ending on the day after Thanksgiving at noon. The father shallnotify the mother on the Sunday preceding Thanksgiving of which period he wishes to select.

c. Easter: There shall be two Easter visitation periods, the first beginning on Holy Saturday at noon and ending Easter Sunday at noon, and the second beginning Easter Sunday at noon and ending on Easter Monday at noon. The father shallnotify the mother on the Sunday preceding Easter of which of the periods he wishes to select.

d. The other holidays to be observed are Memorial Day,Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the child may watch the fireworks. The father shall have visitation and temporary physical custody for Memorial Day, 1994, and the parties shall thereafter alternate the holiday periods.

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

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

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

6. The father shall be responsible for the transportation of the subject minor child in 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. Each party shall teach said child to give to the other party athat love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated tha ttobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the smae room as the child, 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 at all times 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. Each party shall respect the other's privacy.

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

Continued on Page 421

1993

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

1192.

Ferguson& Spataro
JohnF.Spataro

BANK ONE, YOUNGSTOWN, N.A.

vs.

LORI HENDRICKS

Filed November 18, 1993
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	29.00
Pro.Co. pd 3-8-94	9.00
Pro Co pd 6-1-95	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 17, 1993, Sheriffs Return filed. SERVED Lori Hendricks personally on Dec. 10, 1993, at 1:30 p.m. by hending a copy of the complaint to her at her residence 114A Roger Drive, R. d.#1, Espyville, Crawford County, Pa.
So answers, Scott D. Young, Dep. Sher.
Robert M. Stevens, Sher.

Feb. 28, 1994 Motion for Consent Judgment and Appearance of FErguson & Spataro by John F.Spataro, ESquire filed for Defendant, Lori Hendricks.

Feb.28, 1994 ORDER filed. AND NOW, this 25 day of February, 1994, upon consideration of the party's Motion for Consent Judgment, it is hereby Ordered:

1. The Prothonotary shallenter Judgment in favor of the Plaintiff, Bank One, Youngstown, N.A., against the Defendant, Lori Hendricks, in the sum of Three Thousand One Hundred Thirty-Eight and 16/100 ($3,138.16) Dollars, with interst from June 25, 1993 at the rate of 10.95% and costs; and

2. Bank One, Youngstown,N.A. shall not issue execution upon the Judgment so long as the Defendant, Lori Hendircks, shall make a monthly payment in the sum of Fifty and 00/100 ($50.00) Dollars beginning March 31, 1994 and continuing for thirty-five (35) consecutive months thereafter, and upon completion of said payments the Plaintiff shall mark the Judgment satisfied, and upon failure to make said payments, Bank One shall be able to issue execution upon the aofresaid Judgment at its discretion.

BY THE COURT:
Anthony J. Vardaro,J.

3-3-94 Copy of Order to Attys. Stack & Spataro
H-103:
Entered 2-28-94
Atty. Stack

Debt $3,138.16
Int. from 6-25-93
at 10.95%
Judgment
Barbara H. King
Prothonotary

May 30, 1995 Upon praecipe of plaintiff attorney this case is satisfied and discontinued of record.

1993

Barrett & Dratler
Bruce A. Barrett

1193.

Alan R. Shaddinger

DAVIS & WARDE, INC.

vs.

JEANNE RAFFERTY

Filed November 18, 1993
@ 4:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00
Pro Pd 10/17/95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 14, 1993 SHERIFF'S RETURN, filed. SERVED Jeanne Rafferty personally on December 1, 1993 at 10:10 AM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa.
So answers, Carole Stefanucci, Deputy Sheriff
Robert m. Stevens, Sheriff

Jan. 4, 1994 Appearance of Culbertson, Weiss, Schetroma and Schug, P.C. by Alan R. Shaddinger, Esquire for Jeanne Rafferty.

Dec. 16, 1994 Answer and New Matter filed.

Jan. 20, 1995 Reply To New Matter filed.

Oct. 17, 1995, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

1993

Ferguson & Spataro
Douglas W. Ferguson

1194.

NILES L. WARING

vs.

GLENDA WARING

Filed November 19, 1993
@ 9:10 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 3-11-94	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Dec. 30, 1993 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, addresseeonly, return receipt requested, dated December 14, 1993. The Defendant acknowledged service on December 17, 1993, by accepting delivery on that date as evidenced by the attached signed return receipt.

Douglas W. Ferguson

Mar. 9, 1994 Affidavit of Consent of Plaintiff, filed.

Mar. 9, 1994 Affidavit of Consent of Defendant, filed.

Mar. 9, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

March 16, 1994 AND NOW, March 14, 1994, it is ordered and decreed that NILES L. WARING, plaintiff, and GLENDA WARING, defendant, are divorced from the bonds of matrimony.

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

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

1993

Gifford, Lay & Johnson
James P. Lay, III
Eric B. Rohde
~~Jorden & White~~
~~George R. Gray~~
Withdrawn

1195.

Brandt, Milnes Rea & Wise
Henry E. Rea Jr.

Doepken Keevican & Weiss
James W. Kraus, Esq.

SHARON L. VOSLER

vs.

DR. CANDIDO T. CORTES, JR.

Filed November 19, 1993
@ 10:36 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Sheriff's Costs 28.00

WRIT OF SUMMONS
Issued Sheriff

Oct. 7, 1994 Praecipe for Writ of Summons reissued.

Oct. 14, 1994 Praecipe to Withdraw Appearance of George R.Gray, Esquire, as counsel for Plaintiff, filed.

Oct. 21, 1994 Sheriff's Returnfiled. SERVED Dr. Candido T. Cortes, Jr. on October 14, 1994 at 11:25 AM by handing a copy of the Summons to Gerry Fox, Registered Nurse at his place of business, 1559 Conneaut Lake Road, Meadville, Crawford County, PA.
So answers, Shawn E.Ashbaugh,Deputy Sheriff
Robert M.Stevens, Sheriff

Nov. 14, 1994, Appearance of Brandt, Milnes, Rea & Wise, by Henry E. Rea Jr., attys. for defendant filed.

Sept. 19, 1996 Complaint filed.

October 15,1996 Answer and New Matter with Jury Demand of Defendant Candido T. Cortes, Jr., M.D Filed.

Dec. 16, 1996, Notice of Service filed on Behalf of dft. Candido T. Cortes, Jr. M.D. filed.

Jan. 2, 1997 Plaintiff's Reply to New Matter filed.

June 26, 1997 Notic eof Depositon of Candido T. Cortes, Jr., filed.

Aug. 22, 1997 Notice of Rescheduled Deposition of Candito T. Cortes, Jr., filed.

Aug. 27, 1997, Notice of Rescheuled Deposition of Candito T. Cortes, Jr. filed.

Aug. 29, 1997 Motion for Admission of Mark L. Schumacher, Esquire, Pro Hac Vice and Order filed. AND NOW, to wit, this 28th day of August, 1997, upon consideration of the within Motion for Admission of Mark L. Schumacher, Esquire, Pro Hac Vice, filed on behalf of Defendant Candidio T. Cortes, Jr., M.D., it is hereby ORDERED and DECREED that Mark L. Schumacher is admitted Pro Hac Vice and that he may serve as counsel for Defendant Candido T. Cortes, Jr., M.D.
BY THE COURT:
Anthony J. Vardaro, J.
9-5-97 FAXED Shannon, Quinn, & Rohde

Sept. 15, 1997 Notice of Rescheduled Deposition Time filed.

Dec. 3, 1997 Notice of Serving Plaintiff's Answers to dft's Interrogatories, filed.

Dec. 3, 1997 Notice of Serving Plaintiff's Amended rEsponse to Dft's first Request for Production of Documents, filed.

Dec. 3, 1997 notice of Serving Plff's Responses to Dft's first Request for Production of Documents, filed.

Feb. 17, 1998 Withdrawal of Appearance of Mark L. Schumacher for Dr. Candido T. Cortes, Jr. filed.

August 10, 1998 PRAECIPE FOR ENTRY OF APPEARANCE FILED. APPEARANCE Of Deopken Keevican & Weiss, P.C. James W. Kraus Esq. Counsel for Defendant Dr. Candido T. Cortes, Jr.

Sept. 28, 1998 Amended Answer and New Matter filed.

AS OF DECEMBER 8, 2000 ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

Stephen E. Hall for Petitioner

William L. Walker for Norma Jean Dubenko

1196.

IN THE MATTER OF NORMA JEAN DUBENKO

Filed November 19, 1993 @ 11:56 A.M.

PETITION FOR INVOLUNTARY INTERVENTION BY EMERGENCY COURT ORDER

Order:

AND NOW, November 19, 1993, upon consideration of the foregoing petition, it is hereby order that Active Aging, Inc., shall provide the following protective services to Norma Jean Dubenko and that such servides shall be provided without his/her consent. Hospitazation for medical treatment as needed.

The terms of this order shall expire at 11 am, November 22, 1993. The court herebys ets November 22, 1993 the event of need for an additional emergency court order or court continued court and protective services involvement or both. The court hereby appoints William Walker, Esq., to represent the aforesaid older adult in any further proceedings with regard to this matter. The older adult shall be present for the heairng unles a physician is satisfied it would be hazardus to her health to be here.

BY ORDER OF THE COURT,
Anthony J. Vardaro ,J

Nov. 19, 1993 Supplemental Order filed. AND NOW, November 19, 1993, out order of this date is expanded and clarified to the extent that the primary care physician and any and all other appropriate hospital staff are authorized and directed to provide all necessary medical treatment and tests to the aforesaid Norma Jean Dubenko and are likewise authorized to medically and/or physically restrain the said Norma Jean Debenko for the purpose of keeping her at the Meadville Medical Center to provide such necessary treatment and testing. If it is required, the said Norma Jean Dubenko can be removed to any appropriate unit within the Meadville Medical Center so that such treatment and appropriate restraint may be accomplished.

This supplemental order as well as the original order shall remain in full force and effect until th etime of a hearing set for November 22, 1993 at 11:00 a.m. in this Court.

BY THE COURT
Anthony J. Vardaro, J

11-22-93 Copies to Attys. Hall & Walker.

Nov. 22, 1993 REVIEW AND ORDER filed. AND NOW, November 22, 1993,the Petition for Involuntary Interventionis before the Court, with counsel representing Active Aging and assigned counsel representing the patient.

The Court is aware of the patient from prior court appearances, and receives at the hearing reports indicating the patient suffers from schizophrenia, a chronic alcohol problem, congestive heart failure and pulmonary problem.

The history shows that the patient in past commitments to the hospital has left the hospital against the recommendation of doctors and staff and the history in this case indicates that her attempts to live alone in her declining health condition have not met with success and that nursing home care and supervision for the immediate future are an absolute necessity.

The Court also notes that the patient this date agrees whtat she is not capable of caring for herself at the present time and in her present medical state and agrees that nursing home care is a desirable temporary or permanent solution for her living arrangements.

The Court notes that the patient has a preference for the Edinboro Nursing Home, but at the time of the hearing, it had not officially ascertained that her acceptance was possible at this time.

The Court is advised that the medical recommendtion ofthe attending physician at Meadville Medical Center is that a two-to five-day period of further medicalstabilization is necessary before transfer toa nursing home.

ACCORDINGLY, we enter the following Order:

1. The patient is returned to the care and custody of Meadville Medical Center until ready for discharge by the attending. Active Aging is exploring transfer to the Edinboro Nursing Home when authorized by the physicians, and accordingly,the Court directs that if space is available, that her transfer upon discharge is to the Edinboro Nursing Home or such other nursing home that is qualified to take the patient in the event Edinboro is unable to take her.

2. The commitment shall be for a period of 30 days, to be extended beyond said time by the consent of the patient and her counsel or upon further Order of Court.

3. On November 19,1993, a Supplemental Order was entered by Judge Anthony J.Vardaro relating to the care and treatment of the patient and the terms and conditions of said Order are continued so long as she remains a patient in the hospital.

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

11-22-93 Copies dist.to Attys.Hall & Walker and 2 copies to Active Aging.

1993

1197.	IN THE MATTER OF THE REPORT AND RETURN OF FEDERIC A. WAGNER, DIRECTOR OF THE CRAWFORD COUNTY TAX CLAIM BUREAU OF THE PUBLIC SALE OF LAND AND PROPERTIES HELD ON SEPTEMBER 29, 1993 Filed November 19, 1993 @ 1:11 PM	REPORT AND RETURN OF TAX CLAIM BUREAU SALE HELD SEPTEMBER 29, 1993 Nov. 19, 1993 Confirmation Nisi filed. AND NOW, November 19, 1993 the considoldated return and the sale so made of an dby Frederic A. Wagner, Director of the Crawford County Tax Claim Bureau as to the pubic sale of lands and properties on September 29, 1993 is hereby confirmed nisi. The Tax Claim Bureaut shall publish the notice of this confirmation nisi in the manner required by law. If no objections or exceptions are filed to the sale ofSeptember 29, 1993 within thirty (30) days after this date a decree of absolute confirmation shall be entered as of course by the Prothonotary BY ORDER OF COURT, Gordon R. Miller, J

Dec.1, 1995 Upon Praecipe of John F.Spataro,Esquire, Attorney for Crawford County, a final decree in accordance with Judge Miller's Order of November 19, 1993, is filed.

1993

Egli, Reilly,
Wolfson, Sheffey &
Schrum
Timothy D. Sheffey

1198.

TELMARK, INC.

vs.

EDDY B. BAKER and
ANN L. BAKER, his wife

Filed November 19, 1993
@ 1:48 PM

Tax & entry paid	15.00
Pltf. on orig.	73.50
Sheriff's Costs	30.00
Pro Co. pd 4/22/94	9.00

WRIT OF REVIVAL

of

AD 1987 - 670

Writ of Revival indexed against the defendant Ann L. Baker Only, in favor of Telmark, Inc.
the plaintiffs, in the sum of Fourteen Thousand Sixty-eight Dollars Fifty-three cents plus intereat and additional costs.

Debt---------- $14,680.53
B-228
Barbara H. King, Pro

Issued Sheriff

Dec. 14, 1993 SHERIFF'S RETURN, filed. SERVED Ann L. Baker on November 30, 1993 at 1:49 PM by handing a copy of the Writ of Revival to Edward Baker, Adult in Charge at the residence, 105 Wood Street, Cochranton, Crawford County,Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

April 22, 1994, 11:45 A.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Principal	$14,004.03
Costs	64.50
TOTAL	$14,068.53

plus interest accruing from the date of entry of judgment and additional costs of suit.

B-228
Judgment entered-
4/22/94

Debt $14,068.53
Judgment
Barbara H. King, Pro.

4/28/94 Notice of judgment mailed defendant.

Revived to AD 1999-152

1993

1199.

APPLICATION FOR EXTENDED
INVOLUNTARY TREATMENT
OF

THOMAS D. SNEDEGAR

Filed November 19, 1993
@ 3:46 PM

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Section 303)

300

1993

Culbertson,Weiss, Schetroma
& Schug
Glenn A.W.Thompson

1200.

Linus E. Fenicle

BILL BRAGG ASSOCIATES

vs.

GEORGE OPPENHEIMER and
WELLINGTON FARMS

Filed November 22, 1993
@ 2:38 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro. Co. pd 1/24/94	9.00
Exemp. of Record pd. 2-7-94.	10.00
Exemp.of Record pd 3-1-94	10.00

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

Nov. 22, 1993 Rule entered upon the Plaintiff to file a Complaint issued.

Dec. 1, 1993, Proof of Service filed.

Dec. 13, 1993 Complaint, filed. (1 copy Atty.)

Jan. 24, 1994, 2:32 P.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgmetn is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Plaintiff's Commission	$11,400.00
Pennsylvania Sales Tax	684.00
Legal Interest from 8-4-93 to 1-24-94 at $1.87 per day	323.51
Total:	$12,407.51

Debt $12,407.51
Judgment
Barbara H. King,Pro.

W-181
Judgment entered - 1/24/94
1-25-94 Notice of entry of judgment mailed defendants.

1993

Bernstein & Bernstein
Nicholas D. Krawec

1201.

MIRACLE FEEDS, INC.

vs.

MICHAEL CAREY

Filed November 22, 1993
@ 2:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	33.00
Sheriff's Costs	20.00
Pro Co pd 3-11-94	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 16, 1993, Sheriffs Return filed. NOT FOUND as to dft. Michael Carey, at address of R. d. #5, Box 80 B Titusville, Pa. is located in Venango county, pa.
So answers, Robert M. Stevens, Sheriff

Jan. 10, 1994 Complaint Reinstated, filed.

Feb. 2, 1994 Sheriff's REturn filed. Served Michael Carey by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served inperson on January 18, 1994 at R.D.#5 Box 80B, Titusville, PA.
So answers, Robert M.Stevens, Sheriff

Mar. 10, 1994, And Now, upon praecipe of plaintiff's attorney judgment is hereby entered against the defendant(s) above named, in the default of an Answr, in the amount of Two Thousand Five Hundred Nenty-four and 02.
Entered 3-10-94 Debt: $2,594.02
C - 114 JUDGMENT
Barbara H. King, Pro.

EX1994-73

March 10, 1995 Motion For Break In Order and ORDER OF COURT filed. AND NOW, to-wit: this 10 day of March, 1995, upon consideration of the record and Plaintiff's foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED that the Sheriff of Venango County, PA., is authorized to break in and enter at the Defendant's premises at RD 5, Box 80 B, Titusville, PA 16354, for the sole purpose of levying upon the personal property listed on Plaintiff's Writ of Execution. Notice of presentation of motion was mailed to Michael Carey 2/28/95 - Did not appear.

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

March 17, 1995 Order FAXED Atty. Krawec.

302

1993

Mazzotta, McCague
& Associates, PC
Donald S. Mazzotta
J. Michael McCague

1202.

INTEGRA BANK NORTH

vs.

KENNETH G. HONSE and
KATHERINE HONSE

filed November 22, 1993
@ 2:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	34.00
Pro Co pd 2-7-94	9.00
Pro Co pd 9-8-97	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 17, 1993, Sheriffs Return filed. SERVED KENNETH G. Honse on Dec. 9, 1993 at 3:30 p.m. by handing a copy of the complaint to Katherine Honse, his wife, at their residence, Star Route, Meadville Crawford County, Pa.

SERVED Katherine Honse personally on Dec. 9, 1993 at 3:31 p.m. by handing a copy of the complaint to her at the residence, Star Route, Meadville, Crawford County Pa.

So answers, Dale A. collins Dep. Sheriff
Robert M. Stevens, Sher.

Feb. 7, 1994 And Now, upon praecipe of plaintiff's attorney judgment is entered in favor of the plaintiff and agaisnt the defendants for want of an answer and the same is liquidated at the sum of Four Thousand Eight Hundred Forty and 21/100, with interest accruing at the rate of 13.750% from the date of Judgment together with costs of suit.

Entered 2-7-94
H - 103

Debt: $4,840.21 WITH INT. & Costs.
JUDGMENT
Barbara H. King, Pro.

Sept 8, 1997 Upon praecipe of plaintiff attorney the Judgment regarding this matter is marked satisfied of record.

1993

Mary Ann Kirkpatrick

1203.

John P. Gagliotti

Nov. 22, 1993 $150.00 deposited by Plaintiff

2-1-94 Pd Plff/Bal med dep 90.00 Ck#8059
3-22-94 Pd Def #8179 57.00

DEREK STUART MOSES

vs.

CHRISTI M. HALL BRUCE

Filed NOvember 22, 1993
@ 3:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
William Pineo, Mediator	102.00
Pro Co Pd 3-22-94 #8180	9.00

COMPLAINT FOR CUSTODY
1 copy atty.
1 copy mediator

ORDER:

You, Christi M. Hall Bruce, have beensued in Court to obtain shared legal and physical custody of Andrew James Hall.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Wm. Pineo for a mediation conference.
If you fail to appear as provided by this order, an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, Pa 16335
(814) 336-1151, ext. 298.
Date: 11/19/93

Gordon R. Miller, J

Dec. 2, 1993 Affidavit of Service of Service filed. And Now, December 2nd, 1993, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Derek Stuart Moses, Plaintiff, in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a certified copy of the Custody Complaint to be forwarded by Certified Mail, P 100 657 010; postmarked November 23, 1993, to the last known address of the Defendant, Christi M. Hall Bruce, 147-17 Pine Chapel Rd., Hampton, VA 23666.

3. That the Defendant, Christi M. Hall Bruce, on NOvember 27,1993, personally signed the return receipt card which was affixed to the Custody Complaint in the above-matter and which is attached hereto.

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

Jan. 31, 1994 TEMPORARY ORDER, filed. AND NOW, this 27th day of January, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Andrew James Hall.

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. The parties shall keep each other informed of their current addresses and telephone numbers.

3 a. The mother shall have primary physical custody of the subject minor child. The father shall have temporary physical custody and the right of visitation for a six week period each summer to begin June 15 and end six weeks thereafter. The father shall also have the right of visitation and temporary physical custody one week each year at Easter to include Easter Sunday. In addition, the father shall have temporary physical custody and visitation, in odd numbered years, for a one week period to include Thanksgiving, and in even numbered years, for a one week period to include Christmas. Given the distances involved, the parties shall attempt to work out as best they can all details of the actual dates and times.

b. The father shall have the right to telephone Andrew at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the mother.

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 cancellaton 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 alaternative arrangements.

5. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

6. 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.

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

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

9. The mother has voiced reservations spregarding the fther's skill at parenting because he has never actually done that. The mother indicates that the father's mother is a skilled parent and therefore the court recommends that the father consult with his mother, if necessary, to help him care for the subject minor child.

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

11. Either party may request a review of this order two years from date hereof to make any adjustments.

CONTINUED ON PAGE 421

1993

Shafer, Swick Bailey
Irwin and Stack
Robert S. Bailey

1204.

Pro Se

MEADVILLE REDI MIX

vs.

JOHN ENSWORTH

Field November 23, 1993
@ 1:51 PM

Tax & entry paid	50.25
User's fee paid	5.00
Pro.Co. pd 1/25/94	15.00
Pro Co. pd 4/2 /94	9.00
Pro Co Paid 6/3/94	5.00
Pro Co pd 7-24-97	5.00

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

Nov. 23, 1993 Rule entered upon the Plaintiff to file a Complaint issued.

Nov. 24, 1993 Proof of Service filed.

Dec. 20, 1993, Complaint in Assumpsit filed. 2 copies atty

Jan. 10, 1994 Answer filed. (1 copy Deft.)

Jan. 25, 1994 Upon Praecipe of Robert S. Bailey, Esquire, Attorney for Plaintiff, for appointment of Arbitrators, the following arbitrators are appointed.

John Brautigam, Chairman
John Gagliotti
~~Stephen E. Hall~~ ~~Andrew S. Bacallao~~
Thomas D. Watson

Feb. 7, 1994 Arbitrators Take Qualifying Oath.

Feb. 14, 1994 Notice of Hearing Before Board of Arbitrators, filed.

Mar. 14, 1994 DECISION OF ARBITRATORS filed. And now, the 14th day of March, 1994, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find for the Plaintiff and against the Defendants in the amount of $3,946.77, together with interest and costs of suit.

E-93;E-23;

DECISION OF ARBITRATORS
Barbara H. King
Prothonotary

3-17-94 Copy of Decision to Atty. Bailey & Deft.

April 20, 1994 AND NOW, upon Praecipe of plaintiff attorney, judgment on award of arbitrators is hereby entered in the above matter on March 14, 1994, the time for appeal having expired, and assess damages in favor of the plaintiff and against the defendant as follows:

Judgment Award	$3,946.77
Costs:	
District Justice Suit	79.50
Filing Arbitration Praecipe	15.00
Filing Arbitration Judgment	9.00
Satisfaction of judgment	6.00

Plus legal interest from March 14, 1994 on judgment award.

E-93,23

DEBT $3,946.77 (see above)
FINAL JUDGMENT
Barbara H. King, Pro.

EX 1994-29

May 27, 1994, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued on record against the defenants, filed.

July 18, 1997 Upon praecipe of plaintiff attorney the above captioned matter is marked satisfied of record.

1993

Law Offices of Karen L. Hughes
Daniel S. Soom

1205.

NORTH PENN PIPE & SUPPLY COMPANY, INC.,

vs.

PENNSYLVANIA DEPARTMENT OF ENVIROMENTAL RESOURCES, JOHN T. BLAIR and TODAY'S EXPRESS, INC.

filed November 23, 1993
@ 2:45 PM

Tax & entry Pd 12-28-93 50.50
User's Fee Pd 12-28-93 5.00

Pro Pd 7/12/95 5.00

ORIGINAL FILINGS OF DOCKET ENTRIES FROM CIVIL DIVISION OF COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

Allegheny entries

Aug. 9, 1993 Complaint filed.

Sept. 9, 1993 Appearance filed.

Sept. 21, 1993 Appearance filed.

Sept. 21, 1993 Answer, New Matter and New Matter Pursuant To Pa. R.C.P. 2252 (d) To Plaintiff'sComplaint filed.

Aug. 10, 1993 Sheriff's Return filed.

Oct. 13, 1993 Preliminary Objections filed.

Nov. 9, 1993 Order of Court filed. AND NOW, to-wit, this 5 day of Nov., 1993, upon considerationof the within Preliminary Objections, it is hereby ORDERED, ADJUDGED and DECREED that the within matter is transferred from Allegheny County to Crawford Ciounty. BY THE COURT,
?

Crawford County Entries:

Jun. 10, 1994 Answer and New Matter, filed.

Jun. 10, 1994 Reply to New Matter of Commonwealth of Pennsylvania, Department of Environmental Resources, filed.

July 12, 1995, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1993

Mason & Mason
Joan D. Mason

1206.

RANDOLPH L. REESE

vs.

SANDRA ELAINE REESE

Filed November 23, 1993
@ 2:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 6-11-96	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Dec. 20, 1993 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 7, 1993, mail to the above Defendant, Sandra Elaine Reese, by certified mail #P 966 074 013, return receipt requested deliver to addressee only, a complaint in the above divorce aciton. Said notice was received by Sandra Elaine Reese on December 9, 1993, 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

Apr. 4, 1996 Affidavit of Consent by Randolph L.Reese, Plaintiff, filed.

Apr. 4,1996 Affidavit of Consent by S. Elaine Reese, Defendant, filed.

May 31, 1996 Waiver of Notice of*Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

May 31, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

May 31, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 14, 1996 AND NOW, June 12, 1996, it is ordered and decreed that RANDOLPH L. REESE, plaintiff, and SANDRA ELAINE REESE, 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.

1993

Louis P. Vitti &
Associates, P.C.
Louis P. Vitti

1207.

MOLTON, ALLEN & WILLIAMS, LTD., Assignee of DELLWOOD CORPORATION

vs.

GARY L. DERBY and SANDRA L. DERBY, husband and wife

Filed November 23, 1993
@ 2:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	36.00
Pro Co pd 1-10-94	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Dec. 17, 1993, Sheriffs Return filed. SERVED Gary L..Derby personally on Dec. 9, 1993 at 12:44 p.m. by handing him a copy of thecomplaint in Mortgage Foreclosure to him at the club House, Golfview MANOR, Meadville, Pa. Crawford County.

SERVED Sandra L. Derby personally on Dec., 9, 1993 at 1:55

P.M. by handing a copy fo the complaint in Mortgage Foreclosure to her at 1680 Conneaut Lake Rd. Lot 40, Meadville, Crawford County Pa.

So answers, Dale A. Collins, Ch. Dep.
Robert M. Stevens, Sheriff

Jan. 10, 1994 And Now, upon praecipe of plaintiff's attorney judgment is hereby entered in Default of an Answr on behalf of the plaintiff in the above captioned action, against the Defendants, said Judgment to be in the amount of Thirty-Four Thousand Three Hundred Forty-Three and 58/100, together with interest and costs.

Entered 1-10-94 Debt: $34,343.58
D - 74, 154 JUDGMENT
Barbara H. King, Pro.

1-12-94 Notice of entry of Judgment sent to Defendants

Ex. 1994 - 3

Bernard, Stuczynski
& Bonanti
Bruce W. Bernard

1208.

William J.Gregg
for Steven L. Hospodar

MELLON BANK, N.A.

vs.

STEVEN L. HOSPODAR a/k/a
STEPEHN L. HOSPODAR and
HELEN R. HOSPODAR

Filed November 23, 1993
@ 2:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	32.00
Pro Co pd. 1/21/94	9.00

COMPLAINT IN EJECTMENT
1 copy Sheriff

Dec. 16, 1993, Sheriffs Return filed. SERVED Steven L. Hospodar personally on Dec. 6, 1993 at 1:30 p.m. by haNDING a copy of the Complaint in Ejectment to him in the Sheriffs Office, Third Floor, Crawford County courthouse, Meadville, Pa.
So answers, Robert M. Stevens, Sheriff

Jan. 21, 1994 Answer To Complaint In Ejectment filed.

Jan. 21, 1994, 3:06 P.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant Stephen L. Hospodar a/k/a Stephen L. Hospodar, ONLY, for possession of the real property described in Exhibit "A" hereto and all portions thereof, and for damages for the wrongful occupation and withholding thereof at the rate of $350.00 per month from 10/1/93 until restoration and delivery thereof and for costs of this action.

H-84,134
Judgment entered -
1/21/94

Debt (See papers filed)
Judgment
Barbara H. King, Pro.

EXECUTION NO. 1994 - 6

July 8, 1994 Notice of Deposition of Steven L. Hospodar a/k/a Stephen L. Hospodar, filed.

Aug. 30, 1994 Deposition of Steven L. Hospodar, filed.

Aug.30, 1994 Plaintiff's Motion for Partial Summary Judgment, filed.

Aug.30, 1994 UponPraecipe of Bruce W. Bernard, Esquire, Attorneys for Plaitniff, the above catpioned matter is place on the next available Argument List.

ON OCTOBER, 1994 ARGUMENT LIST

Oct. 24, 1994 ORDER filed. AND NOW, October 24, 1994 upon consideration of the motion of Plaintiff for partial summary judgment, and after hearing arguments of counsel, it is hereby ORDERED, ADJUDGED and DECREED that the Prothonotary is directed to enter judgment for possession infavor of Mellon Bank, N.A. and against the Defendant Steven L.Hospodar, aka Stephen L. Hospodar and Helen R. Hospodar for possession of the real property as described in Exhibit A to Plaintiff's Complaint, and all portions thereof. Thereafter,upon precipe of the Plaintiff,a writ of possession may be issued.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

10-24-94 Given Atty. Gregg & Mailed Atty. Bernard

8-30-94 Plaintiff Brief filed.

1993

Barbara J. Walton

1209.

EARL WANKER

vs.

SALLY J. WANKER

Filed November 23, 1993
@ 3:13 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
ProCo Pd 1-3-97	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Dec. 6, 1993 Affidavit of Service, filed. And Now, December 6, 1993,, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on November 30, 1993.

2. That the Defendant signed the return card on December 3, 1993 and in accordance with Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P100655988) attached hereto as Exhibit "A".

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

Jun. 1, 1994 Affidavit of Consent by Earl Wanker, Plaintiff, filed.

Feb. 7, 1995 Affidavit of Consent of Defendant filed.

Dec. 2, 1996 Affidavit of Service filed. AND NOW,NOvember 21, 1996, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the notice of Intention to Request Entry of Divorce Decree, was mailed to the Defendant via Certified Mail, return receipt requested, onNovember 11, 1996.

2. That the Plaintiff signed the return card on November 14, 1996, and in accordance with Pa. R.C.P. 412, service of the Petition was made as is evidenced by theUntied State Postal Service REturn Receipt (Certified No. P 535 894 594) attached hereto as Exhibit A/

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

Barbara J. Walton

Dec. 18, 1996 Affidavit of Service by Barbara J. Walton, Esq. Attorney for Plaintiff filed. AND NOW, December 13, 1996, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Notice of Intention to Request Entry of Divorce Decree was mailed to the Defendant via certified Mail, return receipt requested, on November 11, 1996.

2. That the Defendant signed the return card on November 18, 1996, and in accordance with Pa.R.C.P. 412, service of the Petition was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P535 894 595) attached hereto as Exhibit "A".

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

Barbara J. Walton, Esq.
Attorney for Plaintiff

Dec 23, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan. 8, 1997 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because: As to a 3301(c) divorce:

There is no showing that the proper notice required by 1920.42(d)(1) in the form required by 1920.73 was mailed or delivered to a party who is unrepresented or to counsel of a represented party; and/or no copy of said notice is attached to the praecipe to refer or submit; and the parties have not executed and filed with the Prothonotary a waiver of notice substantially in the form set forthin Rule 1920.72(c).

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

BY ORDER OF COURT,
Gordon R. Miller, J

Date: 1-6-97

1-9-97 distributed Walton

Jan 14, 1997 Amended Praecipe to Transmit the Record, case moved to Court.

Jan. 24, 1997 Order filed. AND NOW, January 22, 1997, this matter has been referred to the Court for the second time for review, and once again, we decline to enter a divorce decree because the applicable rules have not been complied with.

Pa.R.C.P. 1920.42(d)(1) provides, inter alia, that no decree shall be entered unless a notice of intention to request the entry of divorce decree was mailed or delivered at least twenty (20) days prior to the date of the filing of the praecipe to transmit the record for review. This rule also sets forth the form that the notice must take. The form is prescribed by Pa.R.C.P. 1920.73(a)

Reference to that rule reveals that there are two form notices, one to a par ty represented by consel and another form to be used where a party is not represented by counsel. In this case the defendant was not represented by counsel. Therefore the wrong notice was used.

We shall return the file to the Prothonotary with instructions that the matter shall not be returned to the Court until the rules have been complied with in all respects.

BY THE COURT,
Gordon R. Miller, J

1-27-97 distributed Walton

Feb 12, 1997 Certificate of Service of counter-affidavit and Notice of Intention to Request Entry of Divorce Decree.

Apr 3, 1997 Amended Praecipe To Transmit The Record, filed.

DIVORCE DECREE FILED
April 8, 1997 AND NOW, April 7, 1997, it is ordered and decreed that EARL WANKER, plaintiff, and SALLY WANKER, 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.

1210.

JULIA FREELAND

vs.

NORMAN FREELAND

Filed November 23, 1993
@ 3:14 PM

Tax & entry Pd 2-17-94 50.50
User's Fee Pd 2-17-94 5.00
Sheriff's Costs 22.00
Pro Co Pd 2-17-94 9.00

2-17-94 Rec Sheriff's Costs 22.00

2-17-94 Pd Sheriff Ck# 2806 22.00

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

ORDER:

And now, this 23rd day of November , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not contact plaintiff. Defendant shall not go to Plaintiff's residence. He shall not to within 100 yards of her residence. Custody of the child shall be with the Plaintiff

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

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

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

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

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

8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the December 2, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 10, 1993 SHERIFF'S RETURN, filed. SERVED Norman Freeland by deputizing the Sheriff of Mercer County, Pa., as per his Affidavit of Service attached. Served on November 30, 1993 at 1:15 PM. So answers, Robert M. Stevens, Sheriff

Served Norman Freeland at 509 E. Gilmore Road, Grove City, Pa. on 11/30/93 at 1:15 PM.
Sheriff of Mercer County

Dec. 8, 1993 ORDER filed. AND NOW, Dec. 2, 1993 this matter is before the Court on Plaintiff's petition for relief under the Protection from Abuse Act. She appears represented by counsel and the Defendant appears without counsel, but having been advised of his right to counsel, indicates that he wishes to proceed without counsel.

The parties have reached an agreement without admission of the allegations of the petition on the part of the Defendant.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, or threaten to assault, abuse harass, stalk or in any way contact the Plaintiff at any time or any place.

2. The Defendant shall not go to the Plaintiff's residence at any time. The Defendant is cautioned that even if he is invited to the Plaintiff's residence, he should not go to that residence insofar as it will be presumed that he is in violation of this order if he is found at the Plaintiff's residence. In the event the parties wish for the Defendant to go to Plaintiff's residence, they should seek a modification of this order before he does so.

3. The Plaintiff may go to the Defendant's residence at 509 East Gilmore Road in Grove City, Pa. for the purpose of obtaining her permanent effects and clothing, and the personal effects, clothing, furniture and medications for her child. This shall either occur on the afternoon of December 4, 1993 or if the Plaintiff cannot obtain transportation on that date for the purpose of removing those items, she shall call the Defendant and notify him of the same and she shall be permitted to go at any other convenient time to obtain such items, so long as she calls in advance to ascertain that the Defendant will not be home.

Pending the Plaintiff's removing of the personal property she is entitled to remove from the Defendant's residence in Grove City, the Defendant shall in no way dispose of that property or in any way harm or affect that property at any time.

The Plaintiff shall, in removing the items from the Defendant's home, do so in a neat and tidy manner and not leave the premises in any worse condition than he finds it at the time she begins to remove those items.

4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

5. A copy of this order shall be delivered to the Titusville Police Dept. and to County Control.

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

7. The Defendant shall pay court costs in this matter to the Office of the Prothonotary of Crawford Co. on the first floor of the Crawford Co. Courthouse in Meadville, PA. Those costs shall be in the amount of $106.50, and shall be paid in full within 60 days of this order.

8. This order shall remain in full force and effect through Dec. 1, 1994.

The prothonotary shall send a copy of this order by regular mail to the Defendant at 509 East Gilmore Road in Grove City, Pa.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Dec. 8, 1993 Copies distributed to Atty. G. Sullivan, Co. Control, Titusville P.D., copy maield to Dft. on 12-15-93.

1993

1211.

IN RE: THE FIXING OF TAX COLLECTORS BONDS FOR THE VARIOUS TAX COLLECTORS OF CRAWFORD COUNTY

Filed November 23, 1993
@ 3:19 PM

PETITION TO FIX BOND AMOUNTS FOR TAX COLLECTORS OF CRAWFORD COUNTY

Nov. 23, 1993 Order filed. AND NOW, this 22 day of November, 1993, upon consideration of the foregoing Petition and upon Motion of John F. Spataro, Esq., County Solicitor, it is hereby ordered that the various tax collectors of Crawford County shall be required to post a surety bond in an amount which shall equal the estimated amount of taxes charged in the duplicate to be delivered to him or her in 1994. Such bond may, at the option of the tax collector, be an annual bond or may cover the full term of office for which the tax collector shall have been elected.

each bond shall name as obligees, the Commonwealth of Pennsylvania Crawford County Crawford County institution district, the appropriate school district and vocational school district as well as the appropriate borough, town or township.

Pursuant to the Local Tax Collection Law, Act of 1945, May 25 P.L. 1050, Section 4, as amended (72 P.S. 5511,4(b)) such bond shall have as surety at least one bonding company and the sufficiency of the sureties on the bond are hereby approved, provided that said sureties have an "a" rating or beeter as established by A.M. Best.

BY THE COURT,
Anthony J. Vardaro,

1993

Pepicelli, Youngs
& Youngs, PC
Christopher J. Youngs

1212.

THE MEADVILLE TRIBUNE

vs.

STACKHOUSE MOTORS, INC.

Filed November 24, 1993
@ 1:33 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00
Pro Co Pd 1-14-94	9.00
Pro.Co. pd 2/22/94	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 16, 1993, Certificate of Servcie filed. I certify that the Complaint in Civil Action filed in the above captiooned case was mailed to dft. Stackhouse Motors Inc. c/o Robert Stackhouse, 8105 W. Calla Rd. Canfield, Oh. 44406 by cert.mail No. P 966 069 759 rest. del. addressee only on Dec. 9, 1993 and was received by dft. on Dec. 13, 1993 as evidenced by cert. mail rec. and dom. ret. rec. attached hereto as exhibit A.

Christopher J. Youngs.

Dec. 30, 1993 Sheriff's Return filed. NOT FOUND as to Defendant Stackhouse Motors, Inc., after attempting service through Mercer County Sheriff's Office. They indicated Defendant is out of business, with the owner currently residing at 8105 West Calla Road, Canfield OH 44406. Affidavit of "Not Found" attached.

So answers, Robert M. Stevens, Sheriff

AND NOW, January 14, 1994 @ 11:54 A.M. Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the defendant in the above captioned matter in the amount of Seven Thousand Five Hundred Forty and 76/100 plus costs for failure to file resposive pleadings.

Judgment Computed as follows:	Principal Amount	$7,374.11
	Interest from 11-19-93 through 1-13-94 @ 1.5% per month	166.65
	Total	$7,540.76
	Plus Costs	

S-185
Debt: $7,540.76
JUDGMENT
Barbara H. King
Prothonotary

1-14-94 Notice of Judgment Mailed Defendant.

Feb. 22, 1994 Upon Praecipe of Christopher J. Youngs, Esquire, Attorney for Plaintiff, the above case settled and discontinued and the judgment herein marked satisfied.

1993

1213.

REBECCA L. FLAUGH

vs.

JOHN C. FLAUGH

Filed November 24, 1993
@ 2:59 pM

Tax & entry Pd 12-3-93	50.50	
User's Fee Pd 12-3-93	5.00	
~~State~~	~~10.00~~	
Sheriff's Costs	25.00	
Pro Se Pd 12-3-93	5.00	

12-3-93 Received from John C Flaugh sheriff's cost 25.00
12-3-93 Pd Sheriff Ck # 7940 25.00

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

Order:

And now, this 24 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for December 3, 1993, at 9:15 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Nov. 30, 1993 Sheriff's Return filed. SERVED John C. Flaugh personally on November 24, 1993 at 3:18 PM by handing a copy of the Protection from Abuse tohim at his place of employment, BP Oil Company, North Street, Meadville, Crawford County, PA.
So answers,
Scott D. Young, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Dec. 3, 1993 Motion To Vacate Protection From Abuse Order and Order, filed. ORDER: AND NOW, this 2 day of December 1993 upon receispt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 24, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of November 24, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Dec. 8, 1993 copy to Plf. & Dft. County Control & PSPD

1993

Christopher Brode

1214.

William Gregg

TAMMY S. M. KEENO

vs.

WILLIAM G. COULTER

Filed November 24, 1993
@ 3:31 PM

Tax & entry Pd 4-18-94 50.50
User's Fee Pd 4-18-94 5.00
Sheriff's Costs 27.00
Pro.Co. Pd 4-18-94 9.00

4-18-94 Rec from dft Sheriff's Cost 27.00
4-18-94 Pd Sheriff 27.00 Ck#8747
9-7-94 Rec from dft. Criminal Bond Check #002038 5000.00 general acct.
error
4-22-94 Rec from
4-10-95 Returned Bond to dft #9083 5000.00

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

ORDER:

And now, this 24 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the December 3, 1993 , at 10:45 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Dec. 1, 1993 Sheriff's Return filed. SERVED William G. Coulter personally on November 30, 1993 at 10:35 AM by handing him a copy of the Protection from Abuse in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers,

Barbara Bernoski, Secretary
Robert M. Stevens, Sheriff

Dec. 8, 1993 Motion To Continue and Order filed. AND NOW, this 8th day of December, 1993, the Protection from Abuse Hearing scheduled for December 3, 1993, at 10:45 a.m., is rescheduled fro the 17th day of December, 1993, at 3:00 p.m. in Courtroom 1 or 2 of the Crawford County Courthosue, Meadville, Pennsylvania.

The Temporary Order dated November 24, 1993, shall remain in full force and effect until the date and time of this hearing scheduled above.

BY THE COURT,
Gordon R. Miller, J

12/8/93 copies to all parties & Wm. Gregg

Dec. 21, 1993 Motion For Continuance of Rule to Show Cause and Order, filed. ORDER, AND NOW, THIS L&TH DAY OF December, 1993, upon consideration of Plaintiff's Motion to Continue said request for continuance is hereby garanted and rescheduled for hearing on the 30th day of December, 1993, at 3:30 o'clock, P.M. in Courtroom No. 1 of the Crawford County Courthouse. The Court further orders that the temporary order dated November 24, 1993 remain in full force and effect until further Order of Court.

BY THE COURT,
Anthony J. Vardaro, J.

Dec. 22, 1993 copy to C. Brode & W. Gregg

Dec. 30, 1993 Motion to Continue Temporary Protection From Abuse Order and Order filed. AND NOW, this 30 day of December, 1993, upon consideration of the foregoing Motion to Continue the Temporary Protection From Abuse Order said Motion is granted. A hearing date shall be set on motion of either party.

BY THE COURT,
Gordon R. Miller,
J Jan. 10, 1993 Copies of order to Atty.s Brode and Gregg

Jan. 24, 1994 Stipulation to the Entry of a Protection Order and PROTECTIVE ORDER filed. AND NOW, this 19th day of January, 1994, and pursuant to the foregoing stipulation of the parties, the Court hereby orders and directs the relief set forth below in accordance with the Protection from Abuse Act:

1. The defendant William Coulter shall not assault, abuse, harass or threaten the plaintiff Tammy Keeno, no shall the defendant appear or be present at any place within 100 yards of the plaintiff's residence, place of employment, place of training or internship, or place of schooling without exception.
2. The defendant shall not be within 100 yards of the plaintiff's minor children nor shall he be within 100 yards of the plaintiff's children's school or bus stop.
3. The defendant shall not go to any of the plaintiff;s children's extracurricular activities from school or activities not related to school including but not limited to Little League, Boy Scouts, Girl Scouts, and the like.
4. If defendant finds himself in a public place where the plaintiff or her children are present or arrive at, it shall be the duty of the defendant to leave as soon as practicable without physical or verbal contact with the plaintiff or the plaintiff's minor children.

Continued to Page 314 A

Tammy S.M. Keeno
vs.
William G. Coulter

Continued from Page 314
of Record

AD 1993 - 1214

****

5. The defendant is not to contact the plaintiff or her minor children in any way nor shall he procure third parties to do so.
6. The defendant is directed not to threaten, annoy, harass, or abuse the plaintiff or her minor children in any fashion.
7. This Order may be enforced without warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
8. A copy of this Order shall be delivered to the Police Departments in the jurisdiction where the Plaintiff resides and to Crawford County Control.
9. This Order shall remain in full force and effect for a period of one year or until modified or terminated by further Order of Court.
10. The Defendant shall pay all costs in this action.
11. The Defendant is reminded that this is an Order of Court and violation of this Order may be be punishable by a fine of up to $1000.00 and a jail sentence of up to six months.
12. Costs shall be paid in 30 days from this date.

BY THE COURT
Gordon R. Miller, J.

1-25-94 Copy of Order to Attys.Brode & Gregg, Conneaut Lake Police Department & Co. Control

Aug. 29, 1994 Re: Complaint for Indirect Criminal Contempt for Violation of Protection From Abuse Order. Assignment of Hearing Date filed. AND NOW, August 26, 1994: Hearing in the above captioned matter has been scheduled for September 2, 1994 at 11:30 A.M., in Courtroom No. 1 of the Crawford County Courthouse, Meadville, PA.

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

8-26-94 Coipies dist. by Court

Sep. 8, 1994 Motion to Continue Cont empt Hearing and ORDER filed. AND NOW, this 7th day of September, 1994, upon consideration of Defendant's Motion to continue the cotempt hearing currently set on this matter, said Motion is granted.
This matter is continued until the 20th day of September, 1994, at 3:30 p.m. in Courtroom No. 3(before Senior Judge P. Richard Thomas).
The current Protection From Abuse Order shall remain in full force and effect until this matter is heard on the above date and time.

By the Court:
Gordon R. Miller, J.

9-8-94 Faxed to Attys. Keenan & Brode

Sep.22, 1994 ORDER filed. AND NOW, September 20, 1994, at the close of the court day both parties ask for a continuance and it is impossible to complete this case now. Accordingly, the hearing is continued until Wednesday, November 23, 1994 at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. The Court hopes that the parties can conclude this matter in three (3) hours because of the strain on theCourt's time. We will set aside five (5) hours and that will be all the parties shall have.
The Plaintiff shall file an Amended Complaint on or about Monday, October 31, 1994 to include any additional matters she wishes to pursue in support of her contempt petition. That Complaint shall be filed on October 31, 1994 and served immediately thereafter upon counsel for the Defendant or if the Defendant is without counsel and counsel has withdrawn his appearance and no other counsel has entered an appearance the Amended Complaint shall be served upon the Defendant forthwith.
In the meantime, both parties are ORDERED and DIRECTED to fully and completely comply with the Order of January 19, 1994 including but not limited to a prohibition on the Defendant against contacting the Plaintiff's minor children in any way unless the part ies agree in writing by stipulation filed of record that certain portions of the Order of January 19, 1994 with respect to contact involving the child Kakota Keeno is entered into.
A copy of this Order shall be sent by the Prothonotary of Crawford County to County Control, as well as to Conneaut Lake Police Department.
In the event that a custody Order is entered, that is inconsistent with or in conflict with this Order with respect to contact involving the child only, that custody Order shall supersede this Order.
There is a tape that is in issue that was produced at this hearing which the Plaintiff alleges is a tape that she utilized to tape the Defendant's telephone messages when he called on her message machine plus one other message he left on somebody else's message machine. The tape has not been introduced into evidence yet. The Defendant desires to have the tape examined to determine whet her or not it has been altered. With respect tothe tape it is ORDERED as follows:
1. The tape shall be held by Christopher Brode and not turned back over to the Plaintiff.
2. Christopher Brode may make a copy of the tape.
3. The original tape may be given to counsel for the Defendant to have reviewed by a tape expert under the following conditions:
A. The name, address, expertise and/or curriculum vitae of the expert shall be delivered to Mr. Brode before the tape is turned over to Mr. Keenan.
B. The expert shall assure Mr. Keenan and Mr. Brode that the tests and examinationof the tape by the expert shall not in any way damage or destroy the tape.
C. If the expert is going to damage or destroy the tape in order to properly conduc t experiments and tests on it, then either party may file a motion with the court for further Order with respect to the tape before it is turned over to the expert who may damage or destroy it. TheCCourt is inclined to believe that the tape can be examined without any destruction to it at all. If there would happen to be damage or destruction to it then Mr. Brode would have an exact copy of that tape and be able to dupolicate it so that its integrity would be preserved. If Mr. Brode is going to duplicate it, he ought to have someone else present with him when he duplicates it so that there would be someone else to testify other than Mr.Brode because if he testified in this case the Plaintiff must obtain other counsel.
D. If the tape is turned over to Mr.Keenan for examination, Mr.Keenan and his expert shall only have the tape for no more than twenty (20) days which should be sufficient time to examine the tape and at the expiration of that twenty (20) days the tape shall be returned to Mr. Brode.
If Mr.Keenan's expert gives any written report as to his findings with respect to the tape, that report shall be given to Mr. Brode as soon as it is received by Mr. Keenan.

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

9-22-94 Copies dist. toCLPD, Faxed Co. Control, given Keenan& Brode

Sept. 23, 1994, Motion to continue, filed.

Oct. 31, 1994 Plaintiff's Amended Complaint filed.

Nov. 9, 1994 Proof of Service, filed. I hereby certify that a copy of the Plaintiff's Amended Complaint was served upon Respondent's attorney, Gregory Keenan, at 296 Chestnut Street, Meadville,PA 16335, by First Class Mail on November 1, 1994.
Date: 11-9-94

R.Christopher Brode, Esq.

Nov. 17, 1994 Transcript of Direct Examination Only of Tammy Keeno, Protection From Abuse - Contempt hearing, filed.

Continued to Page 314 B

Nov.21, 1994 Motion to Continue and ORDER filed. AND NOW, this 18th day of November, 1994, upon consideration of Defendant's Motion to continue the hearing currently set for November 23, 1994 at 9:00 a.m., in an effort to resolve this matter without further hearing, said motion is granted, and the hearing is continued generally, to be reset on motion of either party if a settlement is not reached.

By the Court:
Gordon R.Miller, J.

11-21-94 Faxed to Attys. Keenan & Brode

Mar. 24, 1995 Petition For Entry ofAgreement, Stipulation To The Entry of Protective Order and Protective Order filed. AND NOW, this 21st day of March, 1995, and pursuant to the foregoing Stipulation of the parties, theCourt hereby Orders andDirects the relief set forthin accordance with the Protection From Abuse Act.

1. The Defendant, William Coulter, without admissionof any violation of the Protection From Abuse Order entered in this matter on January 19, 1994, agrees that he shall not assault, abuse, harass or threaten the Plaintiff, Tammy Keeno.
2. The Plaintiff and Defendant shall not contact one another by telephone or in writing, or procure any third parties to do so on their behalf.
3. The parties shall have no contact with each other in any public place. In the event that either party shall arrive at a public place and see that the other party is already present in said place, the party arriving last shall be compelled to leave that public place and the party arriving first shall be entitled to remain. In the event that the parties should encounter one another in a public setting such as a sporting event or like activity involving a large number of people, and it is not readily apparent to the parties as to which of them arrived first, both parties shall be entitled to remain but shallhaveno verbal or physical contact with one another.
4. The parties shall not loiter at or be present within 100 yards of the other's residence, nor shall they procure any third party to do so on their behalf.
5. The provisions of this Order may be superseded by any custody order to the extent that such is necessary to comply with any exchanges of custody or information pursuant to such an Order.
6. This Order may be enforced wtihout warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
7. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to Crawford County Control.
8. This Order shall remain in full force and effect for a period of one year or until modified or terminated by further Order of Court. The Defendant shall pay all costs in this action within 30 days from the date of this Order.
9. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

BY THE COURT,
Gordon R. Miller, J

Mar. 27, 1995 Faxed Brode, Keenan, Co. Contril mailed CLPD

Apr. 10, 1995 Petition for Return of Bond and Order filed. AND NOW, this 10 day of April, 1995, upon consideration of the Petition to Refund Bond, the Court finds that the Protection From Abuse matter at the above term and number has been resolved by Consent Agreement and hereby directs the Office of the Prothonotary to remit to the Defnednant the amount of $5,000.00 which is currently being held by their office.

BY THE COURT:
Anthony J. Vardaro, J

Apr. 10, 1995Faxed Keenan & Brode

Apr. 17, 1995, Petition for Contempt and Order filed. ORDER: AND NOW, this 13 day of April 1995 upon consideration of Petitioner's Contempt Petition, a hearing in this matter is hereby scheduled for the 23 day of May 1995 at 3:30 p.m. in C. R. No. 1.

BY THE COURT,
Anthony J. Vardaro, J.

4/17/95 faxed to Keenan and Brode

May 2, 1995 Counter Petition For Contempt and Request For Attorney's Fee and Order filed. AND NOW, this 1st day of May, 1995, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cause, if any he has, why the prayer ofthe Petitioner for the imposition of sanctions for contempt and attorney fees should not be granted.

THIS RULE IS RETURNABLE on the 23rd day of May, 1995, at 3:30 o'clock P.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA.

BY THE COURT,
Gordon R.Miller, J

May 2, 1995 Faxed Keenan & Brode

June 2, 1995 Motion To continue and Order filed. AND NOW, this 31st day of May, 1995, upon consideration of Petitioner's Motion to continue the contempt hearing currently scheduled in this matter for Tuesday, May 23, 1995 at 3:30 p.m., said Motion is granted.

This matter will be heard on the 18th day of July, 1995, at 1:30 p.m., in Courtroom No. 1.

BY THECOURT,
Gordon R. Miller, J

June 5, 1995 Faxed Brode & Keenan

Jul. 20, 1995 ORDER filed. AND NOW,July 18, 1995 after formalhearing oncross petitions for contempt,theCourt finds as a fact that both parties have violated Paragraph 4 of the order of March 21, 1995. That order prohibits both parties from being within 100 yards of the resdidence of the other. Ms.Keeno drove her vehicle in front of Mr.Coulter's home and took pictures of him, and was clearing within 100 yards of his residence. Mr.Coulter was walking on Strawberry Alley to the south of Ms. Keeno's residence and was within 100 yards of her residence. There wasn't sufficient evidence to show exactly how long Mr.Coulter was within 100 yards of the Keeno residence.

The Court defers punishment. In the event that either party is held in contempt of court for a violation of this order that occurs within the next four months, the Court may impose punishment at that time for that event or events,and may impose further punishment and/or sanctions because of the event of April 6, 1995.

Any request for attorney fees and costs is denied.

The order of March 21, 1995 is modified to permit the Defendant, William G.Coulter, to go into Ralston's Hardware by the front entrance. If that happens to be within 100 yards of the Plaintiff's residence, then that will not be a violation of this order so long as he has legitimate reasons for going into Ralston's. If he is going to buy somethhing or going to do business in Ralston's, that is a legitimate purpose. If he is simply going to Ralston's to get a closer look at the Plaintiff's home,that is not a legitimate reason.

The 100 yards restriction is not intended torestrict the Defendant, Mr.Coulter, from driving a motor vehicles on Water Street for lelgitimate purposes, so long as he is not driving back and forth on Water Street to stalk the Plaintiff or to watch her residence. He may travel Water Street for legitimate purposes and not be in violation of the PFA order.

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

7-20-95 Faxed Co. Control, mailed C.L.PD, given Brode & Keenan

Continued toPage 314 C

Keeno vs Coulter AD 1993 - 1214 Continued from Page 314 B

Jul. 20, 1995 ORDER filed.AND NOW, July18, 1995 the oral motion of William Coulter to amend his contempt petition to allege that the event occurred on April 6, 1995 instead of April 5, 1995, which said motion was not opposed, said motion is granted.

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

7-20-95 given Brode & Keenan

Aug. 10, 1995 Petition for Contempt and Modification and Request for Attorney's Fees and RULE TO SHOW CAUSE, filed. AND NOW, this 9th day of August, 1995, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Defendant to show cause, if any he has, why the prayer of the Plaintiff for the imposition of sanctions for contempt and attorney fees should not be granted.

THIS RULE IS RETURNABLE on the 15thday of August, 1995, at 1:30 o'clock P.M. in Courtroom No. 1 of the Crawford County Court House, Meadville,Pa.

BY THE COURT:
Anthony J.Vardaro, J.

8-10-95 Faxed Brode & Keenan

Aug. 14, 1995 Request for Leave to Withdraw and ORDER filed. AND NOW, this 14th day of August, 1994, upon presentation and consideration of the attached Motion to Request Leave to Withdrawn, said Motion is granted by the Court.

BY THE COURT:
Gordon R. Miller, J.

Aug. 14, 1995 Order FAXED Atty. Brode and Keenan.

Aug. 22, 1995, ORDER: AND NOW, Aug. 15, 1995, the hearing on the contempt petition of Tammy Keeno is hereby scheduled for the 8 day of Nov. 1995, at 1:00 p.m. in C. R. No. 1 of the Courthouse. We will entertain any petitions at that time. The hearing will be devoted to any petitions filed in this case up until Oct. 10, 1995.

by order of the court,
Gordon R.Miller, P.J.

8/22/95 faxed to Keenan and mailed to plff.

Oct. 10, 1995, Counter Petition for Contempt and Request for Attorney fees and order filed. ORDER: ADN NOW, THIS 9 DAY OF Oct. 1995, upon consideration of the plaintiff's counter petition for Contempt and request for Attorneys fees, a hearing in this matter is hereby scheduled for the 8th day of Nov. 1995 at 1:30 p.m. in C. R. No. 1.

BY THE COURT,
Anthony J. vArdaro, J.

0/10/96 faxed to Keenan and Brode

Nov. 9, 1995 **O R D E R** filed. AND NOW, November 8, 1995, after a formal hearing on a Petition filed by Tammy S. M. Keeno for Contempt and Modification and Request for Attorney's Fees filed August 4, 1995, and a Counter-Claim Petition filed by William G. Coulter for Contempt and Request for Attorney's Fees filed October 10, 1995, both Petitions are DENIED, and the request for attorney's fees are DENIED.

BY THE COURT,
Gordon R. Miller, President Judge

Nov. 9, 1995 Copy in Atty. Keenan's mailbox; mailed T. Keeno.

314
D

1993

1993

Peters, Lindsay,
Lewis & Gagliotti
John P. Gagliotti

1215.

STEPHEN DAVID EELLS

vs.

ROSE ANN EELLS

Filed November 24, 1993
@ 3:29 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
1 Add'l Count pd	15.00
State pd	5.00
Pro.Co. pd 4/7/94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Jan. 13, 1994 Acceptance of Service filed. I, Rose Ann Eells, the Defendant in the above-captioned action do hereby accept service of the Divorce Complaint.
DATED: 12-21-93 Rose Ann Eells

Jan. 13, 1994 Motion To Enter Marital Settlement Agreement As Court Order filed.

Jan. 13, 1994 Order filed. AND NOW, January 11, 1994, the plaintiff's motion to enter marital settlement agreement as a court order is denied. The agreement contains custody and visitation provisions which have not been raised by the complaint any pleading or petition.
This Court only has jurisdiction to determine and grant orders and decrees as to matters raised by the pleadings or subsequent petition (23 Pa.C.S.A. 3104(a); 23 Pa.C.S.A. 3323(b); Pa. R.C.P. 1920.11, 1920.13.
This is more than a technicality in what appears to be an amicalbe resolutionof the marriage and divorce. The jurisdiction of the Court is a fundamental matter. Without jurisdiction this Court is without power to act. We cannot entertain matters that are beyond our jurisdiction. BY ORDER OF COURT,
Gordon R. Miller, J

Jan. 13, 1994 Copies dist. to Gagliotti

Mar. 1, 1994 Marital Settlemetn Agreement, filed.

Mar. 1, 1994 Petition to Assert Claims Under Divorce Code, filed.

Apr.7, 1994 Affidavit of Consent by Stephen David Eells, Plaintiff, filed.

Apr. 7, 1994 Affadvit of Consent by Rose Ann Eells, Defendant, filed.

Apr. 7, 1994 Upon Praecipe of John P. Gagliotti, ESquire, ATtorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

April 18, 1994 AND NOW, April 14, 1994, it is ordered and decreed that STEPHEN DAVID EELLS, plaintiff, and ROSE ANN EELLS, defendant, are divorced from the bonds of matrimony.
AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the terms, provisions and conditions of a certain marital settlement agreement dated November 22, 1993 are incorporated in this degree and order by reference as fully as though the same were set forth at length herein. Said agreement shall not merge with, but shall survive this decree and order.

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

Apr. 18, 1994 Affidavit of Consent of Defendant, filed.

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1993

Culbertson, Weiss,
Schetroma & Schug
Glenn A. W. Thompson

1216.

Barco & Barco
Yolanda G. Barco

WILLIAM L. BRAGG d/b/a
Bragg & Associates

vs.

J & J FOOD SERVICE, INC.

Filed November 24, 1993
@ 4:00 P.M.

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 3/8/95	15.00
Pro Co pd 10-9-97	6.00

APPEAL OF PLAINTIFF FROM DECISIONS OF
DISTRICT JUSTICE WILLIAM D. CHISHOLM

Nov. 30, 1993 Proof of Service filed.

Dec. 14, 1993 Complaint filed.

Jan. 3, 1993 Preliminary Objections, filed.

Jan. 24, 1994 Amended Complaint filed.

Feb. 28 1994 Answer filed.

March 8, 1995 Upon praecipe of Glenn A. W. Thompson, Esquire, attorney for plaintiff for reference to Arbitrators, the following are hereby appointed.

Joseph Kulwicki
~~George Gray~~ ~~William Moore~~ ~~Christopher Ferry~~ Kenton O'Neil
John C. Swick Douglas Ferguson

May 10, 1995 Arbitrators take qualifying oath.
July 27, 1995 Arbitrator takes Qualifying Oath.
July 27, 1995 Qualification of Arbitrators FAXED Attys. Thompson and Barco.

July 25, 1997 Arbitrators take Qualifying Oath.

Sept 23, 1997 Upon praecipe of plaintiff attorney the above entitled action is marked settled and discontinued of record.

1993

R. Charles Thomas

Frank, Bails, Kirk, Murcko & Toal, P.C.
Frederick N. Frank

1217.

Mary Ann Kirkpatrick

MARY M. SPAULDING

vs.

DAVID E. HANAWAY

Filed November 29, 1993
@ 9:16 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
2 add'l counts pd 12/7/93	30.00
State Pd 12/7/93	10.00
Pro Co pd. 3-4-94	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c)
2 copies atty.

Dec.7, 1993 Divorce- Counter Claim, filed.(1 copy Atty.)

Dec. 10, 1993 Petition For special Relief and Order filed. AND NOW, this 9 day of December, 1993, upon presentation of the within Petition, a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested in the aforesaid Petition should not be granted.
Returnable and for hearing on the 4th day of January, 1994 at 9:15 o'clock a.m. in Court Room No. 1 or 2 of the Crawford county Court House, Meadville, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro, J

Dec. 16, 1993 Copies of order to Atty's. Frank and Thomas

Dec. 15, 1993, Defendant's Petition for Hearing on CLaim for Alimony Pendente Lite, Court Costs and Counsel Fees and Order filed. ORDER: AND NOW, Dec. 14, 1993, hearing for Defendant's Petition for Alimony Pendente, Court Costs andCounsel Fees is scheduled for Jan. 4, 1994 at 9:15 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse, Meadville, Pa.

For the Court,
Ann A. Walker, Ct. Adm.

Dec. 22, 1993, copies to Frederick Frank and M.Kirkpatrick. and R. Charles Thomas.

Dec. 15 1993

Dec. 22, 1993 Motion forContinuance and ORDER OF COURT. AND NOW, to-wit,this 20 day of December, 1993, it is hereby ORDERED, ADJUDGED and DECREED that the hearing on the Petition for Special Relief and Petition for Alimony Pendente Lite, Court Costs and CounselFees presently scheduled for the 4th day of January 1994 shall be rescheduled on the 7th dayof January, 1994 at 2:30 p.m. o'clock.

BY THE COURT:
Anthony J.Vardaro,J.

12-23-93 Copy of Order to Attys. Thomas, Frank & Kirkpatrick

Jan. 13, 1994 Order filed AND NOW, January 17, 1994, the hearing in this matter is continued until Friday, February 11, 1994 at 1:30 o'clock p.m. in Courtroom No. 1 of the Crawford County

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

Jan. 13, 1994 Copies dist. to Thomas, Frank & Kirkpatrick

Jan. 17, 1994 Income and Expense Statement of David E. Hanaway filed.

Feb. 7, 1994 Income and Expense Statement on behalf of Plaintiff filed.

Feb. 11, 1994, Affidavit of Service of complaint in divorce filed.
R. Charles Thomas, esq. being duly sworn according to law,deposes and says that on Dec. 1, 1993, he sent a cert. copy of the Compalint in Divorce, properly endorsed with the Notice to defend, filed in above action to dft. at dft's last known address of 217 Park Avenue, Meadville, Pa. 16335, by cert. mail NO. P 100 620 614 postage prepaid, rest. del, ret. rec. req. and that attached hereto is a duly executed ret. rec. card showing date of delivery as 12/2/93.
R. Charles thomas, Esq.

Feb. 28, 1994 Affidavit of Consent of Defendant filed.

Mar. 4, 1994 Affidavit of Consent of Plaintiff, filed.

Mar. 4, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

March 11, 1994 AND NOW, March 10, 1994, it is ORDERED and DECREED that MARY SPAULDING and DAVID HANAWAY are divorced from the bonds of matrimony.
AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain Agreement dated February 14, 1994 filed by the parties of record in this case are hereby incorporated into this decree by reference thereto as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive, this decree and order.

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

Mar. 29, 1994 Motion to Amend Decree and Order filed.AMENDED DECREE AND ORDER. AND NOW, this 25th day of March, 1994, it is ORDERED and DECREED that Mary Spaulding and David Hanaway are divorced from the bonds of matrimony.
IT IS FURTHER ORDERED, ADJUDGED and DECREED that the terms,provisons and conditions of a certain Agreement dated February 11, 1994 filed by the parties of record in this case are hereby incorporated into this decree by reference thereto as fully as though same were set forth herein at length. Said agreement shall not merge with, but shall survive, this decree and order.

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

3-31-94 Copy of Order to Attys. Thomas & Kirkpatrick & Frank

1993

Gerald G.DeAngelis	DAVID MUSHRUSH	WRIT OF SUMMONS Issued Sheriff
1218.	vs.	Dec. 15, 1993, Writ Returned. SERVED Stephen A. Rhoades personally on Dec. 7, 1993 at 8:00 a.m. by handing a copy of the Summons to him at the Work Release Office, Chancery Lane, Meadville Crawford County Pa. SERVED Jason Robert McMaster on Dec. 7, 1993 at 9:40 a.m. by handing a copy of the Summons to Brenda H. McMaster, Mother and authorized agent, inthe Sheriffs Office, third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.
	STEPHEN A. RHOADES, and JASON ROBERT McMASTER	So answers, Robert O'Shea, Dep. Sher. Carole Stefanucci, Dep. Sheriff Robert M. Stevens, Sheriff
	Filed November 29, 1993 @ 1:35 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 sheriffs costs 37.00	

1993

Gerald Sullivan

1219.

BEVERLY D. LECOMTE

vs.

DANIEL A. LECOMTE

Filed November 29, 1993
@ 1:35 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
1 copy West Mead Police
1 copy State Police
Order: 3 copies Sheriff

And now, this 29 day of November , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for December 6, 1993, at 3:00 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 1, 1993 Sheriff's Return filed. SERVED Daniel A. LcComte on November 29, 1993 at 2:23 PM at his temporary place of residence at Stepping Stones, Meadville Medical Center, Grove Street, Meadville, Crawford County, PA.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 8, 1993 Continuance Order filed. AND NOW, December 6, 1993 before the time set for hearing, the Court is in receipt of a letter from Meadville Medical Center dated December 6, 1993 requesting a continuance of the hearing because the Defendant entered the Stepping Stones program at Meadville Medical Center on November 27, 1993 and will not be discharged from said program until December 26, 1993.
Accordingly, this case id CONTINUED until December 28, 1993 at 3:30 p.m. in Courtroom No 2 of the Crawford County Courthouse.
In the meantime, the temporary order entered shall remain in full force and effect, which is consented to in a letter signed December 6, 1993 by the Defendant.
BY ORDER OF THE COURT,
R. Richard Thomas S.J.

Dec. 8, 1993 Copies to Sullian, Dft. & Co. Control

Dec. 30, 1993 Order filed. AND NOW, December 28, 1993, this matter is continued by the Court ukpon its own motion to January 6, 1994 at 3:30 p.m. in Courtroom No. 1 at the Crawford County Courthouse.
The current temporary order entered November 29, 1993 shall remain in full force and effect.
BY THE COURT,
Anthony J. Vardaro, J

Dec. 30, 1993 copies dist. by Court.

Jan. 11, 1994 ORDER filed. AND NOW, January 6, 1994, the parties appeared in court and agreed to a settlement without admission, and therefore, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff in any manner.
2. There is no restriction as to where the defendant lives.
3. This Order may be enforced without a Warrent of Arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the West Mead Township Police Department and to the Pennsylvania State Police.
5. This Order shall remain in full force and effect for one (1) year from this date, unless modified or terminated by further Court Order.
6. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to six (6).
7. Since the plaintiff is receiving Public Assistance and the defendant is not employed, since the parties are reconciling in an attempt to solve their differences and since they have financial troubles, the court costs shall be paid by Crawford County.

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

Jan. 11,1994 copies dist to WMPD, Pa.SPD, Sullivan, Dft. & Co. Control.

320

1993

1220.

TAMMY I. MARTIN

vs.

DAVID A. MARTIN, SR.

Filed November 29, 1993
@ 1:50 PM

CERTIFIED COPY OF ORDER OF PROTECTION FROM ABUSE
FROM VENANGO COUNTY, PENNSYLVANIA

Order:

AND NOW, November 22, 1993, the court is advised by counsel for plaintiff that it is believed that David A. Martin, Sr. has notice of the filing of the P.F.A. petition but has departed from the state without being served and he has left with no forwarding address.

Therefore, it is ORDERED and DECREED that:

(1) David A. Martin shall not abuse, harass or threaten Tammy I. Martin or the minor children or place them in fear of any abuse. He shall not go to the premises occupied by her at 436 Chestnut Street, Pleasantville, Pennsylvania or any other premises occupied by her. He shall not go to her place of employment. He shall have no contact with her whatsoever.

(2) Tammy I. Martin is granted legal and physical custody of the minor children Micah Martin, date of birth, September 21, 1987 and David A. Martin, Jr., date of birth, October 23, 1989.

(3) If David A. Martin, Sr. returns to the Commonwealth and desires a hearing on this matter, the court will schedule a full hearing upon the filing of a motion to schedule the same by him.

(4) A copy of this order shall be filed with the Pennsylvania State Police and the Venango County Central Registry.

(5) This order shall continue in effect until November 15, 1994.

BY THE COURT,
William E. Breene,

Nov. 30, 1993 Copies of order to Titusville Police Dept. and County Control

1993

1221.

LESLIE TAR, M.D., J.D.

vs.

STATE FARM INSURANCE

Filed November 29, 1993
@ 1:59 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
1 copy Pltf.

322

1993

Watts & Pepicelli
Theodore H. Watts

1222.

Augustine Leone,Jr.

JOHN W. GIZZIE

vs.

CHRISTINE S. GIZZIE

Filed November 29, 1993
@ 4:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
3 Cts pd 4-19-94	45.00
State pd 4-19-94	15.00
Pro Pd 11/27/96	9.00

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

Dec. 17, 1993, Certificate of Service filed. Theodore H. Watts, atty. for plff. in the above action, hereby certifies that he served a copy of complaint under Sect. 3301(d) of the Div. Code, in the above matter filed on Nov. 29, 1993, was mailed to dft. at 405 Pare Vista 801 15th St. South, ARlington, Va. 22202 PA by cert. mail No. P 100 624 397 on Dec. 10, 1993. Theodore H. Watts.

Dec. 23, 1993 Appearance of Augustine Leone,Jr., Esquire, for Christine S. Gizzie, Defendant, filed.

Jan. 6, 1994 Answer and Counterclaim filed. (Alimony, Alimony Pendente Lite, Equitable Distribution of Marital Property Injunction From Disposition of Property Pending Suit, Insurance Policies, Counsel Fees, Costs and Expenses)

Nov 8, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Nov 8, 1996 Affidavit of Consent of Defendant, filed.

Nov. 19, 1996, Postnuptial Agreement filed.

Nov. 19, 1996, Affidavit of Consent of plaintiff filed.

Nov. 27, 1996, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

Dec. 4, 1996 AND NOW, the 3rd day of December, 1996, it is ordered and decreed that JOHN W. GIZZIE, Plaintiff, and CHRISTINE S. GIZZIE, Defendant, are divorced from bonds of matrimony.

An agreement entered into between the parties on November 4, 1996, is incorporated in this divorce decree.

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

BY THE COURT:
Gordon R. Miller, J.

1993

1223.

William E. Hager, III

LESLIE TAR

vs.

SHIRLEY C. HAGER

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE WILLIAM CHISHOLM, D.J. # 30 - 2 - 01

Filed Nov. 30, 1993
@ 11:27 a.m.

Tax & entry paid $50.25
state paid 5.00
Pro Co pd 8-17-94 15.00

Nov. 30, 1993, Rule entered upon plaintiff to file complaint issued.

Dec. 2, 1993 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Dec.7, 1993 Complaint, filed.

Mar. 2, 1994, Certificate of Service of Brief in Support of Defendant's Preliminary Objections filed.

Mar. 3, 1994, Preliminary Objections filed.

Mar. 3, 1994, Upon praecipe of defendant attorney, Preliminary Objections placed on next argument list.

ON ARGUMENT LIST FOR APRIL 1994

Mar. 8, 1994, Certificate of Service of Praecipe for Placement on Argument List filed.

Apr. 22, 1994 Amended Pleading #1, filed.

May 10, 1994 Memorandum and Order filed. AND NOW, May 5, 1994, it is ordered as follows:
1. The defendant's preliminary objections raising failure to include a Notice to Defend in the complaint reference to "written understanding" and "agreement" between the parties and failure to include the Blue Shield contract are denied.
2. The defendant's preliminary objection to strike paragraphs in the plaintiff's complaint which seek attorneys fees is sustained and all portions of the plaintiff's complaint seeking attorneys fees are hereby stricken.
3. A hearing is hereby scheduled for the 23rd day of June, 1994 at 1:30 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse to take testimony, receive evidence and hear arguments in order to give the Court more information of record to dispose of the preliminary objection seeking a dismissal of the complaint on venue grounds.
4. The plaintiff's amended complaint filed without the consent of the defendant or leave of court is hereby stricken.

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

May 10, 1994 copies dist (mailed) to Plf. & Dft.

May 10, 1994 Plaintiff's Defense to Defendant's Preliminary Objections, filed.

June 6, 1994 Motion for Continuance and ORDER filed. AND NOW, this 6 day of June, 1994, upon consideration of the attached Motion for Continuance,
IT IS HEREBY ORDERED AND DECREED THAT
the above captioned matter be continued to July 18, 1994, at 11:00 a.m. o'clock, in Court Room #1 of the Crawford County Courthouse.

BY THE COURT:
Anthony J. Vardaro, J.

June 6, 1994 Copies of Order mailed to Atty. Wm. Hager and copy to Leslie Tar.

June 14, 1994 Certificate of Service, filed. I, William E. Hager, III, Attorney for Defendant in the above-captioned case, hereby certify that on June 13, 1994, I mailed by regular U.S. Mail, a certified true and correct copy fo the Motion for Continuance relative to the above-referenced case to Leslie Tar, M.D., J.D.

Aug. 10,1994 Upon praecipe of plaintiff attorney for appointment of Arbitrators, the following Arbitrators have been appointed. ~~Victor Kinnunen, Chr.~~ **Theodore Watts, ch.**
Tamera Rothchild
Edward Hatheway

Sept. 13, 1994 Arbitrators take qualifying oath.

Sep. 19, 1994 Certificate of Service filed. I, William E.Hager,III, Attorney for Defendant in the above-captioned case, hereby certify that on September 17, 1994, I mailed by regular U. S.Mail, a certified true and correct copy of the Motion to Withdraw Preliminary Objections Relating to Venue relative to the above-referenced case to:
Leslie Tar, M.D. J.D.
434 North Street
Meadville,PA 16335
Date: 9/17/94 William E.Hager, III, Esq.

Sep. 21, 1994 Motion to Withdraw Preliminary Objection Relating to Venue and ORDER filed. AND NOW, this 19th day of September, 1994, based upon the foregoing Motion to Withdraw preliminary objection tovenue, the court hereby
ORDERS AND DECREES
That the defendant's preliminary objection relating to venue is hereby withdrawn.

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

9-21-94 Copy to Plfts & Atty. Hager,III

Oct, 11, 1994 Notice of Continued Arbitrators' Hearing, filed.

(10/24/94 copies of Arbitrator change sent (faxed) to Watts, Rothschild & Hatheway)

Continued to Page 497

1993

Joseph E. Altomare 1224. Pietragallo,Bosick & Gordon John E. Hall	WEBER-HARRIS FORD, INC. vs. UNIVERSAL UNDERWRITERS INSURANCE COMPANY Filed Nov. 30, 1993 @ 2:00 p.m. Tax & entry paid $50.50 state paid 5.00	COMPLAINT Dec. 1, 1993, Notice of Service of Plaintiffs First Set of Interrogatories and First Request for Producton upon defendant filed. Jan.7, 1994 Notice of Filing of Notice of Removal, filed.

1993

1225.

TAMMY LEE GEER

vs.

DONALD TYRONE NELSON

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

Filed Nov. 30, 1993
@ 3:17 p.m.

Tax & entry Pd. 1/21/94 $50.50
state Pd. 1/21/94 5.00
Sheriff's Costs Pd. 18.00
Pro Co. Pd. 1/21/94 9.00

1-21-94 Rec from dept Sheriff cost
1-25-94 Pd Sheriff $9.00 Ck # 8045

ORDER:

And now, this 30th day of November , 1993, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions:
Defendant shall not contact plaintiff. Defendant shall not go to plaintiffs home. He shall not be within 100 yards of plaintiffs home. Plaintiff shall have custody of the child.

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

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

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

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

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

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

Hearing is hereby set for December 6, 1993 , at 3:30 p m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller
J.

Dec. 1, 1993 Sheriff's Return filed. SERVED Donald Tyrone Nelson on November 30, 1993 at 8:58 PM at the residence of 1114 Poplar Street, Cambridge Springs, Crawford County, PA. The Protection from Abuse paper was served by David Geer,plaintiff's father.
So answers, Robert M.Stevens, Sheriff

Dec. 8, 1993 ORDER filed. AND NOW, December 6, 1993 at the time of hearing in this matter, both parties appear, with Plaintiff represented by counsel and Defendant unrepresented. The parties waive the right to a hearing and advise the Court through Plaintiff's counsel that they have agreed to the following:

1. The Defendant will nto go to the residence of the Plaintiff for any purpose.

2. The Defendant will not assault, abuse, threaten, annoy, harass ehr or intentionally go to any place outside her home where she happens to be. In this regard, if through chance both paraties end up at the same location, the Defendant will immediately leave said location without confronting or accosting the Plaintiff.

3. The Defendant is the father of an 11 month old child to which he claims visitational rights. The Defendant agrees the visitations may not be at the home of the mother and postulates that he will attempt to work with the Plaintiff's parents in arranging for periodic visits with his minor child under such circumstances as are agreed upon.

4. The Defendant may not encourage or procure others to harass, threaten or assault the Plaintiff.

5. The Defendant has paid little or no support for his child, but now has employment at Edinboro Manor, earnign $4.60 an hour. The Defendant will pay support in the amount of $25 per week for said minor child, with said payments to be made weekly commencing the week of Dec. 5, 1993. Said payments will be made to the Plaintiff by check, money order or cash, but the Defendant may not deliver said sum personally to the Plaintiff.

In this regard, the Plaintiff is directed to proceed to the domestic Relations Division and file a supprot action to secure supprot for said child through the Domestic Relations Section.

6. Temporary custody of the minor child is awarded to the mother, subject to the visitation arrangements as noted aforesaid.

7. This order shall be in force and effect for a period of 1 year from this date and any police officer having reasonable grounds to believe the abuse portion of this order has been violated may apprehend the Defendant without a warrant and proceed to have him arraigned befoe an appropriate district justice.

8. The Defendant is directed to pay costs in this case in the amount of $82.50, with said sum to be paid to the Prothonotary's Office of Crawford Co. in the following manner: $42.50 on or before Dec. 30, 1993 and $40 on or before Jan. 15, 1994.

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

Dec. 8, 1993 Copies distributed to Atty. G. Sullivan, Co. Control; Dec. 15, 1993, copy mailed to Dft.

1993

Barbara J. Walton

1226.

NAOMI T. WERTS

vs.

TIMOTHY J. WERTS

Filed Nov. 30, 1993
@ 3:18 p.m.

Tax & entry	paid	$95.50
state paid		10.00
state paid		20.00

William Pineo, Mediator
Rec'd 6-22-94 $350 9.00

2/8/94 Rec'd $150.00 from P/tf for mediation
4-6-94 Pd Plff Ck#8217 Refund Med Dep 127.50
6-22-94 Pd to Med. fee Ck#8355 13.50

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

1 copy (atty)

Dec. 7, 1993 Affidavit of Service filed. And Now, December 7, 1993, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on December 3, 1993.

2. That the Defendant signed the return card on December 6, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service REturn Receipt (Certified No. P845923463) attached hereto as Exhibit "A".

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

Barbara J. Walton, Esquire

Feb. 8, 1994, Motion to Set Hearing on Custody, and Order filed. 1 copy (atty) 1 copy (mediator)

NOTICE AND ORDER TO APPEAR:

You, Timothy J. Werts, have been sued in court to obtain custody of Shannon T. Werts, Patrick T. Werts, and Courtney M. Werts.

You are ordered to appear as provided by this order 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.

Until the time of the above hearing, minor children shall remain in the custody of the mother with reasonable visitation for father.

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 Adm. Crawford CountyCourthouse, Meadville, Pa. 16335 Tel. 814 336-1151 Ext 298

Dated: 2/7/94

BY THE COURT:
Anthony J. vArdaro, J.

Feb. 10, 1994, copy to mediator.

Feb. 16, 1994 Affidavit of Service, filed. And Now, February 16, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Motion to Appont a Custody Mediator was mailed to the Defendant via Certified Mail, return receipt on February 11, 1994.

2. That the Defendant signed the return card on february 14,1994 and in accordance with Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P845718829) attached hereto as Exhibiat "A".

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

March 22, 1994 Affidavit of Service filed. And Now, March 22, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Notice and Petition for Special Relief was mailed to the Defendant via Certified Mail, return receipt on March 18, 1994.

2. That the Defendant signed the return card on March 21, 1994 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the U.S Postal Service Return Receipt (Certified No. P845718826) attached hereto as Exhibit "A".

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

Barbara J. Walton, Esq.

Mar. 23, 1994 Petition For Special Relief and Order, filed. ORDER: AND NOW, this 23 day of March, 1994, upon consideration of the enclosed Petition for Special Relief it is hereby entered ordering and directing the Rspondent, Timothy J. Werts, to show cause, if any he has, why said Petition for Special Relief should not be granted. The said Rule to Show Cause is returnable for heraring and/or aragument on the 27 day of April, 1994, at 3:00 o'clock p.m. prevailing time, in Courtroom Number 1 or 2, in the Crawford Couonty Courthouse located at 903 Diamond Park,Meadville, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 23, 1994 copy to B. Walton, W. Pineo & Dft.

Apr. 6, 1994 TEMPORARY ORDER filed. AND NOW, this 6 day of April, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The mediator advises the court that the parties are attempting a reconciliation and that the situation appears hopeful. The matter is therefore continued generally but the mediator will advise the court six months from this date on further action to be taken.
2. Either party may request mediation at any time by a letter to the Custody Mediator.
3. Costs and fees of this Mediation, which are fixed at $27.00, are divided equally between the parties with a share of each being assessed to him or her as 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 mot her's share of costs and the remainder, if any shall be remitted to her. The fahter shall pay his share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.
5. 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.

4-11-94 Copy of Order to Attys. Walton, Pineo & Deft.

RECORD CONTINUED ON PAGE 326 (a).....

19~~89~~93

NAOMI T. WERTS

VS.

TIMOTHY J. WERTS

RECORD CONTINUED FROM PAGE 326

OF

AD 1993 - 1226

****

April 26, 1994 Motion for Cancellation and ORDER OF COURT filed. AND NOW, this 25th day of April, 1994, upon presentation of the Motion for Cancellation by the Plaintiff, the hearing on the Rule to Show Cause Motion scheduled for April 27, 1994 at 3:00 p.m. in Courtroom Number 1 or 2 at the Crawford Co. Courthouse, Meadville, PA 16335, is hereby cancelled.

By the Court:
Anthony J. Vardaro, J.

April 26, 1994 Copies of Order distributed to Atty. B. Walton; copy mailed to Dft.on 4/28/94.

July 8, 1994, Affidavit of Consent of plaintiff filed.

July 25, 1994 Petition for Special Relief and RULE TO SHOW CAUSE ORDER filed. AND NOW, this _____ day of July, 1994, upon consideration of the enclosed Petition for Special Relief it is hereby entered ordering and directing the Respondent, Timothy J. Werts, to show cause, if any he has, why said Petition for Special Relief should not be granted. The said Rule to Show Cause is returnable for hearing and/or argument on the 11th day of August, 1994, at 2:30 o'clock p.m. prevailing time, in Courtroom Number ____, in the Crawford Co. Courthouse located at 903 Diamond Park, Meadville, PA.

BY THE COURT:
Gordon R. Miller, J.

July 25, 1994 Copy of Order given to Atty. Walton; copy mailed Dft.

Aug. 12, 1994 Order filed. ANDN OW, August 11, 1994, this matter is before the Court on Plaintiff's petition for special relief in which she requests that she be granted exclusive possession of the marital home pending the outcome of these divorce proceedings.

This divorce action was filed in 1993 but the parties have attempted to reconcile and in fact both parties have remaiend in the marital home to this date.

As of late, it appears that reconciliationis not imminent and that there have been some problems with regard to both parties remaining in the house that would be expected under these circumstances.

We believe thatin order to avoid more serious problems or to have this matter escalate into more seerious problems, it would be appropriate to award exclusive possession of the marital home to one party and after exploring the facts, particularly the fact that the chidlren have been in this home for a long period of time, we believe it would be appropriate to award exclusive possession of the marital home to the Plaintiff wife and accordingly, we order that the same is done effective immediately.

The parties are obviously concerned about the effect this willhave on the chidlren and we will address that in a temporary manner, noting that it is not our intention to permanently resolve the custody situation and that in fact should be lefft for further proceedings. We would also nate that what we do today is not intended as guidance to the custody mediator nor any trier of fact, nor a master in divorce or any trier of fact with respect to that issue.

The Defendant will go from this hearing to the marital residence and remove any clothing that he needs to have at this time. Thereafter, he will not return to the marital residence pending further order of Court unless he is invited there by the Plaintiff. The only exception to that shall be that at noon on August 13, 1994 he may return to the marital home for the purose of removing other personal belongings that he needs.

Pending any further order of court, the minor children shall remain at the marital home with the Plaintiff but shall be freee to go to visit the Defendant, who apparently will be staying at his mother's house nearby at any time they wish. Additionally, since the Plaintiff works first shift and the Defendant works third shift, the chidlren shall remain at the marital residence when mother is working with 17 year old Shannonin charge, but withthe understanding that Shannon will be told that the chidlren are free to go to father's residence at any time and theya re free to contact him with any needs that they have while mother is not home.

The parties agree that no third party will be brought in to care for the chidlren when mother is working and in the event it does not work out with Shannontaking care of the children, they will be going to father's residence during time periods when mtoher is working since he is available to care for them.

This Day, when the children arrive home at 5:00 p.m., mother shall talk to them with respect to the fact that father will not be returning to the marital home and she shall advise them that they afre then free to go to father's residence at his mother's to duscuss the matter wtih him, so that they have access to both parent.

In talking to the children on this day or any time in the future, the parties shall not say anything negative about the other party nor shall they blame the other party in any manner withrespect to the problems that they are having. Likewise they shall not procure any other person to say anything negative or in any way blacken the character of the other party inthe chidlren's eyes.

BY ORDER OF THE COURT
Anthony J. Vardaro, J

Aug. 12, 1994 Copies dist to Walton & Dft.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8-12-94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar 12, 1998 Copies mailed by Court Administrator's Office

326
(6)

1989 93

Werts vs. Werts A.D. 1993 - 1226 Divorce

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

pro se

1227.

KEVIN CARROLL TURNER

vs.

ELIZABETH LIZZY TURNER

COMPLAINT FOR DIVORCE PURSUANT TO SECTION 3301(c)-DIVORCE CODE

1 copy (plff)

Filed Nov. 30, 1993
@ 4:24 p.m.

Indigent Filing

Nov. 30, 1993, Petition to Proceed In Forma pauperis in a Divorce Action Pursuant to Pa. R.C.P. 1920.62, Affidavit in Support of and Order filed. ORDER: AND NOW, Nov. 29, 1993, upon consideration of the petition filed by plff. in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the plff. is granted leave to proceed I.F.P.

The plaintiff is directed to inform the Prothonotary's Office or the court of any improvement in his finanancial circumstances that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of his financial condition.

BY THE COURT
Gordon R. Miller, J.

Dec. 2, 1993, copy of order to plff.

Mar. 4, 1994, Affidavit of Consent of plaintiff filed.

May 2, 1994 Proof of Service filed.

May 2, 1994 Affidavit of Non-Military Service Pursuant to 50 U.S.C.A. 520, filed.

May 2,1994 Upon praecipe of Plaintiff to transmit record, case moved to Court.

May 13, 1994 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decre will not be entered at this time because:

x A proper return or proof of service has not been filed.
x Properly completed 3301(c) consents have not been filed of record. Pa. R.C.P. 1920.42.
x As to 3301 (d) divorce:
  x There is not indication that the 3301 (d) affidavit was properly served on the responding party.
  x There is no showing that the proper notice required by 1920.42 (c) (1) in the form provided by 1920.73 to a party who is unrepresented or to counsel of a represented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe to refer or sumbit.

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

BY ORDER OF COURT
Gordon R. Miller, J.

5-13-94 Copy mailed to Pltf.

Apr. 3, 1995, counter-Affidavit Under Section 3301(d) of the divorce Code and Affidavit Under Section 3301(d) of the Divorce Code filed.

May 22, 1995 Counter-Affidavit Under Section 3301 (D) of the Divorce Code, and Notice of Intention to Request Entry of Divorce Decree, filed.

May 23, 1995 Counter-Affidavit of Defendant Under Section 3301(D) of the Divorce Code, filed.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 5/23/95. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J

Mar 12, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

pro se

1228.

Karen S. Johnson

JAMES H. ANDERS

vs.

BOARD OF ASSESSMENT APPEAL

Filed Dec. 1, 1993
@ 10:15 a.m.

tax & entry paid $50.50
state paid 5.00
Pro Co pd 7/11/94 30.00
User's Fee paid 5.00

NOTICE OF APPEAL

1 copy (plff)

Dec. 22, 1993 Answerto Assessment Appeal Petition filed.

Jan. 10, 1994 Objection to Defendant's Answer For Lack of Specificity, filed.

Jan. 31, 1994 Amended Answer To Assessment Appeal Petition filed.

Feb. 18, 1994 Motion for Rule to Show Cause why 1993 Appeals have not been Heard by Board of Revision filed.

Feb. 18, 1994 ORDER filed. AND NOW, February 18, 1994, the Appellant appears in Motion Court with a motion for rule to show cause why 1993 appeals have not been heard by the Board of Revision. The attorney for the board maintains that the Appellant did not file his appeal timely but the Appellant maint ains that, pursuant to 72 Pa.C.S. §5453.701 (a.1), the board is allowed to hear his appeal at any time during the year. Insofar as this involves a legal issue, we direct the Prothonotary to schedule this for argument on the March civil argument list scheduled to be heard on March 28, 1994.

The parties shall comply with t he local rules of court with respect to filing of briefs.

BY THE COURT:
Anthony J.Vardaro,J.

2-18-94 Copies dist. to Anders, Johnson & Ct. Adm.

ON MARCH, 1994 ARGUMENT LIST

Mar. 23, 1994 Certificate of Mailing filed. I, Karen S.Johnson, Esquire, certify under penalty of perjury that I mailed a copy of the attached Brief in Opposition of Appellant's Motion to Show Cause to the parties at the addresses listed below on March 23, 1994:

James H. Anders
R.D.#7,Springs Road
Meadville, PA 16335

Township Secretary
West Mead Township
Morgan Village Road, Meadville, PA 16335

Office of the Board Secretary
Crawford Central School District
Mercer Pike, Meadville, PA 16335

Karen S. Johnson, Esquire

June 10, 1994 Motion To Amend Appeal To Include Refund for Last Half of December 1992 and 1992 at 105 Crawford St. Pursuant to 72 Pa.C.S. 5453.703C Errors in Assessment and Refunds filed.

June 10, 1994 Memorandum and Order filed. AND NOW, June 10, 1994, the Appellant's motion for rule to show cause why 1993 appeals have not been heard by Board of Revision is dnied and the Appellant's motion to amend appeal to include refund for last half of December 1991 and 1992 at 105 Crawford Street pursuant to 72 Pa.C.S. 5453.703(c) Errors in Assessment and Refunds is denied as not being proprly on appeal before this Court.

BY THE COURT,
Anthony J. Vardaro, J

June 13, 1994 Copies given Johnson and Anders

Jun. 27, 1994 Motion for Reconsideration Filed.

Jun. 27, 1994 ORDER filed. AND NOW, June 22, 1994, Appellant's Motion for reconsideration is denied, the Court noting that no disposition has been made with respect to his 1994 assessment appeal and that shall be permitted to continue procedurally in a normal manner so that it may come before the Court.

BY THE COURT:
Anthony J. Vardaro, J.

6-27-94 Copy given to Atty. Johnson & Pltf.

July 11, 1994 Notice of Appeal of Plaintiff to the Commonwealth Court of Pennsylvania from Court Order dated July 10, 1994 filed.

July 18, 1994 ORDER filed. AND NOW, July 18, 1994, the Plaintiff/Appellant is directed to file of record in this Court and serve on the Trial Judge a concise statement of matters complained of on appeal no later than 14 days after the entry of this order pursuant to Pa. Rule of Appellate Procedure 1925 (b).

BY THE COURT:
Anthony J. Vardaro, J.

7-18-94 Copies dist by Court

Jul. 22, 1994 Notice of ~~Superior Court~~ Commonwealth Ct. Docketing, Docket #1720 C.D. 1994 , filed.

Aug. 4, 1994 Certificate of Readiness filed.

ON OCTOBER, 1994 TRIAL LIST

Aug. 12, 1994 Motion to Strike and Order filed. AND NOW, this 12 day of August, 1994, upon considerationof the within Motion, this case is stricken from the Civil Trial List for the October 1994 Term of Court. The case is on Ap½peal to the Commonwealth Court.

By the Court:
Anthony J. Vardaro ,J

Aug. 12, 1994 Faxed Johnson and mailed Anders

Cont. on Page 328A

1993 TERM

James H. Anders
vs.
Board of Assessment Appeal

CONTINUED FROM PAGE 328
of Record
A. D. 1993 - 1228

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Jan. 9, 1995 ORDER filed. AND NOW, this 5th day of January, 1995, the order of the Court of Common Pleas of Crawford County is affirmed on the "Memorandum" filed in support of its order of June 10, 1994 denying the motions of Appellant.
Silvestri Silvestri, S.J.

Jan. 12, 1995 sent copy to Anders

June 2, 1995, Record Returned: Certificate of Contents of Remanded Record and Notice of Remand Under Pa. Rules of Appellate Procedure 2571 and 2572(e) filed.
Reason for Remand - AFFIRMED.

1993 TERM

1993

Kathleen R. Nelson
Offices of William J. Gregg

1229.

DENISE M. MOREHEAD

vs.

DONALD E. MOREHEAD

Filed Dec. 1, 1993
@ 2:26 p.m.

Tax & entry paid	$50.50
state paid	10.00
state paid	5.00
Pro Co pd 2-7-94	9.00
Pro.Co.pd 5/3/94	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(d)-DIVORCE CODE

1 copy (atty)

Dec. 1, 1993, Plaintiff's affidavit Under Section 3301(d) of the Divorce Code, filed.

Dec. 17, 1993 Affidavit of Service filed. And Now, this 17th day of Dec. 1993, Kathleen R. Nelson, esq. being duly sworn according to law, deposes and says that the following facts in support of her affidavit of service are true and correct.

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

2. That a true and correct copy of the complaint in divorce and Plaintiffs 3301(d) affidavit of consent were sent by cert. mail to the dft. on Dec. 7, 1993.

3. That the dft. received said cert. mail on Dec. 11, 1993 Said ret. rec. card P. 238 202 434 is attached hereto, signed by Donald E. Morehead and made a part hereof.

Kathleen R. Nelson.

Jan. 27, 1994 Affidavit of Service, filed. AND NOW, this 26th day of January, 1994, Kathleen R. Nelson, Esquire, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

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

2. That a true and correct copy of the Notice of Intention to Request Entry of a Divorce Decree and the Defendant's Counter-Affidavit were sent by certified mail to the Defendant, Donald E. Morehead, on January 5, 1994.

3. That the Defendant received said certified mail on January 10, 1994. Said Return Receipt Card P 238 202 437 is attached hereto, signed by Defendant, Donald E. Morehead, and made a part hereof.

Jan.26, 1994 Kathleen R. Nelson, Esquire,Atty. for Plaintiff

Feb.7, 1994 Upon Praecipe for Review Under §3301 (d) of the Divorce Code of Kathleen R. Nelson, Esq., Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 14, 1994 AND NOW, February 10, 1994, it is ordered and decreed that DENISE M. MOREHEAD Plaintiff, and DONALD E. MOREHEAD, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

May 3, 1994 Notice of Election to Retake Maiden Name of Denise Marie Morehead to be known as Denise Marie Federer, filed.

1993

withdrawn
~~Ferguson & Spataro~~
~~John F. Spataro~~

1230.

Eli A. Zlokas

VILIS R. ARMEL AND BETTY A. ARMEL, HIS WIFE

vs.

MARY LOUISE ARMEL

Filed Dec. 1, 1993
@ 3:26 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's costs	45.00

COMPLAINT IN ACTION TO QUIET TITLE

1 copy (sheriff)

Jan. 13, 1994 Answer to Quiet Title Action and New Matter, filed.

Jan. 26, 1994 Sheriff's Return filed. SERVED the within December on 29 Te., 1993 at 2PM upon Mary Louise Armel at 320 Watler St. Pitts. by handing to Wendy ARmel a true and correct copy thereof an dmade known to the contents therein.

Jerry E. Hanlon, Sheriff

I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Action to Quiet Title according to law.

Robert M. Stevens, Sheriff

Mar. 22, 1994 Reply to New Matter, filed.

Mar. 3, 1995, Notice of Intent to Complaint Discovery filed. (by plffs.)

March 10, 1995 Petition of Counsel For Leave To Withdraw Appearance and ORDER filed. AND NOW, this 10 day of March, 1995, upon consideration of the within Petition, John F. Spataro, Esq., is hereby granted leave to withdraw as counsel for the Plaintiffs Vilis R. Armel and Betty A. Armel.

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

March 16, 1995 Order FAXED Atty. Spataro, copy mailed Atty. Zlokas.

Mar. 14, 1995 Appearance of Ferguson &Spataro by John F.Spataro, Esquire, Attorney for Plaintiffs is withdrawn.

Apr 26, 1995 Notic eof Deposition of Denise Kovacs, filed.

May 17, 1995 Motion To Extend Discovery and ORDER OF COURT filed. AND NOW, to wit, this 15th day of May, 1995, upon consideration of the foregoing Motion To Extend Discovery it is hereby ORDERED, ADJUDGED and DECREED that the same is granted and all discovery is to be completed within sixty days from the date of this Order.

BY THE COURT:
Gordon R. Miller, J.

May 17, 1995 Order FAXED Atty. Zlokas.

Nov. 9, 1995 Deposition of Denise Kovacs, Monday, May 8, 1995, filed.

Nov. 18, 1997 Appearance of edward J. Hatheway, of Peters, Lindsay, Lewis and Hatheway, attys. for plaintiff filed.

Nov. 18, 1997 Certificate of Readiness filed. (plff)

ON TRIAL LIST FOR FEBRUARY 1997

September 29, 1998 Order Setting Non Jury Trial filed. And now, September 29, 1998, the Court Aministrator having been directed by the Court to schedule the above matter of non-jury trial, the same is set for Friday, December 18, 1998 at 9 AM CR#2 Crawford County Courhtouse.

For the Court
Ann A. Walker, Ct Admin.

9/19/98 Faxed hatheway & Zlakas

December 16, 1998 Order Changing time of Nonjury Trial Filed. And Now, this 16 day of December, 1998 the Court Administrator having been directed to change the time of non jury trial in the above matter on Friday, December 18, 1998 from 9 am due to unavailability of the Court, trial will commence at 10:30 AM CR #2 Crawford County Courthouse Meadville, PA

For the Court
Ann A. Walker, Ct. Admin.

12/16/98 Dist by Court

December 24, 1998 Memorandum and Verdict Filed. And Now, December 24, 1998 after a nonjury trial we find in favor of the defendant and against the plaintiffs and therefore we decline to quiet title to this property.

By the Court
Anthony J. Vardaro, J.

12/24/98 Distributed Hatheway & Glahas

January 4, 1999 Motion for Post-Trial Relief Pursuant to Pa.R.CIV.PRO.227.1 Filed.

January 5, 1999 Crder filed. And Now, January 4, 1999 the plaintiffs having filed a motion for Post-Trial Relief, the Court Administrator is directed to schedule this matter for argument on the February 1999 Argument List.
The Plaintiffs' brief shall be due fifteen (15) days before that argument and the defendant's brief shall be due five (5) days before that argument.

BY THE COURT
Anthony J. Vardaro

1/5/99 Dist. Hatheway, Zlotkas & Ct Admin.

Jan 11, 1999 Answer to Motion For Post-Trial Relief, filed.

June 8, 1999 Memorandum and Order filed. AND NOW, June 7, 1999, the plaintiffs' Motion For Post Trial Relief is denied.

BY THE COURT,
Anthony J. Vardaro, J

6/8/99 Distributed Zlokas & Hatheway

1231.

KELLEY HEISTER

vs.

JAMES H. HODSON, III

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

Filed Dec. 1, 1993
@ 3:28 p.m.

Tax & entry	Pd. 12/10/93	$50.50
state	Pd. 12/10/93	5.00
Sheriff's Costs	Pd.	25.00
Pro Co.	Pd. 12/13/93	9.00
Pro.Co.	pd 7/5/94	5.00

12-13-93 Received from dept sheriff Cash 25.00
12-13-93 Pd Sheriff 25.00 Ck# 7954

ORDER:

And now, this 1st day of December , 1993, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions:
The defendant may not go to the plaintiff's parents house at 151 Kearney Ave, Cambridge Springs nor to the plaintiff's work place at Betty's Restaurant pending further order.

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

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

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

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

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

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

Hearing is hereby set for December 10, 1993 , at m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,

Anthony J. Vardaro, J.

Dec. 6, 1993 SHERIFF'S RETURN, filed. SERVED James H. Hodson, III personally on December 2, 1993 at 9"45 AM by handing a copy of the Protection from Abuse to him at his residence, 17 Williams Street, Meadville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 14, 1993 ORDER filed. AND NOW, December 10, 1993, the parties appeared in court. The Plaintiff had counsel, the Defendant did not. The Defendant was advised as to the nature of the proceeding and he understood it. He agreed that he engaged in the conduct set forth in the Complaint and, therefore, the Court enters the followisng Order:

1. The Defendant will not assault, abuse, harass or threaten the Plaintiff in any way.

2. The Plaintiff shall be permitted to go to the Defendnat's residence with her mother after this hearing to pick up her personal belongings.

3. The Defendant shall not go to the Plaintiff's residence or place where she is receiving an education. In fact, he shall not be within one hundred (100) yards of any of those places.

4. The Defendant shall not contact the Plaintiff in any way except he may contact her by mail provided said contact is not abusive, harassing or threatening.

5. The Defendant has gone or shall go to the Mental Health Center at the Meadville Medical Center for an evaluation. If the result of that evaluation is that he shall undergo additional counseling of any type, he shall undersgo said counseling, treatment and therapy.

After he has been in said counseling, treatment or therapy for three (3) months, the Plaintiff shall also engage in that counseling if the counselor believes that her involvement is necessary or appropriate. The Defendant shall engage in such counseling, treatment and therapy faithfully until released by the counselor.

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

7. A copy of this Order shall be delivered by the prothonotary to County Control and to the Cambridge Springs Police Department. A copy shall be mailed to the Defendant at 17 Williams Street, Meadville, Pennsylvania 16335.

8. This Order shall remain in full force and effect for one (1) year from this date, that is until December 9, 1994 unlessmodified or terminated byf urther Court Order.

The Plaintiff shall do nothing to cause the Defendant to violate this Order.

9. The Defendant shall pay court costs in the amount of $89.50 this date.

10. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

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

Dec. 15, 1993 Copies distributed to Brode, Co. Control, CSPD, Plf. & Dft.

Continued to Page 429

1993

1232.

KATHLEEN M.WHITE

vs.

JON H. WHITE

Filed Dec. 1, 1993
@ 4:03 p.m.

Tax & entry Pd 12-13-93 $50.50
state Pd 12-13-93 5.00
Sheriff's Costs 42.00
Prothy Pd 12-13-93 9.00

12-13-93 Rec from dept Sheriffs Cost 42.00
12-13-93 Pd Sheriff Ck # 7454 42.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

ORDER:

And now, this 1st day of Dec. , 1993, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions:
The plaintiff is granted ex clusive possession of the marital home pending further order of court.

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

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

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

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

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

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

Hearing is hereby set for December 10, 1993 , at 3:30 m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J.Vărdaro, J.

Dec. 7, 1993 Sheriff's Return filed. SERVED Jon H. White personally on December 7, 1993 at 11:00 AM by handing him a copy of the protection from Abuse in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Defendant given until 4:00 PM to be out of the residence.
So answers, Robert M. Stevens, Sheriff

Dec. 14, 1993 ORDER filed. AND NOW,December 10, 1993 this matter is before the Court on Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the Defendant appears without counsel, but indicates he waives his right to have counsel.

The parties have reached an agreement for the entry of an order without admission of the allegations of the petition on the part of the Defendant.

Accordingly, the following order is entered.

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any minor child named in the petition at any time or any place.

2. The Plaintiff shall have exclusive possession of the marital home located at R.D.#1, Box 400A, Espyville, Pennsylvania and the Defendant shall not go to that residence at any time.

He is cautioned that he should not go to that residence even if he is invited by the Plaintiff, insofar as it will be presumed by any police agency called that he is in violation of this order if he is at that residence, whether or nt he was invited.

3. In the event the parties shall wish to have the Defendant go to the Plaintiff's residence, they should seek a modification of this order prior to him doing so.

4. The Plaintiff is awareded temporary exclusive custody of the minor child Chelsea Ann White, with the Defendant to have such visitation as mutually agreed upon by the parties. This temporary order is without prejudice to either party to file an appropriate custody action at any time.

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

6. A copy of this order shall be delivered to the Pennsylvania State Police and to Crawford County Control, and by regular mail to the Defendant at General Delivery, Linesville, Pennsylvania 16424.

7. The Defendant is reminded that this is an order of court, and violation of this order may be punishable by a fine of up to $1,000 and a jail sentece of up to 6 months.

8. The Defendant shall pay court costs in the amount of $106.50 forthwith to the office of the Prothonotary of Crawford County, on the first floor of the Crawford County Courthouse.

9. This order shall remain in full force and effect through December 9, 1994.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

12-14-93 Copies dist. toPa. SPD, Atty.Sullivan, Co. Control & Deft.

Continued on Page 332A

1993

Kathleen M. White
vs.
Jon H. White

CONTINUED FROM PAGE 332
of Record
A. D. 1993 - 1232

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Jan. 24, 1994 Motion To Amend Or Modify A Protection From Abuse Order and Order, filed. ORDER: AND NOW, this 24 day of January, 1994, upon receipt and review of the within motion to amend the Protection from Abuse Order of December 10, 1993, the amendment(s) and modification(s) set forth in said motion are hereby approved and made a Court Order.

A true and correct copy of this Order shall be delivered by teh Prothonotary to Pennsylvania State Police and to County Control.

Any paragraphs of the original Order assessing costs on either party shall remain in full force and effect without change or modification.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Jan. 26, 1994 copy to Pa.SPD, Co. Control, Plf. & Dft.

Sep. 8, 1994 Motion to Amend or Modify a Protection From Abuse Order and ORDER filed. AND NOW, this 8th day of September, 1994, upon receipt and review of the within motion to amend the Protection from Abuse Order of January 24, 1994, the amendment(s) and modification (s) set forth in said motion are hereby approved and made a Court Order.

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

Any paragraphs of the original Order assessing costs on either party shall remain in full force and effect without change or modification.*

*This order shall become effective immediately but the defendant cannot be held in contempt until the plaintiff serves a true and correct copy of this motion and order on the defendant and files a return of service. Service must be made by an adult who is unrelated to the plaintiff.

BY ORDER OF COURT
Gordon R. Miller,J.

9-8-94 (2) Copy to Plf; Faxed MSPD, Co. Control & Atty. Walton.

Sep. 16, 1994 Affidavit of Personal Service filed. Ronald J. Toperzer, being duly sworn according to law, deposes and says that he/she is an adult over the age of eighteen (18) years, that he/she served the Amended Protection From Abuse Order filed in the above matter on Jon H.White, personally by handing to him a true and correct copy hereof and informing him of its contents at his resdience on Bullis Road in Espyville on Saturday Sept. 10th 1994 7:45 A.M.

Deponent further avers that at the time of said service the said Jon H. White identifed himself to deponent.

Sept. 14, 1994

Ronald J. Toperzer

1993

1993

Paul E. Allen

1233.

McCann Garland Ridall & Burke
StephenJurman

MEADVILLE SANDBLASTING INC.

vs.

INDUSTRIAL STEEL COMPANY, INC.

Filed De c. 1, 1993
@ 4:14 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	52.00
Pro Pd 2/8/94	9.00
Pro Cs pd 9-9-94	15.00

COMPLAINT

1 copy (atty)

Jan. 26, 1994 Sheriff's Return and Affidavit of Service filed. SERVED the within Complaint on 12-28-1993, at 1:25 p.m. upon Industrial Steel at CAsteel Dr., Cpls, Pa. 15108 by handing to Mary Ann DAntry a true and correct copy thereof and made known to her the contents therein.
Jan. 18, 1994 Louis Leon, Sheriff --- County
See Affidavit of Service endorsed hereon by Sheriff of Allegheny County, Pennsylvania, which is part of this return.
So answers:
Robert M.Stevens,Sheriff, Crawford County, PA

Feb. 8, 1994 Answer filed.

And Now, Feb. 8, 1994, at 3:47 p.m., upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer; damages assessed in the amount of Fourteen Thousand Eight Hundred Thirty Eight and 19/100 Dollars. plus int. from Oct. 1, 1993, of $317.12.
Judgment entered
2/8/94
I - 183 Debt - $14,838.19
JUDGMENT
Barbara H. King,
Prothonotary

****

Jul. 22, 1994 Response to Plaintiff's Petition to Strike Default Judgment and Enter Summary Judgment, filed.

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June 27, 1994 Petition To Strike Judgment and Enter Summary Judgment filed.

June 27, 1994 Orde rfiled. AND NOW, June 22, 1994, upon consideration of the Plaintiff's petition to strike judgment and enter summary judgment, the Prothonotary is directed to list this matter for argument on the July 1194 argument list.
The Plaintiff shall file abrief a least 15 days prior to the date of argument and the Defendant shall file a brief at least five days prior tothe date of argument.
BY THE COURT,
Anthony J. Vardaro, J

June 27, 1994 copies dist. to Allen & Jurman & Ct. Adm.

Aug. 12, 1994 Memorandum and Order filed. AND NOW, August 11, 1994, upon consideration of the Plaintiff's petition to strike judgment and enter summary judgment, the default judgment entered as a result of the Plaintiff's praecipe of February 8, 1994 is stricken and the Prothonotary is directed to amend the record to reflect that. The Plaintiff's motion for summary judgment is denied.
BY THE COURT,
Anthony J. Vardaro, J

Aug. 12, 1994 Copies dist. by Ct.

Sept. 8, 1994 Upon praecioe of Plaintiff attorney for appointment of Arbitrators, the following Arbitrators have been appointed.
Peter Blystone, Chr.
William Gorman
~~Elizabeth Prather~~ replace if adjudicated takes place

Sep.15, 1994 Arbitrators take Qualifying Oath, filed.

1993

Northwest Legal Services
Gerald Sullivan

1234.

VERONICA WALKER

vs.

JOHN WALKER

Filed December 2, 1993
@ 11:30 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	23.50

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

ORDER:

And now, this 2 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: It appearing that the Defendant is currently not in the commonwealth the Sheriff may obtain service as may be arranged or by sending a copy of there proceedings to the Defendant by certified mail return receipt requested addressee only.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the December 13, 1993 , at 10:00 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Dec. 14, 1993 Sheriff's Return filed. ATTEMPED service on Defendant John Walker by Certified Mail sent out on December 2, 1993, restricted delivery, to 3001 Branch Avenue, Apt. 431, Temple Hills, MD 20748, c/o Daryl Walker. We have not as of December 13, 1993, received a signed return receipt.

So answers, Robert M.Stevens, Sheriff

Dec. 14, 1993 ORDER filed. AND NOW, December 13, 1993 this matter is before the Court on Plaintiff's Petition for relief under the Protection from Abuse Act.

We entered a temporary order in this case on December 2, 1993 and directed the Sheriff to serve the Defedant by certified mail, return receipt requested, addressee only, insofar as the Defendant apparently is living with his cousin in the State of Maryland. That was done by the Sheriff but there has been no return receipt returned and accordingly, we do not know whether the Defendant has been served.

We will therefore continue this hearing until December 22, 1993 at 3:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

The Prothonotary is directed to serve a copy of this order on the Defendant by regular mail, care of Darryl Walker, 3001 Branch Avenue, Apartment 431, Temple Hills, Maryland 20748.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

12-14-93 Copy sent deft. by Court. 12-17-93 Copy of Order to Pltf. 12-17-93 Copy mailed to Pltf. 12-17-93 Copy Mailed to Mdvl.Police Dept.

Jan. 5, 1994 ORDER filed. AND NOW, December 22, 1993, at the time fixed for hearing in this matter, the plaintiff appeared with counsel. The defendant appeared without counsel and was advised as to the nature of the proceeding. The parties have agreed that the following Order can be entered. By agreeing to this Order, the defendant does not admit that he engaged in the conduct set forth in the Petition.

ACCORDINGLY, it is ORDERED as follows:

1. The defendant will not assault, abuse, harass, threaten or stalk the plaintiff or any of the minor children named in the Petition or procure others to do the same.
2. The defendant shall not go to the residence or place of employment of the plaintiff.
3. The defendant may contact the plaintiff by phone or in writing, provided said contact is not abusive, harassing or threatening. furthermore, the phone calls shall not be made between the hours of 10:00 o'clock p.m. and 8:00 o'clock a.m. the next morning. If the plaintiff asks the defendant to stop making phone calls, then the defendant shall stop making phone calls.
4. Temporary physical custody of the parties' minor children is awared to the plaintiff. The parties shall agree to reasonable periods of visitation by the defendant with said minor children. HOWEVER, those visitations shall take place at the home of the defendnat's mother, Viola Walker. This Order shall be in full force and effect until either party obtains an Order froma Court or competent jurisdiction with respect to visitation and custody.
5. This Order may be enforced by a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.
6. A copy of this Or der shall be delivered by the Prothonotary to the defendant at Viola Walker's house, 1230 Elm Street, Meadville, Pennsylvania 16335, the Meadville City Police Department and to County Control.
7. This Order shall remain in full force and effect for one year from this date; that is until December 21, 1994, unless modified or terminated by further Order of Court. The plaintiff shall do nothing to cause the defendant to violate this Order. The defendant is advised that if the plaintiff does invite him over to her house or place of employment in violation of this Order, he shall refuse that invitation until this Or der is terminated or modified.

Continued to page 334 A

1993

Veronica Walker
vs
John Walker

Continued from Page 334
of Record
AD 1993 - 1234

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Even if the plaintiff invites the defendant to her home or place of employment, that will be considered a violation of this Order if the defendant does that.

8. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence up to two (2) months.

9. The defendant shall pay record court costs in the amount of $88.00 to the Prothonotary's Office on the First Floor of the Crawford County Courthouse by January 2, 1994. If he fails to pay the court costs, he may be in contempt of court.

10. The parties agree that the defendant's stereo, tapes and speakers shall be delivered by the plaintiff to the defendant's mother's house no later than December 29, 1993.

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

1-11-94 Copy of Order to Atty. Sullivan & Defendant

1993

1235.

CHERYL A. CALVERT

vs.

DOUGLAS L. CALVERT

Filed December 2, 1993
@ 11:43 AM

Tax & entry	Pd 12-3-93	50.50
User's Fee	Pd 12-3-93	5.00
Sheriff	Pd 12-3-93	20.00
Rd Co	12-3-93	5.00
Pro Co	pd 12-6-93	

12-3-93 Received from dft Sheriff's Costs 20.00

12-3-93 Pd Sheriff Ck # 7941 20.00

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

Order:

And now, this 2 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shallhave sole possession of the marital home pending further order of court. Pending further order of court the Plaintiff shallhave exclusive custody of the minor children.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for December 13, 1993 , at 1:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 6, 1993 Motion To Vacate Protection From Abuse Order and Order, filed. ORDER: AND NOW, this 3 day of December, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of December 2, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of Dec. 2, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Dec. 14, 1993 copy to PSP, County Control, Plf. & Dft.

Dec. 7, 1993 Sheriff's Return filed. Returning Protection from Abuse on Douglas L. Calvert. Plaintiff cancelled it on December 3, 1993.

So answers, Robert M. Stevens, Sheriff

1993

Barrett & Dratler
Sylvia L. Dratler

1236.

Peters,Lindsay, Lewis & Hatheway
Brian J. Lindsay

EUGENE T. SZULKOWSKI

vs.

LINDA L. SZULKOWSKI

Filed December 2, 1993
@ 2:13 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
2 count paid 7/12/94	30.00
state paid	10.00
Pro Co pd 7-18-94	9.00
pro co pd 8/25/94	5.00

COMPLAINT IN DIVORCE
2 copies atty.

Dec. 15, 1993, Affidavit of Service filed. I, Sylvia L. Dratler, Esq. being duly sworn deposes and says that the following facts in support of her affidavit of service are true and correct.

1. The affiant is the atty. for plff in above action.
2. A copy of the complaint was sent by cert. mail to dft.
3. The cert. mail was sent to the dft. at PO Box 943 Saegertown, Pa. 16433, on Dec. 2, 1993 The sender's receipt is attached hereto.
4. The dft. received said cert. mail on Dec. 3, 1993, Said receipt card no. 147 766 790 is attahced hereto and signed by Linda J. Szulkowski.
5. The ret. rec. card was returned after signature to the office of Sylvia L. draTLER, Esq. 965 So. Main St. Meadville Pa. 16335 on Dec. 6, 1993. Sylvia L. Dratler.

July 12, 1994, Petition for equitable Distribution and Attorney fees filed.

Jul. 13, 1994 Affidavit of Consent by Linda J. Szulkowski, Defendant, filed.

Jul. 18, 1994 Acceptance of Service filed. I, Sylvia L. Dratler, Esquire, Attorney for the above named Defendant, hereby accept service of the Additional Count in Divorce in the above action.
Date: 7-12-94 Sylvia L.Dratler, Esquire

July 18, 1994 ACCEPTANCE OF SERVICE, filed. I, Sylvia L. Dratler, Esquire, Attorney the above named Defendant, hereby accept service of the Petition for Equitable Distribution and Attorney Fees in the above action.

July 18, 1994 Affidavit of Consent of Plaintiff, filed.

July 18, 1994 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 28, 1994 STIPULATION and CONSENT DECREE filed. AND NOW, this 27th day of July, 1994, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

1. Divorce

Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to 3301(c) of the Divorce Code of PA.

2. Equitable Property Determination and Distribution

The Plaintiff shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in his possession and defendant shall have sole and exclusive possession of any and all furnishings, appliances and eprsonalty currently in her possession. The sole exception to this are certain items from the residence that Plaintiff shall make available to Defendant, within ten (10) days of the entry of this decree:

a. Tackle Box
b. Fishing Pole
c. Grandmother's Bible
d. Weighing scale

Wife shall be responsible for signing over the Chinene SharPei Registration Certificate papers to Husband within five (5) days of the entry of this decree.

Husband shall pay to wife the sum of $3,000.00 in full settlement of any and all interest she has in the tangible and intangible property that remains in Husband's possession and control. Payment shall be made in the form of monthly installments, in the amoutn of $400.00 monthly, payable by the 15th of each month, and all payments shall be made to Linda Szulkowski at P.O. Box 943, Saegertown, PA. 16433, until the balance is paid in full.

DEBTS

Husband shall assume responsibility for any and all debts incurred by either or both of the parties during the marriage, up until Nov. 23, 1993 with the exception of wife's Sears account, and shall indemnify and hold wife harmless from same.

3. Counsel Fees

Plaintiff shall pay $400.00 to Defendant's attorney, Brian J. Lindsay, on or before July 22, 1994.

BY THE COURT:
Gordon R. Miller, J.

Aug. 23, 1994, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: LINDA J. DANIELS

1993

Ely & Smith
Theodore B. Ely

1237.

HAMOT MEDICAL CENTER OF THE CITY OF ERIE, PENNSYLVANIA

vs.

MARY A. BURGESS and STEPHANIE J. BURGESS

Filed December 3, 1993
@ 1:22 PM

Tax & entry paid	15.00
Pltf. on orig.	160.65
Sheriff's Costs	40.00
Pro Co.pd 1/21/94	9.00

WRIT OF REVIVAL

of

AD 1988 - 1041

Writ of Revival indexed against the defendants in favor of Hamot Medical Center of the City of Erie, Pennsylvania the plaintiffs, in the sum of One Thousand Four Hundred Thirty-nine and 81/100 plus interest and cost of suit.

Debt----------$1,439.81
Int. from May 7, 1983
Barbara H. King, Pro
B-238-154
Issued

Dec. 21, 1993 Writ Return filed. SERVED Mary A. Burgess on December 14, 1993 at 3:40 PM by handing a copy of Writ of Revival to George Burgess, Adult in Charge at the residence, at R.D. #2, Cochranton, Crawford County, PA.

SERVED Stephanie J. Burgess onDecember 14, 1993 at 3:41 PM by handing a copy of the Writ of Revival to George Burgess, Adult in Charge at the residence, R.D. #2, Cochranton, Crawford County, PA.

So answers,

Scott D. YOung,Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 7, 1994 Notice of Default Judgment filed.

Jan.7, 1994 Notice of Default Judgment filed.

Jan. 21, 1994, 12:13 P.M., AND NOW upon Praecipe of Plaintiff Attorney, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Principal balance due, $1,439.81 with itnerest from May 7, 1983 and costs of suit.

B-238,154
Judgment entered
1/21/94.

Debt $1,439.81
Interest from May 8, 1983

Judgment
Barbara H. King, Pro.

1/24/94 Notice of entry of judgment mailed defendants.

Revised To: AD1998-909

338

1993

MacDonald, Illig,
Jones & Britton
Richard J. Parks

1238.

INTEGRA BANK/NORTH
successor by merger to
Pennbank

vs.

CLARENCE L. PROPER, JR.
and MYRNA S. PROPER, his wife

Filed December 3, 1993
@ 1:22 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	40.00
Pro.Co. pd 1/6/94	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 17, 1993, Sheriffs Return filed. SERVED Clarence L. Proper Jr. on Dec. 10, 1993 at 3:20 p.m. by handing a copy of the complaint to Myrna S. Proper his wife at their residence, R. d.#4 Box 301, Centerville, Crawford County Pa.

SERVED Myrna S. Proper personally on Dec. 10, 1993 at 3:21 p.m. by handing a copy fo the complaint to her at their residence R. D. #4, Box 301, Centerville, Pa. Crawford County.

So answers, Scott D. Young, Dep. Sher.
Robert M. Stevens, Sher.

Jan.6. 1994 Upon Praecipe of Richard J. Parks, Esquire, Attorney for Plaintiff, the above captioned action is marked settled and discontinued, without prejudice to refile as the Debtors have "cured" their loan account pursuant to Act 6 of 1976, of record.

1993

Mary Ann Kirkpatrick

1239.

JANICE Leigh Bingham Tau

vs.

CHRIS EVERETT TAU

Filed December 3, 1993
@ 1:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co.pd 7/22/94	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Dec. 3, 1993 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Dec. 28, 1993 Affidavit of Service, filed. And Now, December 28, 1993, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Janice Leigh Bingham Tau, Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in divorce, a copy of the Plaintiff's Affidavit of Consent and the Defendnat's Counter-Affidavit of Consent to be forwarded by Certifed Mail, P 100 657 017; postmarked December 17,1993, to the last known address of the Defendant, Chris Everett Tau, P.O. Box 163, Saegertown, Pa. 16433.

3. That the Defendant, Chris Everett Tau, on December 18, 1993, personally signed the return receipt card which was affixed tot he above-mentioned documents in the aaove-matter and which is attached hereto.

4. Service of the documents agaisnt Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.

July 11, 1994, Affidavit of plaintiff as to availibility of counseling filed.

July 11, 1994, Affidavit of Consent of plaintiff filed.

July 14, 1994 Affidavit of Consent of Defendant filed.

Jul. 22, 1994 Upon praecipe of Mary Ann Kirkpatrick, Esquire,Attorney for Plaintiff, to transmit record, case moved to court.

DIVORCE DECREE FILED

AND NOW, August 1, 1994, it is ordered and decreed that JANICE LEIGHT BINGHAM TAU, plaintiff, and CHRIS EVERETT TAU, defendant, are divored 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.

R. Christopher Brode

1240.

TINA L. McGOWAN

vs.

BRANDON SCOTT GREENAWALT

Filed December 3, 1993
@ 1:52 pM

Tax & entry	50.50
User'sFee	5.00
Sheriff's Costs	49.50

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

ORDER:

And now, this 3 day of Dec. , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Not Contact planitiff in any fashion or go to her residence for any purpose RD 2 Box 774, Moisertown Rd.,
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the Dec. 13, 1993 , at 2 pm m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 14, 1993 ORDER filed. **AND NOW, December 13, 1993,** at the time fixed for hearing in this matter, the plaintiff appeared with counsel. The defendant did not appear, and a representative from the Sheriff's Office indicates that the defendant has not been served in Lawrence County because t he Sheriff of Lawrence County apparently cannot locate him.

ACCORDINGLY, this matter is CONTINUED and shall be held on Thrusday, December 23, 1993, at 10:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. A true and correct copy of ths Order shall be furnished by the Sheriff of Crawford County to the Sheriff of Lawrence County and the Sheriff of Crawford County,by deputizing the Sheriff of Lawrence County, shall serve a true and correct copy of this Order on the defendant at the same time that the original Petiton and Order is served on him.

The Temporary Order of December 3, 1993 shall remain in full force and effect without change.

The defendant is advised that if he is served and fails to appear at the hearing, an Order may be entered in his absence.

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

12-15-93 Copies dist. to Co. Control, Sheriff & Brode. 12-17-93 Copy of Order mailed to Deft.

Dec. 22, 1993 Sheriff's Return filed. NOT FOUND as toDefendant Brandon Scott Greenawalt after attempted service through Lawrence County Sheriff's Office at address of 412 E.Sheridan, New Castle, PA. Lawrence County Attempted service three different times,unable to locate defendant.
So answers, Robert M.Stevens,Sheriff

Dec. 28, 1993 ORDER filed. AND NOW, December 23, 1993, at the time fixed for he second hearing in this matter, the Plaintiff appeared with counsel. The Defendant did not appear, and the representative from the Sheriff's Office indicates that additional attempts to serve the Defendant in Lawrence County have not been successful and it appears that the Defendant may be avoiding service at this point.

Accordingly, this matter is continued generally. The Sheriff shall attempt to obtain service on the Defendant. If the Plaintiff hears about the whereabouts of the Defendant or has any information as to where he might be served she shall immediately notify the Sheriff and hopefully he will be able to serve the Defendant at the location the Plaintiff tells the Sheriff about.

Once the Defendant is served, the Sheriff and/or Plaintiff's counsel shall advise the Court Administrataor and the Court Administratoar shall schedule a time for hearing. Notice of that hearing shall be sent to the Defendant at the address the Defendant gives to the Sheriff when he is served. Any notice sent to that address by the Court Administratoar scheduling the hearing in this case will be presumed to have been received by the Defendant since that will be the address that he will give to the Sheriff representing that that is his address and this court system will rely on that representation.

The temporary Order of December 3, 1993 shall remain in full force and effect without change. The Defendant is under a Protection From Abuse Order as of this time. The terms of that Order are those terms that are set forth in the Order of December 3, 1993.

The Sheriff shall continue to attempt service on the Defendant and shall serve him with the original Petition and Order of December 3, 1993, the Order of December 13,1993 and this Order.

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

Dec. 28, 1993 copies dist. to ct.adm. Brode, Sheriff & Co. Control
Jan. 6, 1993 copy to PSPD

Continued on Page 340A

1993

Tina L. McGowan
vs.
Brandon Scott Greenawalt

CONTINUED FROM PAGE 340
of Record
A. D. 1993 - 1240

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Jan. 4, 1994 ORDER filed. AND NOW, January 4, 1994, the hearing in this matter is hereby scheduled for Thursday, January 27, 1994 at 3:30 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse. A true and correct copy of this order along with the order of December 23, 1993 and the original petition and order shall all be serve on the defendant by the Sheriff of Crawford County or by the Sheriff of another county in Pennsylvania by deputized service or by an adult who is permitted to serve original process inOhio or any other jurisdictiion where the defendant may be serve, or by certified mail, return receipt requested, delivery restricted to addressee only with an appropriate proof of service filed in accordance withs the rules of civil procedure.

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

Jan. 5, 1994 dist. copies of Pet & Order of Dec. 3, 1993, order of 12-13 and order of 1-4 dist to Sheriff for service to deft., copies dist to Co. Control, Ct. Adm, Police & Brode

Jan. 3, 1994 Affidavit from Lawrence County filed. Carl B. Nord, Deputy Sheriff of Robert L. Clark, Sheriff of the County of Lawrence, aforesaid, states that he was unable to find Brandon Scott Greenawalt, the defendant therein named, after having made inquiry at 412 E. Sheridan Ave., New Castle, Penna. the last knownresidence and whereabouts of the defendant.

The defendant no longer resides at the above address.

Carl B. Nord, deputy Sheriff

Robert L. Clark, Sheriff of Lawrence County, returns the within Complaint, Not Found, as appears by the foregoing Return of Service. Date: December 20, 1993

Robert L. Clark, Sheriff

January 26, 1994 Sheriff's Return filed. NOT found as to Defendant Brandon Scott Greenawalt. Plaintiff had indicated he was in the Mahoning County Jail in Youngstown, OH. Upon contacting that jail, they indicated he is not currently in their jail and have no record of him.

So answers,

Robert M. Stevens, Sheriff

Feb. 4, 1994, ORDER filed. AND NOW, Jan. 31, 1994, at the time fixed for hearing in this amtter the defendant has still not been served with process.

Therefore this matter is continued generally to be rescheduled after the defendant has been served.

IN the meantime the temporary abuse order of Dec. 3, 1993 shall remain in full force and effect without change or modification.

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

Feb. 4, 1994, copy of order to Atty. Brode.

340

-6-

1993

1993

1241.

Dec. 6, 1993
received $20.00
Sheriff's Costs.
12-6-93 Pd Sheriff
Ck# 7945 20.00

MATTHEW L. KISKA

vs.

DENISE M. KISKA

Filed December 3, 1993
@ 2:57 PM

Tax & entry paid		50.50
User's Fee paid		5.00
Pro Co pd		5.00
Sheriff's Costs	pd	20.00

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

Order:

And now, this 3 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for December 13, 1993 , at 1:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec.7, 1993 Sheriff's Return filed. Returning Protection from Abuse on Denise M. Kiska. Plaintiff Matthew Kiska cancelled the Protection from Abuse on December 3, 1993.
So answers, Robert M. Stevens, Sheriff

Dec. 9, 1993 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 8 day of December, 1993 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of December 3, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection fromAbuse Order of December 3, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT,
Anthony J. Vardar, J

Dec. 15, 1993 Copies of order to Pltf., PSP and Co. Control

Barbara J. Walton

1242.

James R. Irwin

KENNETH W. KEBORT

vs.

TERRY THOMPSON

Filed December 3, 1993
@ 3:58 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	24.00

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

ORDER:

And now, this 3 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Pending further order of court the defendant shall have no contact with the minor children. the mother of the children may have visitation and/or temporary custody with the children so long as the defendant is not around and it is arranged to plaintiff's satisfaction.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs.

Hearing is hereby set for the December 13, 1993 at 10 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Dec.7, 1993 Sheriff's Return filed. SERVED Terry Thompson personally on December 3, 1993 at 11:00 PM at the residence of 437 S. Main Street, Apartment #1, Cambridge Springs, Crawford County, PA. Served by Trooper Mason of the Pennsyvlania State Police.
So answers, Robert M. Stevens, Sheriff

Dec. 14, 1993 Order filed. AND NOW, December 13, 1993 this matter is before the Court for a hearing with regard to Plaintiff's petition for relief under the Protection from Abuse Act.

The Plaintiff appears represented by counsel, and the Defendant appears without counsel, in indicating that he thought he had counsel, but that he found out that his attorney wanted a retainer just yesterday and he was unable to afford that retainer.

He does, however, wish to have an attorney and wishes to find one that is suitable and accordingly this matter will be continued until January 4, 1994 at 1:30 o'clock p.m. in Courtroom No. 2 of the Crawford County Courthouse.

Pending that hearing, the order of December 3, 1993 shall remain in full force and effect, except that the portion which states, "The mother of the children may have visitation and/or temporary custody with the chidlren, so long as the Defendant is not around and it is arranged to Plaintiff's satisfaction" is RESCINDED, inso far as we have before us the appropriate parties to deal with the custody aspect of the minor children.

The portion of the temporary order of December 3, 1993 stating "Pending further order of Court, the Defendant shall have no contact with the minor children" shall remain in full force and effect as well as the remaining terms of the order.

A copy of this order shall be provided to the appropriate police agency, as well as to County Control.

BY ORDER FO THE COURT,
Anthony J. Vardaro, J

Dec. 14, 1993 Copies dist. to PASPD, Walton, Deft., Co. Control & Irwin

Jan. 5, 1994 ORDER filed. AND NOW, January 4, 1994, this matter is before the Court on Plaintiff's Petition for Relief Under the Protection From Abuse Act filed on behalf of a minor child.

This action is here witha companion custody action at 1992-792, and after some testimony in this action, the parties agaree that this action will be withdrawn by the plaintiff in light of an Order which will be entered this date in the custody action at 1992-792 intended to address any concerns of the plaintiff.

ACCORDINGLY, this action shall be marked by the Prothonotary as having been withdrawn and dismissed.

Costs shall be paid by the County.

BY THE COURT,
Anthony J. Vardaro, J.

Jan. 5, 1994 copies dist to Walton, Irwin & Brode

1993

Northwest Legal Service
R.Christopher Brode

1243.

Barbara J.Walton

KATHY JO KEBORT

vs.

KENNETH W. KEBORT

Filed December 6, 1993
@ 12:03 PM

Tax & entry Pd 12-28-93 50.50
User's Fee Pd 12-28-93 5.00
Sheriff's Costs 25.00
Pro Co Pd 12-28-93 9.00

12-28-93 Rec Sheriff's Costs from Deft 25.00
12-28-93 Pd Sheriff Ck# 7982 25.00

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

Order:

And now, this 6th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant shall not go to Plaintiff's home or to her place of work. Defendant may contact Plaintiff by phone to arrange visitations.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for December 13, 1993 , at 10:00 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Dec. 7, 1993 Sheriff's Return filed. SERVED Kenneth W. Kebort personally on December 6, 1993 at 2:55 PM by handing a copy of the Protection From abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Robert M.Stevens,Sheriff

Dec.15,1993 ORDER filed. AND NOW, December 13,1993 this matter is before theCourt on a petition for relief under the Protection from Abuse Act filed by the Plaintiff. Both parties appear with counsel,and we have a formal hearing with testimony.

After that hearing, we are convinced that the Plaintiff has met her burden of proving abuse within the meaning of the act, and accordingly, we will enter the following ORDER:

1. The Defendant shall not assault,abuse,harass,or threaten the Plaintiff at any time or any place.

2. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

3. A copy of this order shall be delivered to the Pennsylvania State Police and to County Control.

4. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of up to$1,000 and a jailsentence of up to 6 months.

5 The Defendant shall pay court costs in the amount of$89.50 within 2 weeks from the date of this order. Those costs shall be paid to the Prothonotary of Crawford County, on the first floor of theCrawford County Courthouse.

6. This order shall remain in full force and effect through December 12, 1994.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

12-16-93 Copies of order dist.to Co. Control.,Pa.SPD, Brode & Walton

344

1993

1244.

DONNA L. GEHRT

vs.

BENJAMIN L. HERBSTER

Filed December 6, 1993
@ 1:31 PM

12-14-93 Fee from dept Sheriff's Office 25.00
12-14-93 Pd Sheriff Chk 7959 25.00

Tax & entry Pd. 12/14/93 50.50
User's Fee Pd. 12/14/93 5.00
Sheriff's Costs Pd. 25.00
Pro. Co. Pd. 12/14/93 9.00

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

ORDER:

And now, this 6th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not go to Plaintiff's residence or place of work.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the December 14, 1993 , at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 7, 1993 Sheriff's Return filed. SERVED Benjamin L. Herbster personally on December 6, 1993 at 3:49 PM by handing a copy of the Protection fromAbuse to him at his place of employment, Marlan Tool, Denny Road, Meadville, Crawford County, PA.

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

Dec. 16, 1993 Order filed. AND NOW, December 14, 1993, at the time fixed for hearing, both parties appeared without counsel. The court advised the defendant as to the nature of the proceedings and his right to counsel and he understood all of that. The plaintiff desires a Protection From Abuse Order so that the defendant never strikes her or physically abuses her again. The defendant is willing to have the Court enter such an Order.

THEREFORE, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff in any way.
2. The defendant shall not contact the plaintiff nor go to her residence or place of work unless the plaintiff expressly invites him. If the plaintiff expressly invites him to have contact with her, he shall do so in a peaceful way and he shall not violate Paragraph 1 of this Order. FURTHERMORE, If the plaintiff asks him to leave or cease contact, he should immediately do that.
3. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. The Prothonotary shall deliver a copy of this Order to County Control and to the Conneautville Borough Police Department. A copy of this Order shall be sent by mail to the defendant at R.D. #1 box 47, Espyville, Pennsylvania.
5. This Order shall remain in full force and effect for one (1) year from this date, unless modified or terminated by further Order of Court. In the event that the plaintiff agrees that she and the defendant can resume living together or resume regular frequent contact, including contact initiated by the defnednat, the defendnat shall not go to that extent until the Abuse Order is terminated by avoluntary termination signed by the plaintiff.
6. The defendant shall pay record court costs in the amount of $89.50 to the Prothonotary no later than 4:30 p.m., on Friday, December 17, 1993.
7. The defendant is remined that this is an Order of Court, and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence up to six months.

BY THE COURT,
Gordon R. Miller, J

Dec. 16, 1993 Copies dist. to Pltf, Co Control, CVBPD and Dft.

1993

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

1245.

Blystone & Blystone
~~Curtis E. Blystone~~ Smithdeen

Douglas W. Ferguson

JOHN R. BROWN

vs.

ROSEMARIE BROWN

Filed December 6, 1993
@ 2:16 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
3 Add'l counts pd 4/13/94	45.00
State pd 4/13/94	15.00
Pro Co. pd 4/12/95	9.00
Pro Co pd 9/4/98	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
2 copies atty.

Dec. 9, 1993 Affidavit of Service filed. I JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complanit in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated December 6, 1993. The Defendant acknowledged service on December 8, 1993 by accepting delivery on that date as evidenced by the attached signed return receipt. James R. Irwin

Mar. 28, 1994 Petition For Special relief filed.

Mar. 28, 1994 Rule To Show Cause filed. AND NOW, this 28th day of March, 1994, upon consideration of the within Petition for Special Relief, a Rule is granted upon Defendant, Rosemarie Brown to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, within hearing thereon on the 29 dayof April 1994, at 3:30 p.m. in Courtroom No. 1 or 2 or the Crawford County Courthouse, Meadville, Pennsylvania BY THE COURT,
Gordon R. Miller, J

Mar. 29, 1994 Copy of order to Atty. Irwin

Mar. 31, 1994 Petition For Special Relief, filed.

Mar. 31, 1994 Rule to Show Cause, filed. AND NOW, this 30th day of March 1994, upon consideration of the within Petition fo rExclusive Possession of the Marital Residence, a Rule is granted upon Defendant, Rosemarie Brown, to show cause why the relief requested in said Petition should not be granted.

RULE RETURNAABLE, with hearing thereon on the 29th day of April, 1994, at 3:30 p.m. in Courtroom No. 1 or 2 or the Crawford County Courthouse, Meadville, Pennsylvania.

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

Apr. 6, 1994 copy to J. Irwin & Dft.

Apr. 13, 1994 Petition Raising Economic Claims, filed.

April 18, 1994 Petition For Special Relief - Discovery In The Form Of Production of Documents on behalf of Defendant, filed.

April 18, 1994 RULE TO SHOW CAUSE filed. AND NOW, this 18th day of April, 1994, upon consideration of the within Petition for Special Relief - Discovery in the Form of Production of Documents, a Rule is granted upon plaintiff, John R. Brown, to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing thereon on the 25th day of May, 1994, at 9:30 a.m. in Courtroom No. 1 or 2 of the Crawford Co. Courthouse, Meadville, Pa.

BY THE COURT,
Gordon R. Miller, Judge

April 19, 1994 Copy of Order to Attys. James Irwin and Curtis Blystone.

April 18, 1994 Petition For Special Relief - Exclusive Possession of Former Marital Residence, and For Alimony Pendente Lite on behalf of Defendant, filed.

April 18, 1994 RULE TO SHOW CAUSE filed. AND NOW, this 18th day of April, 1994, upon consideration of the within Petition for Special Relief - Exclusive Possession of Former Marital Residence, and for Alimony Pendente Lite, a Rule is granted upon plaintiff, John R. Brown, to show cause why the relief requested in said petition should not be granted.

RULE RETURNABLE, with heraing thereon on the 25th day of May, 1994, at 9:30 a.m. in Courtroom No. 1 or 2 of the Crawford Co. Courthouse, Meadville, PA.

BY THE COURT,
Gordon R. Miller, Judge

April 19, 1994 Copy of Order to Attys. James Irwin and Curtis Blystone.

Apr. 22, 1994 Plaintiff's Preliminary Objections to Defendant's Special Relief - Exclusive Possession of Former Marital Residence and For Alimony Pendente Lite, filed.

Apr. 22, 1994 Motion for Continuance and ORDER filed. AND NOW, this 22 day of April, 1994 upon presentation and considerationof the within Motion this hearing is continued and rescheduled for the 1 day of June, 1994 at 9 o'clock A.M. inthe Court of CommonPleas of Crawford County.

BY THE COURT:
Anthony J. Vardaro, J.

4-27-94 Copy of Order to Attys. Irwin & Blystone

Apr. 22, 1994 Motion for Continuance filed.

Apr. 22, 1994 ORDER filed. AND NOW, upon presentation and consideration of the aforesaid Motion for a Continuance, the same is hereby granted and the hearing on Plaintiff's Petitions for Special Relief is continued to June 1, 1994 at 9 A.M.,prevailing local time in Court Room No. 1 or 2, Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Anthony J. Vardaro, Judge

4-27-94 Copy of Order to Attys.Irwin & Blystone

Jun. 29, 1994 Motion for Leave to Withdraw Appearance and ORDER filed. AND NOW, this 29th day of June, 1994, the above motion is granted and the appearance of Blystone & Blystone on behalf of Defendant Rosemarie Brown is hereby deemed tobe withdrawn.

By the Court
P. Richard Thomas, S.Judge

6-29-94 Faxed to Attys. Irwin & Blystone

Record Continued on Page 430

346

1993

Barbara J. Walton

1246.

LAWRENCE LOWE

vs.

CAROL LOWE

Filed December 6, 1993
@ 3:58 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
STate paid	10.00
	9.00
John Fuller, Mediator	200.00
Pro Co Copy 3-22-94 $8.80	9.00

12-10-93 Rec from Atty med. dep 150.00
1-28-94 Pd Sht. fee atty Walton Chk#6019 141.00
3-22-94 Pd Sht. Chk#6179

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Dec. 10, 1993 Motion to Appoint Custody Mediator and NOTICE and ORDER TO APPEAR filed.

You CAROL LOWE, have been sued in Court to obtain custody of MICHAEL Z. LOWE and DIANA C. LOWE.

You are ORDERED to appear inperson at Crawford County Courthouse, Meadville, Pennsylvania 16335, for a Conference before John Fuller, Esquire, Child Custody Mediator. Time to be set by 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.

Until the time of the above hearing, neither party shall remove the children from Crawford County, Pennsylvania in order to maintain the status quo.

BY THE COURT:
Anthony J.Vardaro, J.

12-20-93 Copy to Attys. Walton & Fuller

Dec. 20, 1993 Affidavit of Service filed. And Now, December 17, 1993, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Motion to Appoint a Custody Mediator was mailed to the Defendant via Certified Mail, return receipt on December 14, 1993.

2. That the Defendant signed the return card on December 16, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United State Postal Service REturn Receipt (Certified No. P945923445) attached hereto as Exhibit "A".

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

Barbara J. Walton

Jan. 28, 1994 ORDER filed. AND NOW, January 26, 1994 after mediation conference before John Fuller, Esqusire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Michael Z. Lowe and Diana C. Lowe shall be with their mother, subject to the following conditions:

A. Beginning with the Summer of 1994, the children shall be in the custody of the father for a period of eight (8) weeks, from June 15 to August 15, each year. The father shall also be entitled to have the children in his custody for a ten (10) day period each Christmas which, unless otherwise agreed on shall be from December 23 to January 2 each year.

B. Costs of transportation of the children on holidays and Summer visits shall be equally divided between the mother and father.

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

D. 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.

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof. In order to give father time to file exceptions it is ordered that mother and the children remain in Crawford County for a period of thirty (30) dyas from the date hereof, unless prior thereto father's attorney advises mother's attorney in writing of his intention not to file exceptions.

IV. Cost of the mediation conference shall be paid by Crawford County. The Prothonotary of Crawford County is hereby directed to refund the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Anthony J. Vardaro, J.

Feb. 2, 1994 copy to B. Walton, J. Mason, J. Fuller, Plf. & Dft.

May 6, 1998 Order Terminating Case filed.

Feb. 8, 1994 Stipulation and Consent to Entry of Order and Property Settlement Agreement, filed.

Mar. 16, 1994 Affidavit of Consent by Lawrence Lowe, Plaintiff, filed.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 3-16-94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Anthony J. Vardaro, J

Date: March 12, 1998

Mar 12, 1998 Copies mailed by Court Administrator's Office

1993

1247.

SHARON C. CONDON

vs.

JOSEPH A. KOUNOVSKY

Filed December 7, 1993
@ 10:52 AM

Indigent Filing

CUSTODY COMPLAINT

Order:
You, Joseph A. Kounovsky have been sued in Court to obtain custody of 3 children.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, Pa 16335
(814) 336-1151, ext. 298
Date: 11/29/93 Gordon R. Miller, J
Dec. 9, 1993 Copies to Atty. Fuller and Plaintiff

Dec. 7, 1993 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240. and Order filed. AND NOW, November 29, 1993, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
BY THE COURT,
Gordon R. Miller, J

Dec. 9, 1993 Copy to Plaintiff

Dec. 7, 1993 Order filed. AND NOW, this 29th day of November, 1993, uthe Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:
1. The Plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order any any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered an ddirected to sserve a true and correct copy of the complaint or petition and order upon the defendant and make an appropraite return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs andimposed as costs by the court.
BY ORDER OF COURT
Gorodn R. Miller, J

Dec. 9, 1993 Copy of order to Plaintiff

Jan. 10, 1994 SHERIFF'S RETURN, filed. SERVED Joseph A. Kounovsky personally on January 5, 1994 at 4:06 PM by handing a copy of the Notice and Order to Appear and the Custody Complaint to him at RD 2, Senic Drive, Meadville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 29, 1995 MOTION TO VACATE and ORDER filed. AND NOW, November 21, 1995, after consideration of the within Motion to Vacate, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT:
John Fuller, Esquire is hereby granted leave to withdraw as custody mediator in the above-captioned custody case and William Pineo is hereby appointed as mediator in his place.
Gordon R. Miller, Judge

FAXED 11-30-95 Pineo & Fuller Mailed Pltf & Deft.

Feb. 6, 1996 TEMPORARY ORDER filed. Costs and fees fixed at $182.00 and assessed to Crawford County. Order to become permanent after 10 days if parties do not move for de novo hearing. (see papers filed).
By the Court,
Anthony J. Vardaro, J.
Feb. 6, 1996 Order FAXED Atty. Pineo; mailed plft., deft.

1993

Peter J. Mansmann

1248.

pro se

Swensen, Perer, Johnson
& McCandless
Anthony J. Sciarrino

ELAINE CALLEN and JAMES R. CALLEN, wife and husband

vs.

DAVID CHETOKA

filed December 7, 1993
@ 11:52 AM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	28.00
Pro Co 1-3-95	5.00
Pro Co pd 4-3-95	1.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION.
1 copy Sheriff

Dec. 17, 1993 Sheriffs Return filed. SERVED David Chetoka on Dec. 10, 1993, at 2:00 p.m. by handing a copy of the complaint to Sandy Chetoka, his wife, at their residence, R. D. #3, Hanmore Rd. Conneaut Lake, Crawford County Pa.
So answers, Scott D. Young, Dep. sher.
Robert M. Stevens, Sher

Apr. 18, 1994 Answer And New Matter To Plaintiffs' Complaint, filed.

May 12, 1994, Plaintiff's Reply to New Matter filed.

July 8, 1994 Notice of Service of Interrogatories and Requests for Production of Documents, filed.

Oct. 28, 1994 Certificate of Readiness filed.

ON FEBRUARY, 1995 TRIAL LIST

Nov. 10, 1994 Motion for Physical Examination and ORDER filed. AND NOW,to-wit, this 10th day of November, 1994 said motion is denied. The court doesn't find that there is sufficient good cause shown to support this request. This is without prejudice to seek a similar order in the future.

BY THE COURT
Gordon R. Miller

11-16-94 Copy mailed toAttys. Mansmann & Sciarrino

Dec. 22, 1994 Upon praecipe of plaintiff attorney the above captioned matter is marked settled and discontinued of record.

1993

Wayne H. Hundertmark

1249.

MARK J. BUBENHEIM

vs.

DEBORAH K. BUBENHEIM

Filed December 7, 1993
@ 11:54 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
lct pd 1-25-94	15.00
state pd 1-25-94	5.00
Pro.Co. pd 4/8/94	9.00
Pro Co paid	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
no copies

Apr.8, 1994 Counter-Affidavit Under Section 3301 (d) of the Divorce Code, filed.

Apr. 8, 1994 Upon Praecipe of Wayne H. Hundertmark, Esquire, Att orney for Plaintiff to transmit record, case moved to Court.

Apr. 8, 1994 Affidavit Under Section 3301 (d) of the Divorce Code, filed.

Apr. 18, 1994 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

x A proper return or proof of service has not been filed.

x Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation, withdrawal or hearing. To grant a divorce decree without a resolutionof those ot her issues would be tantamount to an improper bifurcation.

x Properly completed 3301 (c) consents have not been filed of record. Pa.R.C.P. 1920.42.

x As to a 3301 (d) divorce:

x There is no showing that the proper notice required by 1920.42 (c)(1) in the form provided by 1920.73 to a party who is unrepresented or to counsel of a represented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe to refer or submit.

x Other

The complaint has not been verified by the Plaintiff. See Pa. R.C.P. 1024.

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

4/14/94 BY ORDER OF COURT
Gordon R. Miller, J.

4-19-94 Copy of Order to Atty. Hundertmark & Deft.

May 20, 1994 Proof of Service, filed. The undersigned, being first duly sworn according to law, deposes and says that:

1. Your deponent is counsel for the Plaintiff in the above case.
2. The Complaint file din the above case was served upon the Defendant pursuant to Pennsylvania Rules of Civil Procedure by certified mail with restricted delivery and return receipt requested addressed to said Defendant at the last known address of said Defendant followisng: 130 East Spruce Street, Titusville, Pa. 16354.
3. Attached hereto is the followisng exhibit: The receipt of certified mail delivery signed by the Defendnat. Wayne H. Hundertmark

May 20, 1994 Verification of Complaint in Divorce, filed.

May 20, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

June 1, 1994 ORDER OF COURT, ANDNOW, this 26th day of May, 1994, it is ORDERED AND DECREED that MARK J. BUBENHEIM, plaintiff, and DEBORAH K. BUBENHEIM, Defendant, are hereby divorced from the bonds of matrimony.

This Decree constitutes a final order as to all matters and claims pending in this action, and the Court retains jurisdiction of the parties in the subject matter for purpuses of enforcemen only.

BY THE COURT,
Gordon R. Miller, J.

1993

Mary Ann Kirkpatrick

1250.

SHERRY LYNN WESTBROOK LEMKE

vs.

MICHAEL WILLIAM LEMKE

Filed December 7, 1993
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Pro Co pd 3-25-94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY

Dec. 9, 1993 acceptance of Service filed. I accept service of the Divorce Complaint.
Date: 7 Dec. 93 Michale William Lemke

Mar. 21, 1994 Affidavit of Consent of of Plaintiff filed.

Mar. 21, 1994 Affidavit of Consent of Defendant filed.

Mar. 25, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

April 4, 1994 AND NOW, March 29, 1994, it is ordered and decreed that SHERRY LYNN WESTBROOK LEMKE, plaintiff, and MICHAEL WILLIAM LEMKE, 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.

1993

Watts & Pepicelli
Alan L. Pepicelli

1251.

JOHN P. PALMER and
KATHERINE A. PALMER, his
wife

vs.

MOLDEX TOOL & DESIGN
CORPORATION, a Corporation
a/k/a MOLDEX TOOL & DESIGN
CO., a/k/a MOLDEX TOOL &
DESIGN CO., INC.,: BRIAN K.
SHOREY, trading as MOLDEX
TOOL & DESIGN: and RICHARD
A. WARHAM

Filed December 7, 1993
@ 3:43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Sheriff's Costs	50.00
Pro Co pd 10-14-96	6.00

WRIT OF SUMMONS
Issued Sheriff

Dec. 21, 1993 Writ Return filed. SERVED Moldex Tool & Design onDecember 14, 1993 at 11:55 AM by handing a copy of the Summons to Brian K. Shorey, Owner, at 628 Arch Street, Meadville, CrawfordCounty, PA.
SERVED Brian K. Shorey personally on December 14, 1993 at 11:56 AM by handing a copy of the Summons to him at Moldex Tool & Design, 628 Arch Street, Meadville, Crawford County, PA.
SERVED Richard A. Warham onDecember 14, 1993 at 11:57 AM by handing a copy of the Summons to Brian K. Shorey, Authorized Agent, at Moldex Tool & Design, 628 Arch Street, Meadville, Crawford County, PA. Signed Acceptance of Service attached.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 29, 1993 Amended Sheriff's Return filed. SERVED Moldex Tool & Design Corporation, a Corporation, a/k/a Moldex Tool & Design Co., a/k/a Moldex Tool & Design Co., Inc., on December 14, 1993 at 11:55 AM by handing a copy of the Summons to Brian K. Shorey, Owner, at 628 Arch Street, Meadville, Crawford County, PA
SERVED Brian K. Shorey personally on December 14, 1993 at 11:56 am by handing a copy of the summons to him at Moldex Tool & Design 628 Arch Street, Meadville, Crawford County, PA.
SERVED Richard A. Warham on December 14, 1993 at 11:57 AM by handing a copy of the Summons to Brian K. Shorey, Authorized Agent at Moldex Tool & Design, 628 Arch Street, Meadville, Crawford County, PA. Signed Acceptance of Service attached.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 4, 1995, Complaint in Civil Action filed. 2 copies (atty)

Oct. 10, 1995, Notice of Service of Complaint filed. Alan L. Pepicelli, Esq. hereby certified that a cert. copy of Complaint in Civil Action was served upon dfts, above named, throughtheir carrier, sent via reg. US mail sent to Penn Nat. Ins. Companies, Pgh. Claims Service office, 777 Penn Center Blvd. Pgh, Pa. 15235-5927, Att: George J. Berry, III, Claims Adjuster, on the 6 day of Oct. 1995. Alan L. Pepicelli, esq.

Nov. 15, 1995 Acceptance of Service filed. I accept service of the Complaint in Civil Action on behalf of the above-captioned Defendants, and certify that I am authorized to do so.
Penn National Insurance Companies by
George J. Berry, III
Claims Adjuster
Pittsburgh Claims Service Office
777 Penn Center Boulevard, Pittsburgh, PA 15235-5927

Nov. 21, 1995, Complaint Reinstated.

Dec. 12, 1995 Acceptance of Service filed. I accept service of the Complaint in Civil Action on behalf of the above-captioned Defendants, and certify that I am authorized to do so.
by: George J. Berry,III

Oct 8, 1996 Upon praecipe of plaintiff attorney the above-captioned case is marked settled and discontinued of record.

1993

Barbara J. Walton

1252.

DIANA HOUT

vs.

TIMOTHY SHAWGO

Filed December 7, 1993
@ 4:16 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
2 copies atty.

Dec. 8, 1993 Amended Complaint For Custody, filed.

IMPORTANT NOTICE AND COURT ORDER

Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 12/8/1993 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear from you in writing on or before Oct. 23, 1998 , we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's office on or before Oct. 23, 1998 . You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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: Sept. 22, 1998

Sept. 22, 1998 Copies of Order distributed by Court Administrator.

Nov. 5, 1998, ORDER filed. AND NOW, this 30th day of Oct., 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 cases listed below are hereby terminated and dismissed with prejudice. A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 19011.

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

1993

1253.	CHRISTOPHER M. GALLAGHER and LORI K. GALLAGHER, his wife vs. W. L. DUNN CONSTRUCTION CO. Filed December 8, 1993 @ 9:29 AM Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 25.00 Pro Co pd 2-28-95 5.00 Pro Co pd 2-28-95 1.00	WRIT OF SUMMONS Issued Sheriff Dec. 21, 1993 Writ Return filed. SERVED W. L. Dunn Construction Company on December 14, 1993 at 4:00 PM by handing a copy of the Summons to Jerry Dunn, Co-Owner, at the business, Adams Street, Cochranton, Crawford County, PA. So answers, Scott D. Young, Deputy Sheriff Robert M. Stevens, Sheriff Feb. 17, 1995 Upon praecipe of Plaintiff attorney the above captioned matter is marked settled and discontinued of recoed.

1993

Withdrawn
~~Joseph W. Tinko~~
Fuller, Kinnunen,
Petruso, Fabian & Hall
Ann Hansen Gamble

1254.

Barbara J. Walton

PATRICIA A. SHROCK

vs.

ALVIN A. SHROCK

Filed December 8, 1993
@ 11:17 AM

Tax & entry paid	50.50
User's Fee paid	25.00
4 Add'l Counts paid	60.00
State paid	10.00
Pro Co Pa 6-24-99	27.50
Pro Co Pd 8/19/99	13.50

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE AND ALIMONY, COUNSEL FEES, COSTS AND EXPENSES, SETTLEMENT AGREEMENT AND INCORPORATION
1 copy atty.

Jan. 5, 1994 Affidavit of Service filed. Before me, a Notary Public of the Commonwealth of Pennsylvania, on this 5th day of January, A.D. 1994 , comes Joseph W. Tinko, Esquire, the undersigned affiant, who, after being duly sworn (affirmed) according to law, deposes and says as follows:
That pursuant to Pa. R.C.P. No. 405, the Complaint in the above-captioned case for Divorce under 3301(c) or 3301(d) of The Divorce Code of Pennsylvania was served onthe defendant, Alvin A. Shrock, by United States Certified Mail, Return Receipt Requested, on December 10, 1993 at R.D. #3, Box 153, Conneaut Lake, Pennsylvania 16316, as evidenced by the Return Receipt Card signed by the defendant, Alvin A. Shrock, which is attached hereto as Exhibit "A" and incorporated herein by this reference as if fully set forth
Date: January 5, 1994 Joseph W. Tinko

9-23-96 Red from pltf 250 mail fee
7-20-99 Red from pltf 50 cc mail fee
10-22-99 Rec'd from dft typed 50 cc

Feb. 23, 1994 Motion To Amend Complaint and ORDER filed.
AND NOW, this 23 day of February, 1994, upon presentation and consideration of the Plaintiff's Motion to Amend Complaint, it is hereby ORDERED, ADJUDGED AND DECREED that:
1. The said Motion is GRANTED; and
2. The Plaintiff shall serve an Amended Complaint on the Defendant by certified mail, postage prepaid, return receipt requested, at Defendant's last known address; and
3. An appropriate Affidavit of Service shall be filed to show proof of said service.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 25, 1994 Copy of Order to Atty. Joseph Tinko; copy mailed to Dft.

Feb. 24, 1994 Amended Complaint, filed.

Apr. 8, 1994 Petition For Special Relief filed.

Apr. 8, 1994 Order filed. AND NOW,April 8, 1994, this matter is before the court on a petition for special relief filed by the Plaintiff. Plaintiff's counsel appears in motions court and the Defendant appears pro se.
Essentially, the petition is asking for the Plaintiff to have continued use to a jointly owned 1986 Pontiac Bonneville automobile, andis specifically requesting that the Court order the Defendant to provide the registreation renewal application, which Plaintiff believes was sent to the Defendant and to further execute said documents so that the Plaintiff may continue the registrationof the behicle and be able to continue to use the vehicle.
Plaintiff's counsel indicates that the Plaintiff has appropriate insurance with respect to the vehicle.
The Defendant indicates that he is not opposed to signing the registration papers and believes he may have themin his possesison, althoughhe is not sure. He does, however, indicate that he would kte to have access to the vehicle and therefore, we will require that the Defendant provide the regisitration in an executed fashion to Joseph W. Tinko, Esquire, at 379 Chestnut Street, Meadville, at or before Noon on April 11, 1994. If the Defendant cannot find the registration renewal application, he shall contact Attorney Tinko prior to nnon on April 11, 1994,and will cooperate in making prompt arrangements to do whatever is necessary as an alternative in order to allows the vehicle to be registered in a prompt manner. This shall include complying with whatever Mr. Tinko would indicate is necessary within twenty-four hours of when the Defendant is no notified.
With respect to th eissue as to whether or not the Defendant shall have access to the 1989 Pontiac Bonneville, we believe it is necessary to hear testimony, and accordingly, we will schedule this matter for further hearing with respect to that issue for May 24, 1994 at 1;30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.
The Plaintiff will keep the 1986 Pontiac Bonneville insured pending the May 24, 1994 hearing.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Apr. 8, 1994 Copies dist. to Tinko and Dft.

Apr. 29, 1994 Affidavit of Service, filed. BEFORE ME, a Notary Public of the Commonwealth of Pa., on this 28th day of April, 1994, comes JOSEPH W. TINKO, Esquire, the undersigned affiant who, after being duly sworn (affirmed) according to law, deposes and says as follows:
That pursuant to Order of this Court dated Feb. 23, 1994, I served a true and correct copy of an Amended Complaint in the above-captioned action on the Defendant, Alvin A. Shrock, by certified mail, postage prepaid, return receipt requested, at Defendant's last known address; however, the Defendant refused to accept delivery fo the same as shown on the retaurned mailing attached hereto as Ex. "A" and incorporated herein as if fully set forth at length.
That pursuant to Pa. R.C.P. No. 403(1), I then served a copy of the said Amended Complaint by ordinary mail with the return address of the sender appearing thereon as shown by the copy of same which is attached hereto as Ex. "B" and incorporated herein as if fully set forth at length.
That 15 days has elapsed since sendinga the said Amended Complaint by ordinary mail as aforesaid, and the same has not been returned; consequently, pursuant to Pa. R.C.P. No. 403(1), said service of process is complete.

May 20, 1994 Appearance of Barbara J. Walton on behalf of Alvin A. Shrock filed.

May 23, 1994 Motion to Continue and ORDER OF COURT filed. AND NOW, this 20th day of May, 1994, upon presentation of the Motion for Continuance by the Defendant, the hearing on the Rule to Show Cause Motion scheduled for May 24, 1994 in Courtroom Number 1 or 2 at the Crawford County Courthouse, Meadville,Pennsylvania 16335, is hereby continued until the 7th day of June, 1994 at 1:30 o'clock p.m. in Courtroom Mumber 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

By the Court;
Gordon R. Miller, J.

5 -23-94 Faxed to Atty. Tinko 5-26-94 Faxed to Atty. Walton

Continued to Page 427

1993

Paul J. Carney, Jr.

1255.

DALE E. MCDONALD, JR.

vs.

THOMAS PAUL WESCOAT and
CENTERVILLE CASTING

Filed December 8, 1993
@ 1:21 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 6-28-94	6.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 5, 1994 SHERIFF'S RETURN, filed. SERVED Thomas Paul Wescoat personally on December 22, 1993 at 2:00 PM by handing him a copy of the Summons at 22873 Spring Creek Road, Titusville, Crawford County, Pa.

SERVED Centerville Casting on December 20, 1993 at 12:39 PM by handing a copy of the Summons to George Sherretts, Adult in Charge at the business, RD 2, Box 30, Titusville, Crawford County, Pa.

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

June 23, 1994 Upon praecipe of Plaintiff's attorney the above-captioned action is settled and discontinued of record.

1993

William J. Gregg 1256.	JAMES MOON, trading and doing business as MOON TOOL & DIE COMPANY vs. WESTINGHOUSE ELECTRIC CORPORATION Filed December 8, 1993 @ 1:35 PM Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff;s Costs 24.25	WRIT OF SUMMONS Issued Sheriff Feb. 2, 1994 Sheriff's Return and Affidavit of Service filed. SERVED the within Summons on Jan. 5, 1994 at 2:20 P.M. upon West Electric Corp. at above by handing to her Joann Haller, Esq. a true and correct copy thereof and made known to her the contents therein. Jan.20, 1994 Al Conte, Sheriff Allegheny County I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Summs accrding to law. The defendants alleged address is Joann Haller, Esq., Westinghouse Elec. Corp.,Energy Center Site, 43540 Northern Pike, Monroeville,PA 15146-2886. Robert M. Stevens, Sheriff, Crawford Co. See Affidavit of Service endorsed hereon by Sheriff of Allegheny County, Pennsylvania, which is part of this return. So answers: Robert M. Stevens,Sheriff Crawford County,PA

1993

Northwestern Legal Services
Gerald Sullivan

1257.

CAROL WILLOUGHBY

vs.

ROY E. TRACE

Filed December 8, 1993
@ 1:43 PM

Tax & entry	Pd 1-14-94	50.50
User's Fee	Pd-1-14-94	5.00
Sheriff's Costs		30.00
Pro Rata	Pd 1-14-94	9.07

1-14-94 Rec'd from deft Sheriff's Costs 30.00
1-14-94 Pd Sheriff Ck# 8079 30.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy atty.

Order:

And now, this 8 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Plaintiff shall have exclusive custody of minor child pending further order of court.
3. This Order may be enforced without a warrant any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for December 13, 1993 at 1:30 p.m. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 10, 1993 Sheriff's Return filed. SERVED Roy E. Trace personally on December 8, 1993 @ 3:25 PM by handing a copy of the Protection from Abuse to him at his residence, R.D. #2, Box 139A, Middle Road, Cambridge Springs, Crawford County, PA.
So answers,

James Withers, Constable/Deputy
Robert M. Stevens, Sheriff

Dec. 14, 1993 ORDER filed. AND NOW, December 13, 1993, at the time fixed for hearing, the plaintiff appeared with counsel. The defendant appeared without counsel. He was advised as to the nature of these proceedings, and he understood them. The parties agree that the following Order could be entered. T he defendant's agreement is without admission of the facts set forth in the Petition.

ACCORDINGLY,it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, threaten or stalk the plaintiff or the minor child named in the Petition.
2. The defendant shall not go to the plaintiff's residence or place of work.
3. Since the defendant resides in the common household, the plaintiff is given the right to go to that place to pick up yer personal effects and the personal effects belonging to the child. That shall be done within 10 days from this date at a time to be mutually agreed upon between the parties. The defendant shall do nothing to damage or destroy any of these personal belongings and he shall keep them in safekeeping until they are picked up by the plaintiff.
4. Full custody of the child Angellica shallbe in the plaintiff. Tje defendant shall have a right to visit the child at such times and under such conditions as the parties agree to.
5. This Order onc ustody and visitation may be superseded by a Custody or Visitation Order entered by a court of competent jurisdiction in a custody proceeding.
6. The defendant shall pay all meidical bills incurred by the plaintiff and the child on December 6, 1993, as charged by the Meadville Medical Center. He shall pay said bills in full within 30 days after the bills are submitted to him for payment.
7. This Order may be enforced without a Warrant of Arrest by any law enforcemtn officer having reasonable ground to believe that it has been violated.
8. A copy of this Or der shall be delivered to the Pennsylvania State Police at the Meadville Substation and to County Control. A copy shall be mailed by the Prothonotary to the defendant at R.D.#2, CambridgeSprings,Pennsy lvania.
9. This Order shall remain in force and effect for one year from this date, unless modified or terminated by further Order of Court.
10. The defendant shall pay record costs in the amount of $94.50 no later than January 13, 1994 He shall make payment to the Prothonotary in the Crawford County Courthouse. If he fails to make payment, the Prothonotary may bring an appropriate contempt of court action against him to punish him for non-payment.
111 The defendant is reminded that this is an Order of Court, and violation of this Order may by punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

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

2-15-93 Copies dist. to Deft., CSPD, Sullivan,Co. Control & Deft.

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

1258.

MARY LOU LANG

vs.

GERALD E. LANG

Filed December 9, 1993
@ 1:46 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro.Co. pd 4/4/94	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) of 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
2 copies atty.

Dec. 13, 1993 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated December 9, 1993. The Defendant acknowledged service on December 10, 1993 by accepting delivery on that date as evidenced by the attached signed return receipt.
Dec. 13, 1993 James R.Irwin,Esquire

Mar. 10, 1994 Affidavit of Consent of Plaintiff, filed.

Mar. 21, 1994 Affidavit of Consent of defendant filed.

Mar. 28, 1994 Motion To Withdraw Count II From Complaint In Divorce and Order ifled. AND NOW, this 28th day of March, 1994, upon presentation and consideration of the wtihin Motion, Count II of Plaintiff's Complaint in Divorce is hereby withdrawn.
Gordon R. Miller, J

Mar. 29, 1994 Copy of order to Atty. Irwin

Apr. 4, 1994 Upon Praecipe of James R. Irwin, Esquire,Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 13, 1994 AND NOW, April 11, 1994, it is hereby ordered and decreed that MARY LOU LANG, Plaintiff, and GERALD E. LANG, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

1993

Pepicelli, Youngs & YOungs
Andrew S. Bacallao

— 1259.

JULIE A. POWELL

vs.

STEVEN S. POWELL

Filed December 10, 1993
@ 9:59 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Pro Co pd 3-29-94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Dec. 13, 1993 Affidavit of Service filed. I, Andrew S. Bacallao, hereby certify that I have served the Complaint in Divorce in the within captioned case by personally handing a copy of the same and making the contents thereof known to the Defendant, Steven S. Powell at 2:15 p.m., this the 10th day of December, 1993.
By Andrew S. Bacallao

Mar. 18, 1994 Affidavit ofConsent of Defendant filed.

Mar. 22, 1994 Affidavit of Consent of Plaintiff filed.

Mar. 25, 1994 Stipulation Between Parties filed.

Mar. 28, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

STIPULATION AND DIVORCE DECREE FILED

April 9, 1994 AND NOW, this 8 day of April, 1994, 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 parateis, 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 paraties consents to the divorce pursuant to 3301(c) of the PA. Divorce Code.

2. REAL ESTATE:

a) Plaintiff has transfered to the Defendant, all right, title and interest in the jointly owend real estate described in Crawford Co. Agent Book 22, page 91 filed on Sept. 23, 1987. Defendant hereby acknowledges and agrees to indemnify the plaintiff of all related financial responsibility.

3. PERSONAL PROPERTY:

Each party shall retain those items of personal property that he or she now has in his or her respective possession. Parties relinquish any right, title and interest they may otherwise have in the property held by the opposite party.

4. WAIVER OF FILING OF DOCUMENTS:

Neither party hereto shall require the other party hereto to file an inventory and appraisement as would otherwise have been required by the Pennsylvania Rules of Civil Procedure. Each party is aware of the debts and assets acquired during the marriage.

5. WAIVER OF CLAIMS:

Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this Decree.

BY THE COURT,
Anthony J. Vardaro, J.

1993

Peters, Lindsay,
Lewis & Gagliotti
~~Brian J. Lindsay~~ withdrawn

1260.

~~Barbara J. Walton~~
(withdrawn)

~~M. Dana Watson~~ withdrawn

~~Bruce A Bovrett~~
withdrawn

MARY MELANIE RIMER

vs.

FRANK LEROY RIMER

Filed December 10, 1993
@ 10:42 A.M.

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

COMPLAINT IN DIVORCE, SPECIAL RELIEF
2 copies atty.

Order:
AND NOW, December 10th, 1993, upon presentation and consideration of the foreoing Complaint in Divorce andSpecial Relief, A Rule is entered upon the Defendant to show cause, if any Plaintiff has, why the prayer for Special Relief should not be granted.
THIS REULE IS RETURNABLE ON December 23, 1993, in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania at 11:00 o'clock A.M.
BY THE COURT,
GordonR. Miller, J

Dec. 16,1993 Affidavit of Service filed. I, Brian J.Lindsay, Esquire, after being duly swornaccording tolaw,do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 13th day of December,1993,send tothe above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 16th day of December, 1993,receive a duly executed return receipt dated December 15, 1993.
Dec.16, 1993 Brian J.Lindsay,Esquire

11-25-98 Rec'd from deft Escrow amt $1022.00 deposit in PNC Bank 12-3-98

12-23-98 Rec'd from Deft 500.00 Escrow deposit in PNC Bank deposited 12-24-98

1-15-99 Pd Adult Probation for Payment to Armstrong Cable 449.38

1-21-99 Rec'd from Deft Escrow 500.00

Dec. 23, 1993 ORDER filed. AND NOW, this 23 day of December, 1993, this Court hereby orders and directs that Plaintiff, Mary M.Rimer, shall have sole and exclusive possession of the leasehold premises located at 1091 Market Street, Meadville, Pennsylvania and that Defendant,Frank Leroy Rimer shall not access to Plaintiff's residence until further Order of Court.
BY THE COURT:
Gordon R. Miller, J.
1-4-94 Copy of Order to Atty. Lindsay and Defendant.

Jan. 13, 1994 Certificate of Service, filed. I, certify that a copy of the foregoing Order granting Plaintiff, Mary M. Rimer, sole and exclusive possession of the leasehold premises located at 1091 Market Street, Meadville, Pennsylvania, said Order was served on Frank Leroy Rimer whose address is 299 Poplar Street, Meadville, Pennsylvania 16335, by First Class United States Mail after Defendant would not accept the Certified Mail with return receipt requested.
Brian J. Lindsay

Mar. 11, 1994 Appearance of Barbara J. Walton for Defendant filed.

Mar. 15, 1994 Affidavit of Consent to Divorce filed.
1. A complaint in divorce under Section 3301 (c) of the Divorce Code was filed on December 10, 1993.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety days have elapsed from the date of filing the Complaint.
3. I consent to the entry of a final decree of divorce.
4. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.
I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.§4904 relating to unsworn falsification to authorities.
3-15-94 Frank Leroy Rimer, Defendant

Jan. 31, 1996 Motion to Join Related Claims and ORDER filed. AND NOW, this 31 day of January 1996, upon consideration of the Plaintiff's Complaint to file Related Claims in Divorce, the same is hereby granted and the pleading raising those claims, as attached hereto, shall be filed at the Prothonotary's Office of Crawford County.
BY THE COURT
Anthony J. Vadaro
Jan. 31, 1996 Order FAXED Attys. Lindsay, Walton.

Feb. 8, 1996, Motion toWithdraw Appearance and Order filed. ORDER: And now, Feb. 7, 1996 the motion for withdrawal of appearance is granted. By the court,
Anthony j. Vardaro, J.
2/8/96 faxed to Lindsay, given Walton.

Feb. 16, 1996 Request for Hearing/Special Relief and RULE TO SHOW CAUSE filed. AND NOW, this 15 day of February, 1996, upon consideration of the Plaintiff's Motion for Special Relief and Request for Hearing, a Rule is issued upon the Defendant to show cause, if any he has why said request should not be granted.
SAID RULE IS RETURNABLE ON 4th day of March, 1996, in Courtroom Number 1, 2 or 3, of the Crawford CountyCourthouse, Meadville,Pennsylvania at 10:00 o'clock A.M.
BY THE COURT
Anthony J.Vardaro,J.
2-20-96 Faxed Lindsay & Walton, mailed deft.

Mar.6, 1996 Return of Service,filed.

Mar. 6,1996 Certificate of Service filed. I certify that a copy of the foregoing ReqEQUEST FOR HEARING/SPECIAL RELIEF was served on Frank Leroy Rimer, at 654 Arch Street, Meadville, Pennsylvania and also at 688 Chestnut Street, Meadville,Pennsylvania 16335, and also upon M.Dana Watson, Esqurie at Conneaut Lake Road, Route 322 Conneaut Lake, Pennsylvania 16316 on March 5, 1996.
MANNER OF SERVICE: Mail
Brian J. Lindsay, Esquire

Mar. 21, 1996 Motion to Continue and ORDER OF COURT filed. AND NOW, to-wit this 20th day of March, 1996, upon consideration of the foregoing Motion to Continue it is hereby ORDERED, ADJUDGED and DECREED that the Hearing on Plaintiff's request for Hearing/Special Relief is hereby set for the 4th day of April, 1996, in Courtroom 2, Crawford County, Courthouse, at 2:15 P.M.
For the Court,
Ann A. Walker, Court Administrator
3-21-96 Faxed Watson & Lindsay

Continued to Page 360 A

Mary Melanie Rimer
vs
Frank Leroy Rimer

Continued from Page 360
of Record
AD 1993 - 1260

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Mar. 21, 1996 ORDER filed. AND NOW, March 4, 1996, at the time scheduled for hearing in this matter relating to Special Relief in a divorce matter, the plaintiff and her counsel appear and the defendant does not appear. The defendant previously retained Attorney Barbara J. Walton to represent him in this matter, but a motion by Attorney Walton to be permitted to withdraw filed January 29, 1996, was granted February 7, 1996.

AT the hearing scheduled March 4, 1996, the defendant failed to appear and at the direction of the Court,counsel for the plaintiff called him at his place of employment and the defendant's position is he got no notice of the hearing set this date. In view of the peculiar nature of the special relief petition, the Court declines to proceed with this matter unless the defendant is present.

ACCORDINGLY, this hearing is continued until March 8, 1996,at 9 a.m. in Courtroom No. 3.

Counsel for the plaintiff is directed to recall the defendant at his place of employment and advise him of the rescheduled date for this hearing and ascertain whether the defendant has a copy of the special relief petition filed February 16, 1996. If the defendant claims he never received a copy of said Petition, counsel for the plaitniff will see that a copy is mailed to his residence at 688 Chestnut Street forthwith and another copy mailed to his place of unemployment at the Talon Building on Arch Street, Meadville, Pennslvania.

The defendant is advised that he has a right to have counsel at the hearing with him, but that the hearing will not be continued if his counsel is unavailable at the time set for the hearing.

BY THE COURT,
P.Richard Thomas, Senior Judge

3-21-96 Faxed Watson & Lindsay

Apr. 1, 1996 Petition for Continuance and ORDER OF COURT filed. AND NOW, to-wit, this 1 day of April,1996,upon consideration of the foregoing Petition for Continuance,it is hereby ORDERED, ADJUDGED and DECREED that the Hearing on the Petition for Special Relief presently scheduled for April 4, 1996, is hereby continued until the 8th day of April, 1996, at 1:30 P.M. in Courtroom No. 3 of the Crawford County Courthouse, Meadville,Pennsylvania.

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

4-1-96 FAxed Watson & Lindsay

Apr. 8, 1996 Return of Service of Subpoena, filed.

Apr. 8, 1996 Income & Expense Statement filed.

April 10, 1996 ORDER filed. AND NOW, April 8, 1996, after this alimony pendente lite and exclusive possession petition is reviewed with counsel, the Court finds that the matter cannot be resolved this date.

Matter is continued generally and Court will set a further one-day hearing April 29th or thereafter. (SEE PAPERS FILED).

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

April 10, 1996 Order FAXED Attys. Lindsay and Watson.

April 16, 1996 ORDER RE-SETTING HEARING filed. AND NOW, April 16, 1996, the Court Administrator, having been directed by the Court to re-set Hearing On Special Relief in the above case, the same is hereby set for May 2, 1996, at 9:00 a.m. in Courtroom #3 of the Crawford County Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Court Administrator

April 16, 1996 Order Distributed by Court.

May 20, 1996 Exhibits filed.

May 24, 1996 ORDER filed. AND NOW, May 20, 1996, the matter is reviewed formally and informally with reviewed formally and informally with regard to the request for counsel fees, alimony pendente lite, costs and expenses in the divorce action.

It appears the husband's tool partnership with a partner has disintegrated and for all intent and purposes, the business has ceased functioning and there appears to be a dispute between partner regarding the fault therefor. The defendant advises he has no income, but with his years of experience in the tooling industry, could quickly secure employment locally or out of the City.

Both parties have automobiles. The husband was paying up until his recent partnership dissolution payments on both cars. The wife is unemployed and is living on a lump sum Worker's Compensation payment, upon which there remains some $5,000 at her disposal.

The Court cannot find from the evidence heard that the husband wilfuly and deliberately ceased employment to avoid payment of alimony pendente lite and other related divorce expenses.

Accordingly, we will accord the husband a period of time to secure new employment which he verbalizes he can do instead of being self-employed, and accordingly, no alimony pendente lite payments shall be due and payable until the week commencing June 16, 1996. For 8 weeks thereafter, the defendant will pay as alimony pendente lite the sum of $100 per week direct to the wife as alimony pendente lite. After the week of August 11, 1996, if the parties cannot amicably resolve the attorney fee issue and the alimony pendente lite issue and other financial matters in this divorce, either party may petition for increase or reduction in this alimony pendente lite Order.

In addition, the defendant shall be responsible to make all monthly mortgage payments on the residence jointly owned at 688 Chestnut Street.

Each party shall be responsible for making payments on the respective vehicles owned by each party.

We reserve ruling on award of counsel fees, but advise the defendant that upon review after August 16, 1996, the Court will reconsider awarding counsel fees after that date.

Apparently the 1992 Toyota Camry registration will expire on or about May 31, 1996. Application for renewal of registration was apparently sent to the husband at 688 Chestnut Street, but he denies receiving the same. The husband is DIRECTED to sign immediately any renewal of application for said vehicle when presented for his signature. The parties mutually agree that a new registration will be prepared by the plaintiff for this joint registration and the plaintiff will promptly sign the same when requested to do so at either attorney's office.

BY THE COURT,
P. Richard Thomas, Senior Judge.

5-28-96 DISTRIBUTED Lindsay & Watson.

Continued on Page 360B

1260	MARY MELANIE RIMER, Plaintiff VS. FRANK LEROY RIMER, Defendant	CONTINUED FROM PAGE 360-A OF RECORD A. D. 1993 - 1260

Aug. 26, 1996 Motion to Withdraw Appearance by Peters, Lindsay, Lewis & Hatheway by Brian J. Lindsay, Esq. and Order filed. This 26 day of August, 1996, upon consideration of the above Motion to Withdraw, it is hereby ORDERED and DECREED that Brian J. Lindsay, Esquire will be permitted to withdraw his appearance of record for the Plaintiff Mary Melanie Rimer in the above-captioned matter. **Anthony J. Vardaro, J.**
8-26-96 FAXED Lindsay & Watson

Aug. 30, 1996 Affidavit of Contempt by Plaintiff and ORDER filed. AND NOW, this 30th day of August, 1996, upon presentation of the Petition, a hearing is hereby set for October 3, 1996, at 9:30 A.M. IN COURTROOM number 1. Gordon R. Miller,
8-30-96 FAXED Lindsay & Watson

Sept. 11, 1996 Petition for Special Relief by Plaintiff and Order filed. AND NOW, this 11 day of September, 1996, this Court, upon hearing the presentation of the Petition, a hearing is set for October 3, 1996, at 9:30 A.M. in courtroom number 1.

BY THE COURT
Anthony J. Vardaro, J.

9-11-96 FAXED Watson & MAILED Pltf

Oct. 9, 1996 Order filed. AND NOW, To wit, October 3, 1996, at a hearing held this date at which time the Plaintiff appeared representing herself and the Defendant failed to appear though his attorney of record appeared on his behalf. It is ordered that the Petitioner and Plaintiff in the divorce action, Mary M. Rimer, will have exclusive possession of the premises known as 688 Chestnut Street, Meadville Pa.

The finding of the Court is that the Defendant in this case, Frank Rimer, will pay alimony of $800 within 30 days of the date of this Order to the Plaintiff, Mary Rimer, and the issue of further APL payments will be subject to review in a further court appearance.

If Mr. Rimer does not pay the $800 within 30 days, he is to report to the Sheriff of Crawford County for incarceration in the Crawford County Jail for the court has found him in Contempt of Court for failure to abide by the Order of May 20, 1996 and will be incarcerated for a period of 30 days to 6 months. His purge amount will be $800; and if he pays this sum of $800 on or before 30 days from the date of this Order, the Contempt will be suspended until further Order of Court.

It is further ordered that Mr. Rimer will be responsible for all of the back utility bill up until October 1, 1996 and these will be paid as quickly as possible. The reason for this is that Mr. Rimer when he vacated the premises in July of 1996 never informed the Plaintiff, Mary Rimer, that he was vacating said premises; and therefore, he should be responsible vacating said premises; and therefore, he should be responsible for all utility bills up to the date the Plaintiff acquired possession of the jointly owed premises.

This case is continued until a new hearing date is set by either party to determine the issue of the continuance of APL, counsel fees, and monthly mortgage payments.

At the future hearing on a date set by this Court, Mr. Rimer must appear and present to the Court evidence as to when he was hired by Premium Tool & Die and his weekly earnings and any other matters that may be pertinent thereto.

It is further ordered and decreed that the Defendant, Frank Rimer, shall not dispose of personal property which he removed from the premises or which he may have in his own possession at this time. This restriction applies to both parties in this lawsuit.

BY ORDER OF THE COURT,
Jess S. Jiuliante, S.J.

10-10-96 DISTRIBUTED Watson & MAILED Pltf.

Nov. 15, 1996 Petition for Relief and Order filed. AND NOW, this 15th day of November, 1996, this court, upon hearing the presentation of the Petition, a hearing is set for Monday, November 25, 1996, at 2:45 p.m. in courtroom number 3.

BY THE COURT
Gordon R. Miller

Nov. 15, 1996 Petition for Contempt by Plaintiff and Order filed. AND NOW, this 15th day of November, 1996, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any he/she has, why sanctions should not be imposed upon him.

Returnable for hearing and/or argument on the 25th day of Nov., 1996, at 2:45 o'clock p.m. in court Room No. 3 of the Crawford County Court House, Meadville, Pennsylvania.

A copy of this Petition and Order shall be served upon the Defendant by regular mail at his last know address and upon his counsel, Thomas Dana Watson, Esquire, by regular mail.

The Defendant is warned that if he fails to appear at the time and place set forth in this Order a hearing may be held in his absence and appropriate sanctions imposed upon him.

BY THE COURT,
Gordon R. Miller, J.

11-18=96 DISTRIBUTED Pltf & FAXED Watson

Nov. 26, 1996 Order filed. AND NOW, November 25, 1996, the matter is before the Court on a pro se petition for contempt filed by the Plaintiff/Wife. The Court Orders of October 3, 1996 (Judge Jiuliante) and May 20, 1996 come into focus. The May 26, 1996 Order by Judge Thomas established alimony pendente lite at $100.00 per week. The October 3, 1996 Judge Jiuliante specially presiding found that the eight-week limitation on said alimony pendente lite had not been paid. Judge Jiuliante specifically found the Defendant to be in wilful and deliberate contempt of court and gave a suspended sentence of thirty (30) days to six (6) months, according the right to purge himself of contempt by paying $800.00 on or before November 3, 1996. Judge Jiuliante also ordered all back utility bills paid up to October 1, 1996. These unpaid utility bills are estimated to be in excess of $1,000.00 by Mary Rimer, who now occupies the premises. Accordingly, this Court finds the Defendant, who failed to appear this date, in wilful and deliberate contempt of court and it is DIRECTED that a copy of this Order shall be delivered to the Sheriff of Crawford County and such Order shall have the force and effect of a civil bench warrant issued against the Defendant for failing to comply with the two aforesaid Orders.

Plaintiff/Wife advises that by letter dated November 5, 1996, she did receive the sum of $500.00 in the form of a money order from the defendant with the letter postmarked Erie, Pennsylvania, but with no return address thereon. Accordingly, this Court finds the Defendant failed to comply with the Order requiring an $800.00 payment and the Order requiring payment of utility bills estimated to be in excess of $1,000.00.

Upon the arrest of the Defendant and his incarceration to serve the Sentence imposed by Judge Jiuliante, this Court will entertain a motion for further hearing filed by either party.

The Court notes that Attorney Dana Watson has been representing the Defendant and appeared this date advising the court he has sent notices and correspondence to his client, but has received no reply or response thereto. Attorney Watson asked leave to court to withdraw representation of the Defendant and said request is granted this date and Attorney Watson shall have no further responsibilities to Court or client in this case.

Court considers that alimony pendente lite in the amount of $100.00 per week shall continue and the Defendant shall be responsible for the same.

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

11-26-96 DISTRIBUTED Watson & Sheriff
12-4-96 MAILED PLTF + DEFT

Cont on Pg. 360C

Mary Melanie Rimer
vs
Frank Leroy Rimer

CONTINUED FROM PAGE 360B
of Record
A.D. 1993 - 1260

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Dec 19, 1996 Motion and Order: AND NOW, to-wit thsi 19 day of December, 1996, upon consideration of the foregoing Motion it is hereby ORDERED, ADJUDGED and DECREED that a the Sheriff of Crawford County transport the Defendant from the Crawford County Jail to motion Court at 8:45 a.m., Friday, December 20, 1996 to enable the Defendant to attend said Motion Court and the presentation of his Emergency Petition. Anthon J. Vardaro, J.
Dec 19, 1996 Distaributed by Court

Dec. 20, 1996 Emergency Petition by Frank Leroy Rimer filed.

Jan. 15, 1997 Order filed. AND NOW, December 20, 1996, upon receipt. review, and consideration of the Defendant's Emergency Petition which the Court held an Emergency Hearing on this day, the Court enters the following order:

By way of background, the Defendant was held in Contempt of court on October 3, 1996 and was ordered to pay $800 within 30 days and to pay all utility bills up until October 1, 1996 as quickly as possible. The Defendant was ordered to undergo imprisonment in the Crawford County Jail for a minimum term of 30 days and a maximum term of 6 months if he failed to pay.

He paid $500 in October apparently three days late but has not paid the balance. Exactly what he is paid on the utility bills is not quite certain.

On November 25, 1996, Judge Thomas entered an Order directing the Defendant to surrender himself to the Warden and to begin serving his sentence of incarceration.

We find as a fact that the Defendant has not complied with Judge Juiliante's Order. We conclude that he had the ability to do so. He earns approximately $20 per hour, has been working at a tool and die shop since October 18, 1996. His only proposal for payment is to be released from jail with a wage attachment of $150 to $200 per week. We find that to be unsatisfactory.

Accordingly, it is ordered as follows:

1. The Defendant shall remain incarcerated in the Crawford County Jail and shall be released after a motion for parole is filed.

2. The Defendant shall be entitled to Work Release Privileges for no more than five days per week. A copy of this order shall be delivered to the Work Release Coordinator.

3. At the time the Defendant has served his minimum sentence if he asks release, he shall file a motion for parole and release. The Court will look carefully at the Defendant's payment record while he has been incarcerated and will look carefully at the utility bills that were due up until October 1, 1996 to determine (a) the total amount of those bills and (b) the payments he has made towards those bills.

BY ORDER OF THE COURT,
Gordon r. Miller, P.J.
Jan 22, 1997 Petition for Parole of Defendant filed.

Jan. 24, 1997 Order filed. AND NOW, January 22, 1997, the Defendant has filed a petition for parole in Motions Court. The Plaintiff was present and opposed the Defendant's release.

The Defendant was ordered on May 20, 1996 to pay $100 per week for 8 weeks as alimony pendente lite to the Plaintiff.

On October 3, 1996 it appeared that he had not paid and therefor, he was held in Contempt of Court and given the opportunity to purge himself from contempt by paying $800 in 30 days. He was also ordered to pay all back utility bills up until October 1, 1996.

The Defendant failed to comply with the October 3, 1996 Order and Judge Thomas in an Order of November 25, 1996 ordered that a bench warrant be issued for his arrest. Judge Thomas also stated in the last paragraph of that order "the Court considers that alimony pendente lite in the amount of $100 per week shall continue and the Defendant shall be responsible for the same."

On December 20, 1996, we placed the Defendant in the Crawford County Jail with Work Release Privileges. He has been in jail ever since. It appears that he has paid $450 on the orders. It also appears he paid $500 on these orders of October 3, 1996, therefore, the total amount he has paid is apparently $950.

For allocation purposes, we considered the $950 to be $800 on the original alimony order and $150 to the Plaintiff fro the utility bill that was owed by the Defendant that was paid by the Plaintiff.

The amount of the utility bills up until October 1, 1996 apparently have still not been qualified and we do not know exactly how much of that if any the Defendant has paid. Obviously, if the Defendant has not paid those utility bills in full or made any payment on those utility bills he would continue to be in contempt of court.

Accordingly, it is ordered as follows:

1. The Defendant's petition for parole is granted.

2. The Defendant shall pay $100 per week without fail to the Plaintiff which said payment shall be considered an ongoing pendente lite payment pursuant to Judge Thomas' Order of November 25, 1996.

3. Within 10 days from this date, the Defendant shall sign and deliver to his employer with a copy to the Plaintiff a voluntary wage assignment guaranteeing payment of $100 per week to the Plaintiff for alimony pendente lite.

4. The Defendant shall pay utility bills incurred for 688 Chestnut Street, Meadville, Pennsylvania up until October 1, 1996 in full within the next 30 days.

(SEE PAPERS FILED)
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
1-21-97 DISTRIBUTED Watson & work Release
1-27-97 Given Deft.
1-29-97 MAILED Pltf.

Feb 19, 1997 Request for Hearing/Counsel Fees/Alimony Pendente Lite/Health Insurance and Order: ANDNOW, thsi 19th day of February, 1997, upon consideration of the Plaintiff's Petition for a Request for Hearing, Counsel Fees, Alimony Pendente Lite and health insurance, a Rule is issued upon the Defendant to show cause, if any he has, why said request should not be granted.

SAID RULE IS RETURNABLE ON 6th day of May, 1997, in Courtroom Number 1, of Crawford County Courthouse, Meadville, Pennsylvania at 9:00 o'clock A.M. Gordon R. Miller, P.J.
Feb 19, 1997 Faxed Watson
Feb 25, 1997 sent Plf

Mar 15, 1997 ORDER: AND NOW, March 3, 1997, at the time fixed for hearing to deal with contempt issues on the non-payment of utilities and non-payment of alimony pendente lite, the Court finds as a fact the following:

1. The Defendant has paid all water, sewer, and garbage bills except for $10.

2. The Defendant owes $449 in back T.V. cable charges, which the Court has concluded this day are a "utility" for the purposes of Judge Jiuliante's order.

3. The Defendant has paid all electric charges to October 1, 1996.

4. The Defendant owes $563.08 on the gas bill to October 1, 1996.

5. The alimony pendente lite order of Nov 25, 1996 is retroactive to the date of the filing of the request for alimony pendente lite, to wit: Nov 15, 1996.

6. The Defendant is behind ten weeks in the alimony pendente lite order of Nov 25, 1996, and owes $1,000 on that.

The Defendant is given one final opportunity to comply with these prior orders. Accordingly, it is ordered as follows:

CONTINUED ON PAGE 360 D

MARY ANN RIMER
VS.
FRANK LEROY RIMER

CONTINUED FROM PAGE 360C
of Record
A.D. 1993 - 1260

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1. The Defendant shall pay $10 to pay off the water, sewage, and garbage bill no later than 4:30 p.m. on Friday, March 7, 1997.
2. The Defendant will pay off the cable bill within 3 months from this date. That is, by June 3, 1997.
3. The Defendant shall pay $150 per monthe on the gas bill until it is paid in full.
4. The Defendant shall make regular alimony pendente lite payments of $100 per week, either by wage deduction or directly until tht is modified or terminated by further order of Court.
5. When the Defendant has completed paying off the T.V. cable bill, he shall continue to pay $100 per month to apply on all arrearages for alimony pendente lite until the arrearages are paid in full.
6. When the defendant has paid off the gas bill at the rate of $150 per month, he shall continue to pay that $150 per month to apply on any arrearages and alimony pendente lite until those arrearages are paid in full.

Gordon R. Miller, P.J.

Mar 5, 1997 Dist Watson
Mar 7, 1997 mailed Plf.

April 7, 1997 Petition for Contempt and ORDER filed. AND NOW, this 7th day of April, 1997, a Rule is issued upon the Crawford Co. Court Administrator to show cause why Plaintiff's Petition for Contempt is not granted.

Said Rule is Returnable on the 15th day of April, 1997 at 1:30 M. in courtroom Number 1, at the Crawford County Courthouse, Meadville, PA.

BY THE COURT
Gordon R. Miller, J.

April 11, 1997 FAXED Atty. Watson;given to Plff.

Apr 15, 1997 Petition for Leave to Withdraw as Counsel and Order: AND NOW, to-wit this 15th day of April, 1997, upon consideration of the foregoing Apetitionfor Leave to Withdraw as Counsel, it is hereby ORDERED, AJUDGED and DECREED that said Thomas Dana Watson, Esquire is hereby granted leave to withdraw as counsel for Defendant.

Gordon R. Miller, P.J.

Apr 15, 1997 Dist Watson

Apr 15, 1997 Withdrawal of Appearance of Defendant, Frank Leroy Rimer, filed.

Apr 15, 1997 Certificate of Service: I, Mary M. Rimer, do hereby certify that on 11the day of April, 1997, did serve on Frank L. Rimer and his attorney of record, Thomas Dana Watson, esq., the Petition for Contempt and the Court Order setting the date of this hearing by first class U.S.Mail, postage pre-paid,

Apr 17, 1997 ORDER: AND NOW, April 15, 1997, at a time fixed for hearing on the Plaintiff's Petition for Contempt, the Defendant did not appeae, The plaintiff sent notice of the filing of the Petition and notice of the Petition and notice of the hearing to the defendant at the last known address she had.

Counsel for the defendant Thomas Dana Watson, Esquire, appeared and he indicated that he sent notice of he hearing at a different address, which was the last known address that Mr. Watson believed the defendant had.

Whether or not the defendant actually received notice of this hearing is unknown to this Court. The fact thaat notice of the hearing was sent by his counsel and the plaintiff to the last knwon address that she had for him causes us to issue a Bench Warrant for his failure to appear.

Normally, we would require actual service of a notice of a hearing on a defendant before we issue a Bench Warrant. HOWEVER, we believe that a party in a civil action has some responsibility to maintain on the record a current address. Changes in addresses and notificatiion thereof should not be the responsibility of the other party or counsel or the Prothonotary or the Court.

ACCORDINGLY, a Bench Warrant is issued for the arrest of the defendant and placement in the Crawford Couonty Jail. When he is placed in jaul, the Sheriff or Warden shall notifyl the Court Administrator and the Court will shcedule a hearing a ssoon as possible.

The defendant shall be entitled to bond in the amount of $2,000 cash or professional surety to assure his appearanc eat the hearing that willl b escheduled after he is apprehended.

If the defendant posts bond, he shall not be released until he calls the Court Administrator schedules a hearing and gives him oral notice over the telephone of the hearing. That hearing need not be scheduled quickly if the defendant is at liberty on bond. In that conversation, the defendant shall tell the Court Administrator his exact mailing address and telephone number. The bond shall be conditioned upon the defendant's appearance at the hearing scheduled by the Court Administrator, notice of which will be given to him orally over the telephone at the tiem he post bond.

Gordon R. Miller

Apr 18, 1997 Dist. Sheriff w/warrant, Warden, Ct. Adm & Watson and Mailed Plf.

May 8, 1997 Order filed. AND NOW, May 6, 1997, at the time fixed for hearing in this matter, the Defendant failed to appear.

We issued a bench warrant on April 15, 1997, in this case because the Defendant failed to appear at a contempt hearing. Apparently that bench warrant has not yet been served on him. We will not hold a hearing on the Plaintiff's petition for alimony pendente lite, counsel fees, and expenses because she is not now able to prove his earnings or earning capacity.

Accordingly , this matter is continued generally to be rescheduled on motion of either party, or by the Court Administrator. When the Defendant is picked up on the bench warrant, that was ordered on April 15, 1997, the Sheriff or the Warden shall notify the Court Administrator and the Court Administrator shall schedule a hearing on the Plaintiff's petition for contempt as well as the Plaintiff's petition for counsel fees, alimony pendente lite, costs, and expenses. The shall be heard at the same time.

The Court Administrator will schedule this hearing far enough in advance that the Plaintiff shall have at least 20 days notice so that she can prepare her case.

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

5-8-97 DISTRIBUTED Sheriff, Warden, & Ct. Admin. & Watson. MAILED Pltf.

Sept. 2, 1998 ORDER SETTING HEARING filed. And Now, Sept. 2, 1998 pursuant to the court's orders of April 15, 1997, and May 6, 1997 directing the CT. Adm. to reschedule Plaintiffs Pet. for Contempt and Pet. for Alimony, Counsel fees, etc. when notified that dft. was incarcerated on a warrant for failure to appear for prev. scheduled hearing, these matters will be heard (with 20 days notice) on Mon. Sept. 28, 1998 at 3:00 p.m. c. R. No. 1, Craw. County Courthouse Meadville, Pa. For the court, Ann A. Walker, Ct. Adm.
copies by Ct. Adm. to plff, Frank Rimer, Warden sher.

Oct 7, 1998 ORDER: AND NOW, Sept 28, 1998, the Court hashad two matters before it. To Wit: a Petition for Contempt filed April 7, 1997 on which we set a hearing for April 17, 1997 and the Defendant failed to appear causing a bench warrant to be issued; a Petition to set a hearing to decide Alimony Pendente Lite, Counsel Fees, and Expenses that was filed Feb 19, 1997 on which a hearing was set for May 6, 1997 at which the Defendant did not appear and a bench warrant was issued.

COTNINUED ON PAGE 360E

Mary Melanie Rimer
vs.
Frank Leroy Rimer

CONTINUED FROM PAGE 360D
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In the meantime, the Defendant did not comply with the Order of March 3 of 1997 and he readily admists that. One complicating factor is that alimony pendente lite appears to be due in the amount of $1900 because nothing was done to bring this matter to closure, at least to bring alimony pendente lite to closure. Some of that is due, maybe aall of it is due. The Court cannot resolve alimony pendente lite at this moment because it takes into account the bigger picture of equitable distribution and permanent alimony which have been claimed in this case, etc.

The Defendant readily admits he is in contempt. He left to go to Florida to start a new life, did odd jobs for some period of time. We don't know what he earned during that period of time. He did go to work at M and M Industries sometiem in May or June of 1998 earnign about $18 an hour and worked there for about three or four months. He came back on Aug 16, 1998 to straighten these matters out. He apparently has been charged with criminal charges which caused his incarceration for some period of time. He claims he spent 9 days in jail on the new charge since the bench warrant was issued and he was in this case incarcerated for nonappearance. Most likely we should have had a hearing within 72 hours, that apparently was not done. We do not know the reason for that. We will give the Defendant credit in this case for time he has spent since Aug 25, 1998. We would have certainly have incarcerated him on this since it is his second contempt and it is our practice on second contempts of this type to incarcerate for 3 to 6 months or the full 6 months since we are not required to give a minimum and a maximum sentence on contempt.

Accordingly, it is ordered as follows:

1. We find as a fact the Defendant is in contempt and sentence him to undergo imprisonment in the Crawford County Jail for a minimum term of 3 months and a maximum term of 6 months with credit for periods of prehearing incarceration form Aug 25, 1998 and with Work Release privileges. We also give the Defendant an opportunity to have reasonable furloughs out of the jail to look for work. Those periods of time shall be determined between the Warden, the Work Release Coordinator, and the Defendant.

2. The Defendant may purge himself from contempt by paying the following sums:

a. $1022 representing the water bill, cable bill, and gas bill.

b. $3,500 to apply on alimony pendente lite.

3. We do not now resolve the Petition for Alimony Pendente Lite, Counsel Fees, and Expenses largely because the Defendant is incarcerated and may not have any earning capacity at the present time. Furthermore, the Plaintiff desires to settle this case and has made a proposal of settlement and quire possible that hearing will not be necessary. In any event, we must resolve that unless it is withdrawn and accordingly, a hearing on the Petition for Alimony, Counsel Fees, and Expenses is hereby set for 1:30 on Wednesday, November 25, 1998 in Courtroom No. 1 of the Crawford County Courthouse.

4. In the event the Defendant purges himself from contempt pursuant to prior provisions of this Order, he shall post an appearance bond in the amount of $3,000 to assure his appearance on Nov 25, 1998. In the event the Defendant purges himself from contempt and desires to be relieved from this obligation to file the appearance bond, he shall file a Petition with the Court seeking a modificationof this part of the Order and the Court will review that Petition at that time.

Gordon R. Miller, P.J.

Oct 15, 1998 Sent Plf & Dft

November 16, 1998 Amended Order filed. And now, September 28, 1998 the Court has had two matters before it. To Wit: a Petition from contempt filed April 7, 1998 on which we set a hearing for April 17, 1997 and the Defendant failed to appear causing a bench warrant to be issued a Petition to set a hearing to decide Alimony Pendente Lite, Counsel Fees, and Expenses that was filed Feb. 19, 1997 on which a hearing was set for May 6, 1997 at which the Defendant did not appear and a bench warrant was issued.

In the meantime the Defendant did not comply with the Order of March 3 of 1997 and he readily admits that. One complicating facto is that alimony pendente lite appears to be due in the amount of $9100 because nothing was done to bring this matter to closure at least to brign alimony pendente lite to closure. Some of that is due maybe all of it is due The Court cannot resolve alimony pendente lite at this moment because it takes into account the bigger picture of equitable distribution and permanent alimony which have been claimed in thsi case, etc.

The Defendant readily admits he is in contempt. he left to go to Fla to start a new life, did odd jobs for some period of time. We don't know what he earned during that period of time. He did go to work at M and M Industries sometime in may or June of 1998 earning about $18. an hour and worked there for about three or four months. He came back on August 16, 1998 to straighten these matters out. He apparently has been charged with criminal charges which caused his incarceration for some period of time. He claims he spent 9 days in jail on the new charges since the bench warrant was issued and he was in this case incarcerated fro nonappearance. Most likely we should have had a hearing within 72 hours that apparently was not done. We do not kown the reason for that. We will give the Defendant credit in this case for time he has spent since August 25, 1998. We would have certainly have incarcerated him on this since it is his second contempt and it si our practice on second contempts of this type to incarcerate for 3 to 6 months or the full 6 months since we are not required to give a minimum and a maximum sentence on contempt.

Accordingly, it is ordered as follows:

1. We find as a fact the Defendant it in contempt and sentence him to undergo imprisonment in the Crawford County Jail for minimum term of 3 months and a mixiumu term of 6 months with credit for periods of prehearing incarceration form August 25, 1998 and with Work Release privileges. We also give the Defendant an opportunity to have reasonable furloughts out of the jail to look for work. Those periods of time shall be determined between the Warden the Work Rleease Coordinator and the Defendant.

2. The Defendant may purge himself from contempt by paying the following sums:

a. $1022 representing the water bill, cable bill and gas bill.

b. $3500 to apply on alimony pendente lite.

3. We do not now resolve the Petition for Alimony Pendente Lite, Counsel Fees, and Expenses largely because the Defendant is incarcerated and may not have any earning capacity at the present time. Furthermore, the Plaintiff desires to settle this case and has made a proposal of settlement and quite possibly that hearing will not be necessary. In any event we must resolve that unless it is withdrawn and accordingly, a hearing on the Petition for Alimony, Counsel Fees and Expenses is hereby set for 1:30 on Wednesday Nov. 25, 1998 in Courtroom no 1 of the Crawfrod County Courthouse.

4.In the event the Defendant purges himself from contempt pursuant to prior provisions of this Order, he shall post an apparance bond in the amount of $3000 to assure his apearance on Nov. 25, 1998 In the event the Defendant purges himself from contempt and desires to be relieved from this obligation to file the appearance bond, he shall file a Petition with the Court seeking a modification of this part of the Order and the Court will review that Petition at that time.

By Order fo the Court
Gordon R. Miller,PJ

Nov. 25, 1998 Appearance filed. Appearance of Bruce A. Barrett Attorney for Defendant Frank LeRoy Rimer.

Nov. 23, 1998 Request for Continuance/Reschedule Hearing and Order of Court Filed.And Now, to-wit, this 23rd day of Novembr 1998, upon consideration of the foregoing Petiton for Continuance it is hereby Ordered, Adjudged and Decreed that the Hearing on the Petition for Counsel Fees, Alimony Pendente Lite, Health Inc presently scheduled for Nov. 25, 1998 is hereby continued until the 4th day of Feb. 1999 at 1:15 PM in Courtroom No. 1 of the Crawford County Courthouse, Meadville, PA. Except that Defendant shall appear for a review of his incarceration and possible release He shall appear as scheduled for November 25, 1998.

By The Court
Gordon R. Miller, J.

11/23/98 Faxed Lewis (Jail) Sheriff Dist. Barrett & Mailed Ms. Rimer

Continued on page 360 F

Mary Melanie Rimer
vs
Frank Leroy Rimer

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Nov. 30, 1998 Crder filed. And Now, November 25, 1998 at the hearing set for alimony, counsel fees, and expenses, the Plaintiff has already obtained a continuance because she could not get here from Florida because her car does not go. We held a partial hearing anyway today because the Defendant is in jail. He has not purged himself from contempt, but apparently is willing to pay $1022 forthwith which will be paid by his employer. His employer may be willing to pay mor to get the Defendant out of jail, but we are not expecting that at this point. Accordingly, it is ordered as follows:
1. The Defendant shall pay $1022 forthwith to the Prothonotary of Crawford County to be held in escrow pending ruther Court Order.
2. Upon payment of said sum, the Defendant shall bae released from custody.
3. The Defendant shall appear at the rescheduled hearing that is now set for thursday Feb. 4, 1999 at 1:15 pm in Courtroom No. 1. The Defendant is in Corut and ahs heard the Jduge announce that date and time and there will be reason for the Defendant to miss that hearing.
4. The Defendant is not required to post an appearance bond in the amount of $3000 which we directed in our last order.
5. The Defendant shall reside with his son Bradley Rimer at 723 Jefferson St, Meadville, PA 16335. Telephone, 814-337-7345. The Defendant shall work at Moon Tool at Conneaut Lake,. He shall make no change in his residence or employment without first giving forty-eight (48) hours written notice to the Prothonotary and to the Plaintiff at her address in Fla.
6. At no time shall the defendant leave the State of pa for any purpose without further leave of Court.
7. The Defendant is permitted to go outside of Crawford County for social or business purposes but shall return at all times to his residence at 723 Jefferson St to spend the night.
8. The Defendant shall pay $500 per month commencing with the month of December 1998. That sum shall be paid to the Prothonotary and held in escrow until furhter Court Order.
9. We feel that we are being extremely liberal to this Defendant in view of the past. We are releasing him from jail even though he has not totally purged himself from contempt and we are deleting the requirement of a $3000 appearance bond. We expect the Defendant to fully and completely comply withthis order. The Defendant aught to know by now that we will put him in jail at the least opportunity where contempt is proven.

By Order of The Court
Gordon R. Miller, P.J.

11/30/98 Dist. Deft & Barrett

Motion and Order filed. And Now, this 2 day of December 1998 upon consideration of teh foregoing Motion a hearing is hereby scheduled for the 4th day of February 1999 in Courtrooom 1 at 1:15PM.

Anthony J. Vardaro, J.

12/4/98 Faxed Barrett & mailed Pltf.

December 15, 1998 Amended Order filed. And Now, Nov. 15,1 998 at the hearing set fro alimony, counsel fees, and expenses the Plaintiff has allready obtained a continuance because she could not get here from Fla today because her car does not go. We held a partial hearing anyway today because the Defendant is in jail. He has not purged himself from contempt, but appearently is willing to pay $1022 frothwith, which will be paid by his employer. His employer may be willing to pay moret to get the Defendant out of jail, but we are not expecting that at this point. Accordingly, it is ordered as follows:
1. The Defendant shall pay $1022 forthwith to the Prothonotary of Crawford County to be held in escrow pending further Court Order.
2. Upon payment of said sum, the Defendant shall be released from custody.
3. The Defendant shall appear at the rescheuled hearing that is now set for Thursday, Feb. 4, 1999 at 1:15 PM in Courtroom No. 1. The Defendant is in Court and has heard the Judge announce that date and time and there will be no reason for the Defendant to miss that hearing.
4. The Defendant is not required to post an appearance bond in the amount of $3000, which we directed in our last Order.
5. The Defendant shall reside with his son Bradley Rimer at 723 Jefferson St, Meadville, PA 16335. Telephone (814)337-7345 The Defendant shall work at Moon Tool at Conneaut Lake. He shall make no change in his residence or employment without first giving 48 hours written notice to the Prothonotary and to the Plaintiff at her address in Fla.
6. At no time shall the Defendant leave the State of PA for any purpose without further leave of Court.
7. The Defendant is permitted to go outside of Crawfoard County for social or business purposes but shall return at all times to his residence at 723 Jefferson St to spend the night.
8. The Defenant shall pay $500 per month commencing with the month of December 1998 That sum shall be paid to the Prothonotary and held in escrow until further Court Order.
9. We feel that we are being extremely liberal to this Defendant in view of the past. We are releasing him from jail even thought he has not totally purged himself from contempt and we are deleting the requirement of a $3000 appearance bond. We expect the Defendant to fully and completely comply with this Order. The Defednant aught to know by now that we will put him in jail at the least opportunity where contempt is proven.

By Order of the Court
Grodon R. Miller, PJ

Amended to reflect Numbered Para 3 "there will be no reason.."

12/16/98 Dist. Barrett & Pltf.

Jan 13, 1999 Order filed. And Now, Jan 6, 1998 at the time the Defendant is before this Court for sentencing at a criminal case at No. 1998-1033, he is ordered to pay restitution to Armstrong Cable through the Adult Probation Department in the amount of $449.38.
It is obvious from ordere entered by Judge Miller in this case that that amount is currently being held by the prothonotary alongw ith some other funds totalling $1022.
Accordingly, it is ordered and directed that the Prothonotary of Crawford County shall pay to the Adult Probation Dept for payment to Armstrong Cable Services from the funds held in the escrow the sum of $449.38 forthwith.

By Order of the Court
Anthony J. Vardaro, J.

1/14/99 Dist Barrett & Adult Prob. 1/20/99 Dist. Pltf & Deft

Feb. 4, 1999, Affidavit of consent of dft. filed.

Feb. 4, 1999, Waiver of Notice of intention of dft. filed.

Feb. 10, 1999 Order Filed. And Now, Feb. 4, 1999 it is ordered as follwos:
1. From the sums in escrow the following sums shall be paid to the following person and entities:
a. Management Adjustment Bureau, Inc. for the National Fuel Gas Bill $563.08.
b. City of Meadville for a Water, Sewer and garbage $10.00
c. Mary M. Rimer $1,000.00
The Prothonotary shall send a brief cover letter to Management Adjustment bureau, inc. with a copy of the bill that is attached to this Order and a brief cover letter to the City of Meadville indicating that these are payments on account of utility services render to 388 Chestnut st prior to Oct 1 of 1966. The payment to Mrs. Rimer in the amount of $1000 on on account of alimony pendente lite.
2. Alimony pendente lite up to this date is finally determined by this Corut. The defendant was ordered to pay $100 per week for 8 weeks by an Order of May 20, 1996that has been paid. We now determine that his obligation for alimony pendente lite for periods of time after that are as follows:

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Mary Melanie Rimer
v
Frank Leroy Rimer

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of record
AD 1993-1260

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A. From November 15, 1997 to Dec. 1, 1998 at the rate of $100. per week, $10,600.
Less :

Credit for sums paid to Prothonotary	$1000.00
Credit for sums paid several months ago	300.00
Credit for 137 days in jail	1957.14
Balance	$7342.86

In the event of an appeal the Court will write a more lengthy opinion as to how this amount was arrived at. Essentially, it is based upon $100 per week from Nov 15, 1996 pursuant to our Order of March 3, 1997 up until the time that the Defendaqnt sought an adjustment in early December.
3. The defendant shall pay said alimony at the rate of $100 per week. Said payment shall be made directly to the Plaintiff at 501 East Beach Blvd Apt 2 -G Dania Fla 33004. In the event that the Plaintiff changes her address she shall immediately notify the Defendant in writing so that he may send payments to the right address.
4. The Defendant is relieved from the obligation to remain i the State of PA as set forth in Para 6 of our Amended Order of Nov. 25, 1998 provided, however that he shall at all times give his exact mailing adress and thelephone number to the Plaintiff until this divorce is finalized and until all alimony pendente lite has been paid in full. He shall notify the Plaintiff of any address and telephone number change within 7 days after the change was made. That shall be in writing sent to the Plaintiff's address.
5. At all times through the pendency of this action both parties shall have an exact mailing address for the other.

By Order of the Court
Gordon R. Miller, PJ

2/10/99 Distributed

Feb. 19, 1999 Motion REconsider Alimony Pendente Lite in Escrow Filed.

Feb. 19, 1999 Order Filed. And Now, Feb. 17, 1999 the Prothonotary has advised the Court that she only has $1572.62 in her account and cannot pay out all of the sums referred to in paragraph 1 of our Order of Feb. 4, 1999 Therefore she shall pay out of escrow the following amounts to the following entities:

Management Adjustment Bureau, Inc. for the National Fuel Gas Bill	$563.08
City of Meadville for water, sewer and garbage bill	10.00
Mary M. Rimer	999.54

In all other respects our Order of Feb. 4, 1999 shall remain in full force and effect without change or modification.

By the Court
Gordon R. Miller, PJ

Copies Distributed

July 9, 1999 Petition for Contempt and Order filed. AND NOW, this 8th day of July, 1999, upon consideration of the Plaintiff's Petition for Contempt, a Rule is issued upon the defendant to Show Cause, if any he has, why said request should not be granted.
SAID RULE IS RETURNABLE ON the 3rd day of September, 1999, in Courtroom Number 1 of Crawford County Courthouse, Meadville, Pennsylvania, at 9:30 o'clock a.m.

FOR THE COURT,
John Shuttleworth, CA

July 9, 1999 Faxed Barrett and miled Pltf.

July 21, 1999 Motion to Withdraw Appearance and Order filed. And Now, this 20 day of July 1999 the above Motion is allowed.

Gordon R. Miller, J.

7/21/99 Faxed Barrett

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1993 31260 AD 1993 1260

1993

Swensen, Perer,
Johnson & McCandless
John W. McCandless

1261.

Gaca, Matis & Hamilton
Thomas A. Matis
Thomas P. McGinnis

Zimmer Kunz, P
c
Thomas P. McGinnis

ROSEMARIE BURKE and WILLIAM J. BURKE, her husband

Vs.

ELBY"S OF PENNSYLVANIA, INC. A West Virginia Corporation, t/d/b/a ELBY"S OF MEADVILLE, ELIAS BROTHERS, INC., A Michigan Corporation, t/d/b/a ELBY"S OF PENNSYLVANIA INC., and/or ELBY"S BIG BOY OF MEADVILLE and ELIAS BIG BOY OF WARREN, MICHIGAN

Filed December 10, 1993
@ 12:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro Co pd 2-28-97	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued atty.

Jan. 6, 1994 Certificate of Mailing filed. I hereby certify that a Writ of Summons was mailed and served upon the Defendant Elias Brothers, Inc. of Warren, Michigan on the 28th day of December, 1993, as evidendenced by the attached REturn Receipt Card. John W. McCandless

Jan. 7, 1994 SHERIFF'S RETURN, filed. SERVEDElby's of Pennslvania, Inc.,a West Virginia Corporation, t/d/b/a Elby's of Meadville on December 21, 1993 at 2:05 PM by handing a copy of the Summons to Harold Hargenrader, Manager at the business, 243 Conneaut Lake Road, Meadville, Crawford County, Pa.

SERVED Elias Brothers, Inc., a Michigan Corporation t/d/b/a Elby's of Meadville, Inc. & Elias Big Boy of Warren, Michigan on December 21, 1993 at 2:06 PM by handing a copy of the Summons to Harold Hargenrader, Manager at the business, 243 Conneaut Lake Road, Meadville, Crawford County, Pa.

SERVED Elby's of Pa, Inc., a West Virginia Corporation by deputizing the Sheriff of Erie County, Pa., as per his Affidavit of Service attached. Served on December 28, 1993 at 2119 Broad Street, Erie, Pa.

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

RETURN: I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Summons according to law. The defendants alleged address is 2119 Broad Street, Erie, Pa. 16501 Robert M. Stevens, Sheriff, Cr. Co.

SERVICE: SERVED the within summons on December 28, 1993, at 1342 hrs., upon Elby's of Pa, Inc. at 2119 BRoad Street, Erie County, Erie, Pennsylvania by handing to Theresa Miller, Assistant Manager a true and correct copy thereof and made known to her the contents therein. Robert N. Michel, Sheriff, Erie, Co.

Jan. 14, 1994 Upon Praecipe of Gaca, Matis & Hamilton by Thomas A. Matis,Esquire and Thomas P. McGinnis, Esquire,for Elby's of Pennsylvania, Inc., a West Virginia Corporation, t/d/b/a Elby's of Meadville, Elias Brothers,Inc., a Michigan Corporation t/a/d/a Elby's of Pennsylvania, Inc., and/or Elby's Big Boy of Meadville and Elias Big Boy of Warren, Michigan,Defendants, filed.

Sep. 15, 1994 Complaint filed.

Sept. 21, 1994 Certificate of Service filed. The Undersigned does hereby certify that a true and correct copy of Plaintiffs' COMPLAINT has been served upon all counsel of record by Personal Hand Delivery and/or U.S. First Class Mail, postage pre-paid, the 14th day of September 1994. Thomas P. McGinnis, Esquire, Gaca, Matis & Hamilton, 300 Four PPG Place, Pittsburgh, PA 15222 John W. McCandless

Oct. 11, 1994 Answer and New Matter, filed.

Oct. 18, 1994 Notice of Service of Interrogatories, filed.

Nov. 7, 1994 Plaintiffs' Reply to New Matter, filed.

Nov. 10, 1994, Reply to New Matter Verification filed.

Dec. 23, 1994 Certificate of Service of Plaintiffs Answers to Interrogatories and Responses To Request For Production, filed.

Jan. 30, 1995 Notice of Service of Interrogatories and Requests for Production of Documents Directed to Defendants Elby's of Pennsylvania Inc., a West Virginia Corporation, et al filed.

Dec. 27, 1995 Notice of Withdrawal of Gaca, Matis & Baum by Alan S. Baum for Defendants and Sibstitution of Counsel of Zimmer Kunz, PC by Thomas P. McGinnis for Defendants filed.

Aug. 15, 1996 Notice to Complete Discovery filed by Plaintiffs filed.

Nov 1, 1996 Certificate of Readiness, filed.

ON TRIAL LIST FOR February 1997

Jan. 29, 1997 Order filed. AND NOW, January 27, 1997, the pretrial conference in this case shall be held on MOnday, February 3, 1997 at 11:00 a.m. in Courtroom No. 2.
BY ORDER OF THE COURT,
Gordon R. MIller, J

1-29-97 mailed all counsel

Feb 27, 1997 Upon praecipe of plaintiff attorney the above action is marked settled and discontinued of record.

1993

Shapiro & Kreisman Nicholas J. Scafidi 1262	AMERICA"S LENDING NETWORK INC. vs. PAUL D. WILLETT, SR., JUDITH C. WILLETT and OCCUPANTS Filed December 10, 1993 @ 12:02 PM Tax & entry paid 50.50 User's fee paid 5.00 Sheriff's Costs 25.00	CIVIL ACTION EJECTMENT Dec. 21, 1993 Sheriff's Return filed. NOT FOUND as to Defendants Paul D. Willett, Sr. and Judith C. Willett at address of R.D. #2, Box 148, Conneaut Lake, Crawford County, PA. They have moved out and the house is vacant. So answers, Robert M. Stevens, Sheriff

1993

Gilardi & Cooper, P.A.
Thomas L. Cooper
Kevin R. Lomupo
~~Dallas W. Hartman, PC~~
~~Joanne Weber~~ withdrawn

1263.

STANLEY M. SHAFFER and
DOROTHY J. SHAFFER, h/w

vs.

~~Sullivan, Steffish~~
~~& Herrington~~ withdrawn
~~William K. Herrington~~
~~Edward D. Shoemaker~~

EDWARD D. SHOEMAKER and
JOSEPH F. KULWICKI

Grogan, graffam,
McGinley & Lucchino, PC
Vincent J. Grogan
for dft. Kulwicki

Filed December 10, 1993
@ 2:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co Pd 7/14/99	7.50
Pro Co Pd 7/14/99	1.50

~~Rothman Gordon Foreman~~
~~& Groudine~~
~~James R.Farley~~
~~Carl E. Harvison~~
~~Patricia L. Haas~~
~~for Deft.Edward D.~~
~~Shoemaker~~ (withdrawn)

Marshall, Dennehey,
Warner, Coleman Goggin
C. Peter Hitson
P. Brennan Hart
for Shoemaker

Gerald V. Benyo, Jr.
for Shoemaker

6-20-94 Plaintiff's Brief filed

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Jan. 31, 1994 SHERIFF'S RETURN, filed. SERVED Edward D. Shoemaker by deputizing the Sheriff of Allegheny County, Pa, as per his Affidavit of Service attached. Served on January 3, 1994 at 408 Grant Building, Pittsburgh, Pa. 15219.

SERVED Joseph F. Kulwicki on December 20, 1993 at 9:50 AM by handing a copy of the complaint to Carrie Davis, Secretary at his place of business, 891 Grove Street, Meadville, Crawford County, Pa.

So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

RETURN: I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law. The defendants alleged address is 408 Grant Building, Pittsburgh, Pa. 15219. Robert M. stevens, Ssheriff, Cr. Co.

SERVICE: SERVED the within Complaint on 1-3-94, at 10:15 A.M., upon Edward D. Shoemaker at above by handing to Donna Day (repceptionist) a true and correct copy thereof and made known to her the contents therein. R. Kerr, Sheriff, Allegheny, Co.

Jan. 31, 1994 Appearance of Sullivan, Steffish & Herrington by William K. Herrington for Edward D. Shoemaker filed.

Feb. 10, 1994, Defendant Edward G. Shoemaker's Preliminary Objections to Plaintiff's Complaint filed.

FEb. 11, 1994, Appearance of grogan, Graffam, McGinley and Lucchino, PC by Vincent J. Grogan, attorneys on behalf of defendant, Kulwicki, filed.

Feb. 25, 1994 Notice to Plead on Behalf of Edward D. Shoemaker,Defendant, filed.

Feb. 28, 1994 Praecipe for Substitution of Appearance filed. Appearance of William K. Herrington,Esquire is hereby withdrawn and Appearances of Rothman,Gordon, Foreman, Groudine, P.C. of Carl E. Harvison, Esquire, and James R.Farley, Esquire for Edward D.Shoemaker, Defendant, filed.

Feb. 28, 1994 Preliminary Objections filed.

Mar. 4, 1994, Plaintiffs Response to Defendant, Edward D. Shoemaker's Preliminary Objections filed.

Mar. 16, 1994 Plaintiffs Response to Defendant,Joseph F. Kulwicki's Preliminary Objections filed.

Apr. 4, 1994 Upon Praecipe of Robert P. Boyer,Jr., Esquire, Attorney for Joseph F. Kulwicki, Defendant, the above captioned matter on the Preliminary Objections filed on behalf of Joseph F. Kulwicki, Defendant,is placed on the next available Argument List.

ON MAY 1994 ARGUMENT LIST

May 31, 1994 Uncontested Motion forContinuance and ORDER of COURT filed. AND NOW, this 24th day of May, 1994, it is hereby Ordered that this case be removed from the May 31, 1994 Argument List and rescheduled to the June 27, 1994, Argument List.

BY THE COURT:
Gordon R.Miller, J .

5-31-94 Faxed Copy to Attys. Grogan, Far ley & Hartman

ON JUNE, 1994 ARGUMENT LIST

Jun. 30, 1994 Memorandum and Order filed. ORDER. and now, June 29, 1994, the preliminary objections filed by Edward D. Shoemaker and Joseph F. Kulwicki are dismissed except as hereinafter provided.

As to Edward D. Shoemaker, subparagraphs 36(a), 36 (c), and 37 (f) are hereby stricken and the plaintiffs are given leave of court to file an amended complaint as to the stricken paragraphs if they desire to do so within twenty (20) days from this date.

The defendant shall file a response to t he plaintiff's complaint, or amended complaint,as the case may be, within forty (40) days from this date.

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

6-30-94 Copies dist. to all counsel.

Jul. 19, 1994 Amended Complaint, filed.

Aug. 5, 1994 Answer and New Matter to Plaintiffs' Amended Complaint, on behalf of Edward D. Shoemaker, filed.

Aug. 9, 1994 Answer and New Matter of Defendant Joseph F. Kulwicki to Plaintiffs' Amended Complaint iled.

Aug. 25, 1994 Plaintiffs Reply To New Matter of Defendant, Joseph F. Kulwicki, filed.

Aug. 25, 1994 Plaintiffs Reply To New Matter of Defendant, Edward D. Shoemaker, filed.

Jan. 30, 1995 Plaintiffs' MotionTo Compel Discovery and Order filed. AND NOW, this 30 day of January, 1995, it is hereby ORDERED, ADJUDGED AND DECREED, that Plaintiffs' Motion to Compel Discovery is granted and Defendants are compelled to provide full and comlete Responses to Plaintiffs' Request for Production of Documents Number 1 within thirty (30) days of the date of this Order or suffer such sanctions that this Court deems appropriate.

BY THE COURT
Anthony J. Vardaro, J

Jan. 30, 1995 Faxed to all atty's.

continued to Page 437

Bruce Barrett

1264.

PETITION FOR INVOLUNTARY TREATMENT OF

BETH ANN ALLSHOUSE

Filed December 10, 1993
@ 2:01 PM

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Section 304 and 305)

Dec. 20, 1993 Report of Mental Health Review Officer and Order, filed. ORDER: And now, December 17, 1993, upon consideration of the petition filed at athe 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 Beth Ann Allshouse be committed to Mayview State Hospital, adolescent unit for treatment for a period not to exceed 90 days, the patient shall be retained at the inpatient unit at Meadville Medical Ctr. until such time as an opening shall occur at Mayview.

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

Dec. 28, 1993 copy to B. Barrett, WSH, MH/MR

Jan. 13, 1994 To Whom It May Concern: This document serves as formal notification of the transfer status of Beth Allshouse from the In-Patient Mental Health Unit at Meadville Medical Center to the Adolescent Treatment Unit at Mayview State Psychiatric facility per condition as established on her current 304 involuntary commitment dated December 17, 1993. Said transfer will occur on January 20, 1994.

Judge Gordon R. Miller

1-14-94 Copy to Atty.Barrett, Mayview Hospital, MH/MR

1993

Devine & Kuftic
Elizabeth A. Malc

1265.

LYNDA L. EDWARDS

vs.

LAWRENCE D. EDWARDS

Filed December 10, 1993
@ 3:29 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro.Co. pd 4/8/94	9.00

COMPLAINT UNDER SECTION 3301(c) or 3301(d) OF THE DIVORCE CODE
5 copies atty.

Jan. 21, 1994 Affidavit of Service filed. Before me, the undersigned Notary Public, personally appeared Elizabeth A. Malc, Esquire, of 412 High Street, Waterford, Pennsylvania Attorney for Plaintiff, Lynda L. Edwards, in the above captioned case, Attorney Malc deposes and states that she mailed a true and certified copy of a Complaint in Divorce in the above captioned case to Defendant, Lawrence D. Edwards, 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 Malc further states taht she sent a second true and attested copy of the Complaint in Divorce in the above captioned case to the Defendant by ordinary mail.

Elizabeth Malc

Apr. 8, 1994 Affidavit of Consent by Lawrence D. Edwards, Defendant, filed.

Apr.8, 1994 Affidavit of Consent by Lynda L. Edwards,Plaintiff, filed.

Apr. 8, 1994 UponPraecipe of Elizabeth A. Malc, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

April 14, 1994 AND NOW, April 13, 1994, it is ordered and decreed LYNDA L. EDWARDS, plaintiff and LAWRENCE D. EDWARDS, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Gordon R. Miller, J.

1993

Emil M. Spadafore, Jr.
Solicitor

1266.

IN THE MATTER OF THE PURCHASE OF A CERTAIN PARCEL OF LAND IN THE SECOND WARD OF THE CITY OF MEADVILLE, BELONGING TO JAMES L. LOTZ and DIANA R. LOTZ, his wife

Filed December 10, 1993
@ 3:54 PM

Tax & entry	50.50
User's Fee	5.00

PETITION FOR COURT APPROVAL OF THE PURCHASE OF VACANT LAND

Order: AND NOW, this 9 day of December, 1993, upon consideration of the attached Petition, a hearing is hereby set for the 3rd day of January, 1993, on this Petition. In court Room No. 1 or 2 or 3 at 11:30 o'clock a.m. at the Crawford County Courthouse.

Notice of this hearing shall be given by advertising in the Tribune one itme not less than ten (10) days prior to the date set for hearing and in any other manner that notice is required by the school code.

BY THE COURT:
Anthony J. Vardaro, J

Jan. 6, 1994 Order filed. AND NOW, January 3, 1994, upon consideration of the attached Petition, and after public notice and hearing on the matter, and the Court noting that no one appeared in favor of or in opposition to said petition except for the proponents Mr. James LaScola, Superintendent and consel for the Board, it is hereby ORDERED, ADJUDGED and DECREED that the proposed purchase of land by the Crawford County School District form James L. Lotz and Diana R. Lotz, his wife, is hereby approved.

BY ORDER OF THE COURT,
P. Richard Thomas

Jan. 11, 1994 Copy of order to Atty. Spadafore

Jan. 12, 1994 Proof of Publication filed.

Jan. 28, 1994 Transcript of Proceedings taken at Time of Hearing, filed.

1993

1267.

ROBIN CALKINS

vs.

PATRICK F. CALKINS

Filed December 13, 1993
@ 10:28 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	40.00
Pro Co	9.00

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

Order:

And now, this 13 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Pending further order of court the Plaintiff shallhave sole custody of the minor children.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for December 20, 1993 , at 3:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 17, 1993 Sheriff's Return filed. SERVED Patrick F. Calkins personally on December 17, 1993, at 11:15 AM by handing him a copy of the Protection from Abuse at District Justice Wayne Hanson's Office, Erie Street, Linesville, Crawford County, PA. Servied by Constable Randy Detzel.

So answers, Robert M. Stevens, Sheriff

Dec. 30, 1993 ORDER filed. AND NOW, December 20, 1993, the matter is before the Court on an abuse petition and the Defendant consents to the entry of an appropriate abuse Order. Accordingly, the Defendant is DIRECTED not to threaten, annoy, harass or abuse his wife in any fashion. He will not go to her home nor be within one hundred (100) yards of where she is located. He may not go to any place she is employed or in training or attending any social function. He may not phone the residence for any purpose. However, the Defendant may write to his wife and his children providing the letters are not of a harassing or threatening manner. In the event athe Defendant goes to any place where the Plaintiff or the children are, it will be his duty to leave in a proper manner without contacting the Plaintiff.

Primary custody of the three (3) minor children is awarded to the mother in this case.

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

The Defendant whall pay costs in this case in the amount of $104.50 within forty (40) days of this date.

The Defendant is advised that if he wishes to contest custody or visitation he may file an appropriate court action and the matter will be referred to a custody mediator.

This Order is entered upon the Defendant's admission that he committed the acts alleged in the petition.

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

Jan. 10, 1994 copy to C. Brode, Co. Control, PSPD, Plf. & Dft.

1993

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

1268.

Culbertson, Weiss,
Schetroma & Schug
John B. Brautigam

RAY ABDELAZIZ and JOSITA ABDELAZIZ, his wife

vs.

MILLVILLE MUTUAL INSURANCE CO.

Filed December 13, 1993
@ 1:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro Co pd 10-15-97	6.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Dec.22,1993 Sheriff's Return filed. SERVED Millville Mutual Insurance Company on December 20, 1993 at 10:15 AM by handing a copy of the Complaint to Duane Jackson, Agent and Adult in Charge at the business, R.D.#2, Lake Road, Riceville,Crawford County,PA.
So answers, Scott D.Young,Deputy Sheriff
Robert M.Stevens,Sheriff

Jan. 24, 1994 Reply To New Matter Pursuant To Pa.R.C.P. 2252(d) filed.

Jan. 24, 1994 Appearance of Culbertson, Weiss, Schetroma & Schug by John B. Brautigam for Defendant filed.

Mar. 25, 1994 Preliminary Objections of Defendant Millville Mutual Insurance Company filed.

Mar. 31, 1994 Upon Praecipe of John B. Brautigam, Esquire, Attorneys for Defendant, the above captioned matter on Preliminiary Objection is placed on the next available Argument List.

ON MAY, 1994 ARGUMENT LIST

Apr. 22, 1994 Praecipe For Argument, filed.

ON ARGUMENT LIST FOR May 1994

Sept. 29, 1994 Memorandum and Order, filed. AND NOW, September 28, 1994, the Defendant's preliminary objection is dismissed and the Defendant is afforded 20 days from this date to file a responsive pleading. BY THE COURT:
Anthony J. Vardaro, J.
Sept. 29, 1994 copies dist to Spadafore & Brautigam by Court.

Oct. 7, 1994 Notice of Service of Interrogatories adn Request fro Production of Documents on Plaintiffs, filed.

Oct. 21, 1994 Answer and New Matter of Defendant to Plaintiffs' Complaint, filed.

NOv. 10, 1994, Reply to New Matter filed.

Aug. 25,1995 Notice of Taking Depositons on Oral Examination of Ray Abdelaziz and Josita Abdelaziz, filed.

Sep. 19,1995 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Kenneth Spencer, filed.

Sept. 17, 1996 Certificate of Service of Defendant's Answers to Plaintiffs' Interrogatories/Req. for Production of Documents filed.

Feb 6, 1997 Notice of Intent to Complete Discovery, filed.

Oct 6, 1997 Upon praecipe of plaintiff attorney the above-captioned case is marked discontinued of record.

1993

Ostroff & Kline, PC
Jonathan Ostroff

1269.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

John M. Dawson

PATRICIA MAERTEN

vs.

DIANE HANES

Filed December 13, 1993
@ 1:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro.Co. pd 4/5/95	5.00
Pro Co pd 4-25-95	1.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 22, 1993 SHERIFF'S RETURN, filed. SERVED Diane Hanes personally on December 21, 1993 at 3:53 PM by handing a copy of the Complaint to her at her residence, 382 Cussewago Road, Meadville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 23, 1993 Praecipe to Substitute Verification filed. I, Patricia Maerten,hereby state that I am the plaintiff in this Action and verify that the statements made in the foregoing Complaint are true and correct to the best of my knowledge, information and belief. I understand that the statements therein are made subject to the penalties of 18 Pa.C.S.Section 4904 relating to unsworn falsification to authorities.
Patricia Maerten

Jan. 21, 1994 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.

Jan. 27, 1994 Answer and New Matter of Defendant, Diane Hanes, to Plaintiff's Complaint, filed.

Feb. 9, 1994, Answer of Plaintiff to New Matter of Defendant to Plaintiffs' Complaint filed.

Feb. 15, 1994 Notice of Service of Interrogatories and Request for Production of Documents filed.

Apr. 5, 1994 Certificate of Service filed. The undersigned hereby certifies that Answers to Plaintiff's First Set of Interrogatories Directed to Defendant, Diane Hanes, and Answers to Plaintiff's First Request for Production of Documents Directed to Defendant, Diane Hanes, were served by first class mail upon Jonathan Ostroff, Esquire, Attorney for Plaintiff, on April 4, 1994, by forwarding him a copy of said Answers.
April 4, 1994 John M. Dawson, Esquire

May 24, 1994 Notice of Taking Depositions on Oral Examination of Patricia Maerten filed.

Oct. 18, 1994 Request for Production of Documents and Things (Second Set) filed.

Apr. 5, 1995 Upon Praecipe of Jonathan Ostroff, Esquire,Attorney for Plaintiff, the above-captioned matter settled, discontuned and ended, upon payment of costs, filed.

1993

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

1270.

Mason & Mason
M. Dan Mason

THE LAND PROJECT, INC.,
a Corporation

vs.

M. EUGENE SMITH and MARTHA
D. SMITH

Filed December 13, 1993
@ 1:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	43.00

COMPLAINT IN EJECTMENT
2 copies Sheriff

Dec. 22, 1993 Sheriff's Return filed. SERVED M.Eugene Smith personally on December 20, 1993 at 9:50 AM by handing a copy of the Complaint in Ejectment to him at the residence, R.D.#3, Union City, Crawford County, PA.

SERVED Martha D. Smith on December 20, 1993 at 9:51 AM by handing a copy of the Complaint in Ejectment to M. Eugene Smith, her Husband, attheir residence, R.D.#3,Union City,Crawford County,PA.

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

Apr. 29, 1994 Defendant s' Answer and New Matter to Plaintiff's Complaint, filed.

June 10, 1996, Plaintiff's Reply to Defendants New Matter filed.

April 27, 1998 CERTIFICATE OF READINESS FILED

April 27, 1998 MOTION TO SCHEDULE NON-JURY TRIAL FILED

October 22, 1998 Certificate of Service Filed. I, Dan Mason, Esq. hereby certify that I served a true and correct copy of the within Pre-Trial Narrative by first class United States, postage pre--paid on the 22nd day of October, 1998, at the following addresses
David L. Hotchkiss Esq.
201 Arch St
Meadville, PA 16335

Mason & Mason
M. Dan Mason Esq.

Feb. 4, 1999, Order Setting NonJury Trial Date filed. And now, non jury trial in above matter is hereby scheduled for Wed. Apr. 7, 1999, at 9:15 a.m. CR #3 Courthouse, Meadville, Pa.

For the court,
Ann Walker, cT. aDm.

2/4/99 faxed to Hotchkiss and Mason

Feb. 10, 1999 Plaintiff's Motion in Limine

March 30, 1999 Certificate of Service Filed.

March 30, 1999 Defendants' Response to Plaintiffs' Motion in Limine Filed.

March 31, 1999 Motion to View and Order filed. And Now, this 31 day of March 1999, upon consideration of the foregoing Motion to View Granted, See Order of 3/31/99 setting view.

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

3/31/99 Faxed Hotchkiss & Mason

April 1, 1999 Order filed. And Now, March 31, 1999 after argument on the Motion in Limine Restricting the Defendant from Producing Certain Witnesses the Court at this time denies said motion, subjectto reconsideration after a view of the premises and as the trial progresses.
Court and counsel will meet at Courtroom no. 3 at 9 am April 7, 1999. The trial will commence Wednesday April 7, 1999 at 9 am in courtroom no. 3 with the only witness to be heard, the surveyor, who is to be called by the plaintiff. At the conclusion of the surveyor's testimony, Court and counsel and surveyor if he so desires will proceed to view the premises in Bloomfield Twp.
The taking of additional testimony will commenc at 1 pm April 7, 1999 and will proceed for the rest of that day and April 8, 1999 until the case is completed.
Counsel will prepare a list of prospective witnesses for the Court with a one- or two-sentence statement as to the thrust of their testimony, all of which will be presented to the Court before the scheduled view.

By the Court
P. Richard Thomas, SJ

4/1/99 Dist Hotchkiss & Mason

April 7, 1999 Exhibits Filed.

Apr. 8, 1999 Order filed. AND NOW, April 7, 1999, after hearing one witness and at the suggestion of the Court, counsel for the parties advise the Court that the matter may be amicably resolved by written agreement. Accordingly, both counsel request a general continuance of this case to they may prepare and reduce to writing a proposed resolution of the issues in this case. Accordingly, a general continuance is granted. Accordingly, counsel are directed within 30 days to prepare the agreed stipuated order for presentation and approval of the trial court.

All exhibits shownn on the Prothonotary's exhibit sheet shall remain part of the reocrd in this case.

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

4/9/99 distributed Hotchkiss & D. Mason

1993

Meyer, Darragh, Buckler, Bebenek & Eck
Bruce D. Campbell

1271.

James L.Crawford
Peter Lassi

Willig, Williams & Davidson
William H. Haller
for Intervenor

CRAWFORD COUNTY

vs.

PENNSYLVANIA LABOR RELATIONS BOARD
American Federation of State, County and Municipal Employees, Intervener

Filed December 13, 1993
@ 2:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co.pd 6/24/94	30.00
User;s Fee pd 6/24/94	5.00

✓ APPEAL FROM DECISION OF PENNSYLVANIA LABOR RELATIONS BOARD FILED ON BEHALF OF CRAWFORD COUNTY

✓ Jan. 11, 1994 Petition To Intervene Pursuant To Pa.R.C.P. 2328 (Answer Of Intervenor AFSCME) and Order filed. AND NOW, this 7th day of January, 1994, upon consideration of the Petition to Intervene filed by the American Federationof State, County and Municipal Employees, District Council 85, AFL-CIO ("AFSCME") and upon consideration of the fact that AFSCME was a party to the proceeding before the Pennsylvania Labor Relations Bard under review in this case, and the fact that said Petition is unpoosed, it is hereby ORDERED that AFSCME is hereby granted leave to intervene as a party respondent in this matter, and that the attachment to AFSCME's Petition is hereby deemed filed as AFSCME's Answers.
Gordon R. Miller, J
Jan. 13, 1994 Copies of order to Atty.s Campbell, Lassi and Haller.

✓ Jan. 26, 1994 Appearance of James L.Crawford, ESquire and Peter Lassi, Esquire, Attorneys for the Pennsylvania Labor Relations Board, filed.

✓ Jan. 26, 1994 Transcript of the Proceedings Notes of Testimony & Exhibits filed.

✓ Mar. 9, 1994 Praecipe for Argument, filed.

ON ARGUMENT LIST FOR April 1994

✓ Mar. 10, 1994 Praecipe for Argument filed on behalf of Intervenor.

✓ Mar. 22, 1994 Response in Opposition to Application for Stay, filed.

✓ Mar. 22, 1994 Memorandum of Law in opposition to Application for Stay, filed.

✓ Mar. 28, 1994 Answer Of Pennsylvania Labor Relations Board Opposing Application for Stay, filed.

✓ Apr. 8, 1994 Application for Stay PendingAppeal, filed.

✓ Apr. 8, 1994 Petition for Enforcement of A Final Order of the Pennsylvania Labor Raltions Board, filed.

✓ Apr. 8, 1994 Answer To Respondent's Petition for Enforcement of a Final Order of the Pennsylvania Labor Rlations Board, filed.

✓ Apr. 8, 1994 Memorandum and Order filed. AND NOW,April 6, 1994, this matter is filed without action by the Court with respect to the application for stay pending appeal filed by Crawford County nor with respect to the petition for enforcement of a final order of the Pennsylvania Labor Relations Board sought by the Pennsylvania Labor Relations Board with both matters to be considered along with all other matters concerning this action by a Senior Judge to be assigned by the Pennsylvania Supreme Court.
The Prothonotary is directed to file all of the documents presented to the Court on March 28, 1994 at Motion Court so that they will be available for a Senior Judge once one is assigned.
BY THE COURT:
Anthony J. Vardaro, J.
4-8-94 Copies dist to counsel by Judge's Chambers

✓ May 31, 1994 MEMORANDUM AND DECISION filed. AND NOW, May 26, 1994, for the reasons set forth in the foregoing memorandum, the Court finds in favor of the Pennsylvania Labor Relations Board and the AFSCME, District Council 85, AFL-CIO. We deny the petition of Crawford County and order that the Final Order of the Pennsylvania Labor Relations Board be enforced.
BY ORDER OF COURT
William E. Pfadt, S.J.
May 31, 1994 Copies mailed to all counsel by Ct. Administrator.

✓ Jun. 24, 1994 NOtice of Appeal and Order for Transcript, filed.

✓ Jul. 5, 1994 Notice of TheCommonwealth Court of Pennsylvania Docketing Appeal, Docket No. 1587 C.D. 1994, filed.

✓ July 6, 1994 Transcript of Colloquy Taken at Time of Argument, filed.

Aug. 16, 1994 Praecipe for Withdrawal of Application for Stay Pending Appeal filed.

May 30, 1995 Opinion and Order from Commonwealth Court of Pennsylvania filed. ORDER. AND NOW, this 26th day of May, 1995, the order of the Court of Common Pleas of Crawford County in the above-captioned matter is hereby affirmed.
Emil E. Narick, Senior Judge
6-1-95 Copy to Attys. Campbell,Crawford,Lassi & Haller

Nov.1, 1995 Supreme Court of Pennsylvania Western District, Disposition: Granted
AND NOW, this 31st day of October, 1995, the Petition for Allowance of Appeal in the above matter is granted. Mr.Justice Montemuro is sitting by designation.
PC

April 8, 1996 Certificate of Contents of Remanded Record and Notice of Remand Under PA. Rules of Appellate Procedure 2571 and 2572 filed.

April 8, 1996 ORDER filed. PER CURIAM DECIDED: March 18, 1996
Appeal dismissed as having been improvidently granted.
Mr. Chief Justice Nix did not participate in the consideration or decision of this case.
Madame Justice Newman did not participate in the consideration or decision of this case.
JUDGMENT ENTERED THIS 18TH DAY OF MARCH, 1996, CHIEF CLERK.

Continued on Pg. 516

Northwestern Legal Services
Gerald Sullivan

1272.

CARLA POPE

vs.

JAMES JOHNSON

Filed December 13, 1993
@ 2:08 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	30.00

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

ORDER:

And now, this 13th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. Defendant shall not go to Plaintiff's residence. Custody of Kiona shall be with Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the Dec. 21, 1993 , at3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 15, 1993 Sheriff's Return filed. SERVED James Johnson personally on December 14, 1993 at 12:41 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 22, 1993 order filed. AND NOW,December 21, 1993 at the time fixed for hearing in this matter, the Plaintiff appeared with counsel and the Defendant appeared without counsel. The parties agreed that the following order can be entered, without admission by the Defendant of the allegations contained in the complaint.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or the minor child, nor shall he procure others to do so.
2. The Defendant will not go to the Plaintiff's residence nor follow her around in public.
3. Temporary custody of the minor child is awarded to the Plaintiff. The parties shall agree to reasonable visitation by the Defendant in that child. If the parties cannot agree, then either party must bring a custody or visitation action inthe Court of Common Pleas of Crawford County or some other court that has jurisdiction.
4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this order shall be delivered to t he Meadville City Police Department and to County Control by the Prothonotary. The Prothonotary shall also mail a copy of this order to the Defendant at 1231 South Main Street, Meadville,Pennsylvania.
6. This order shall remain in full force and effect for 1 year from this date; that is, until December 20, 1994, unless modified or terminated by further order of this court.
7. The Defendant shall pay court costs in the amount of $94.50 by February 21, 1994. He shall pay that amount to the Prothonotary in the Crawford Co unty Courthouse. If he fails to pay the costs, then the Prothonotary may bring an appropriate action to hold the Defendant in Contempt of Court and to punich him for non-payment of costs.
8. The Defendnat is reminded tht this is an order oif court, and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

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

12-23-93 Copies dist. to Sullivan, Deft., Co. Control & MCPD

1993

Jorden & White
Harry Faber White, II

1273.

LARRY P. GILL

vs.

CHERYL L. GILL

Filed December 14, 1993
@ 3:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
~~Pro Co Pd 2/2/94~~	~~9.00~~
Pro Co pd 8-22-94	9.00

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

Dec. 28, 1993 Affidavit of Service of Complaint on Defendant filed. HARRY FABER WHITE II, attorney for Plaintiff in the above captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Defend and Complaint under Section 3301(c) of the Divorce Code uponthe Defendant, Cheryl L. Gill, by certified mail, return receipt requested on December 21, 1993, at the Defendant's Address, 289 East State Street, Albion PA 16401. The Defendant's acceptance of the same is attached hereto. Harry Faber White, II

And Now, Feb. 2, 1994, at 1:26 p.m. upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, damages assessed in the amount of Four Thousand Seven Hundred Eighty Five and 07/100 Dollars plus atty. fees of $210.00 and costs of $99.50.
Judgment entered - 2/2/94
E - 173 Debt -- $5,094.57
(includes costs and atty. fees)
Barbara H. King,
Prothonotary

Aug. 22, 1994 Affidavit of Consent of Plaintiff, filed.

Aug. 22, 1994 Affidavit of Consent of Defendant, filed.

Aug. 22, 1994 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 26, 1994 AND NOW, August 25, 1994, it is hereby ordered and decreed that LARRY P. GILL, Plaintiff, and CHERYL L. GILL, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
BY THE COURT:
Anthony J. Vardaro, J.

1993

Cusick, Madden, Joyce & McKay
James E. Douglas

Ekker, Kuster & McConnell
H. William White III

1274.

GREENWOOD HOME CARE, INC.

vs.

WANDA R. ENNIS

Filed December 14, 1993
@ 3:23 PM

Tax & entry paid	50.50
User's Fee piad	5.00
Sheriff's Costs	35.00
Pro.Co. pd 2/2/94	9.00
Pro Pd 10/25/96	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 5, 1994 SHERIFF'S RETURN filed. SERVED Wanda R. Ennis personally on December 28, 1993 at 11:46 AM by handing her a copy of the Complaint at her residence, 190 Third Street, Conneaut Lake, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Feb. 2, 1994 at 1:26 PM upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Five Thousand Ninety-four and 57/100 plus cost of suit.

E-173
Judgment entered 2/2/94

Debt. 5,094.57
Judgment
Barbara H. King
Prothonotary

Oct. 25, 1996, Upon praecipe of plaintiff attorney, the above judgment is hereby satisfied of record.

1993

Barbara J. Walton

1275.

R. Christopher Brode

Edward J.Hatheway

Dec. 15, 1993 $150.00
Deposited by Plaintiff

2-3-94 Pd Pltf (Walton) Refund Ck#8073 65.00
3-22-94 Pd Dft #8179 76.00
12-12-97 Ref from Dept 200.00 - med fee
3-31-98 pd dft refund 200.00
9-7-99 Ref from dept 200.00 - med fee
11-15-99 Pd Co. 186.50

MARK ALLEN SMOCK

vs.

CINDY CASPERSON

Filed December 15, 1993
@ 3:33 pM

Tax & entry paid	50.50
User's Fee paid	5.00
William Pineo, Mediator	152.00
Pro Co Pd 3-22-94 #8180	9.00
Pro Co Pd 11-15-99	13.50

COMPLAINT FOR CUSTODY
1 copy atty
1 copy med.

Dec. 15, 1993 Motion to Appoint Mediator and Order filed. YOU, CINDY CASPARSON, HAVE BEEN SUED IN COURT TO obtain custody of Cody Allen Smock.

You are Ordered to in person at Crawford County Courthouse, Meadville, Pennsylvania 16335, for a Conference Before. Wm. Pineo Esquire, child custody mediator.

I f 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
Phone (814) 336-4132 ext. 298

BY THE COURT,
12/15/93 Anthony J. Vardaro, J

Dec. 22, 1993 Affidavit of Service filed. AND NOW, December 21, 1993, comes Barbara J. Walton, and Avers as follows:

1. A true and correct copy of the Complaint for custody and Motion to Appoint a Custody Mediator was mailed to the Defendant via Certified Mail, return receipt on December 18, 1993.

2. That the Defendant signed the return card on Dcember 20, 1993 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P845923447) attached hereto as Exhibit "A".

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

Feb. 3, 1994 TEMPORARY ORDER, filed. AND NOW, this 2 day of February, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shalll share legal and physical custody of the subject minor child, Cody Allen Smock.

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

3. The mother shall have primary physical custody of the subject minor child. The father shall have temporary physical custody and visitation each week from Wednesday at 4:00 p.m. through Saturday at 5:00 p.m.

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas hokiday visitation perids, the first beginning Christmas Eve at noon and ending Christmas Day at noon, and the second beginning Christmas Day at noon and ending December 26 at noon. For Christmas, 1994, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate.

b. Thanksgiving: Because the father will have the care of the subject minor child every Thursday, the mother shall have temporary physical custody and visitation each Thanksgiving from 10:00 a.m. to 3:00 p.m.

c. Easter: On Easter Sunday, the father's custodial period shall be extended from Saturday at 5:00 p.m. to Easter Sunday at 1:00 p.m. so that he can take the child to church.

d. Every Father's Day, the father's regular weekly visitation shall be extended from Saturday at 5:00 p.m. to Sunday at 1:00 p.m.

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

5. Should it be necessary for either party to cancel or modify the visitations as set out in this order or as spreviously 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 shal split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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

8. 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 or 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 ina polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not todisparage theother party in the child's estimation.

10. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in th4e absence of which this order shall govern.

11. Either party may request a review of this order upon a substantial change in the living circumstances of either.

CONTINUED ON PAGE 511

1993

1276.

BETHANY M. SHAY

vs.

ROBERT J. SHAY, JR.

Filed December 15, 1993
@ 3:56 PM

Tax & entry	Pd 1-7-94	50.50
User's	Pd 1-7-94	5.00
Sheriff's Costs	Pd Co. 1-7-94	25.00
		9.00

1-7-94 Rec from dft Sheriff's Cost 25.00
1-7-94 Pd Sheriff 25.00 Ck# 8012

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

ORDER:

And now, this 15th day of December , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff in any way. He shall not go to planitiff's sresidence or school.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment or fees and costs will be determined by final court order.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.
8. The court reserves Ruling on allocation of fees and costs. Hearing is hereby set for the December 22 , at 11"30 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 17, 1993 Sheriff's Return filed. SERVED Robert J.Shay, Jr., personally on December 16, 1993 at 10:02 AM by handing him a copy of the Protection fromAbuse to him at the residence, R.D.#1, Box 394 A., Saegertown,Crawford County,PA.

So answers,

Scott D.Young, Deputy Sheriff
Robert M.Stevens,Sheriff

Dec. 22, 1993 ORDER filed. AND NOW,December 22, 1993, both parties appeared in court and were advised by the Court as to the nature of the proceedings. They have agreed to work out their marital difficulties between themselves ina peaceful manner. The plaintiff is voluntarily withdrawing this action and has agreed to pay the court costs within 7 days from this date.

ACCORDINGLY, it is ORDERED as follows:

1. This action is dimissed and the Temporary Abusse Order of December 15, 1993 is hereby VACATED.
2. A copy of this Order shall be sent to the Titusville Police Department and to County Control.
3. The plaintiff shall pay the record costs in the amount of $89.50 to the Prothonotary no later than Thursday, December 30, 1993.

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

12-28-93 Copies dist.to Co.Control & TPD. 12-30-93 Copy mailed to Pltf & Deft.

1993

1277.

ANGELA S. JOHNSON

vs.

KIM DARNELL JOHNSON

Filed December 15, 1993
@ 4:10 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

Order:

And now, this 15th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for December 23, 1993 , at 10:30 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Dec. 28,1993 ORDER filed. AND NOW, December 23, 1993, at the time fixed for hearing in this matter the Plaintiff appeared but the Defendant did not. It appears that the Defendant may be residing at 1032 North Garland, Memphis, Tennessee 38114. There is no indication as to whether or not he has been properly served.

Accordingly, this matter is continued generally. The Sheriff of Crawford County may serve the Defendant by certified mail, return-reciept requested, delivery restricted to addressee only. The Sheriff shall send the original petition and Order and this Order to the Defendant.

Once the Defendant is served and the Sheriff maikes an appropriate return of service, the Sheriff shall notify the Court Administrataor and a hearing shall be scheduled. The Court Administrator shall send notice of that hearing to the Defendant at the address where he receives the certified mail service. Any notice or mail sent to that address will be presumed to have been received by the Defendant.

In the meantime, the temporary Order of December 15, 1993 shall remain in full force and effect. The Defendant is bound by that Order.

The Prothonotary shall send a copy of this Order to the Meadville City Police Department and to County Control. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Dec. 28, 1993 copies dist. to Co. Control, MCPD, Sheriff & Ct. Adm.
Jan. 6,1994 copy to Plf.

Jan. 18, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Kim Darnell Johnson. Attempted service by Certified Mail Restricted delivery in care of Emma Johnson, 1032 N. Garland, Memphis, TN 39107, the letter was returned "Unclaimed".
So answers, Robert M. Stevens, Sheriff

1993

1278.

CHARLES M. REESE

vs.

W. L. DUNN

Filed December 16, 1993
@ 10:53 AM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISIONS OF DISTRICT JUSTICE HUBERT E. VOGAN

Dec. 16, 1993 Rule entered upon the Plaintiff to file a Complaint issued.

Dec. 20, 1993 Proof of Service filed.

1993

Murray A. Felder, Esq.
Lori A. Gibson

1279.

PNC NATIONAL BANK

vs.

MICHAEL K. MCCANDLESS and
ROSEANN N. MCCANDLESS

Filed December 16, 1993
@ 2:36 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 2-9-94	9.00
Sheriff's Costs	36.00
Sheriff's Costs	35.00
Pro Pd 10/30/95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Jan. 18, 1994 SHERIFF'S RETURN, filed. SERVED Michael K. McCandless on December 22, 1993 at 1:51 PM by handing a copy of the Complaint to Sean McCandless, Adult in Charge at residence, 108 W. Linden Street, Titusville, Crawford County, Pa.

NOT FOUND as to Defendant Roseann N. McCandless at 108 W. Linden Street, Titusville, Crawford County, Pa. Defendants are separated and she is believed to be living in Townville, Pa., exact address unknown.

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

Feb. 9, 1994 And Now, upon praecipe of plaintiff's attorney judgment is entered in favor of the Plaintiff and against Defendant Michael K. McCandless only, above named for want of an answer, and assess the Plaintiff's damages at Five Thousand One Hundred Fifteen and 25/100.

Entered 2-9-94 Debt: $5,115.25
M - 113 JUDGMENT
Barbara H. King, Pro.

Dec. 16, 1994 Complaint Reinstated.

Jan. 17,1995 Sheriff's Return filed. NOT FOUND as to Defendant Roseann N. McCandless at address given of R.D.#1, Box 262, Townville, Crawford County, PA. Attempts made to the residence, no one at home,left notes, received no response from the notes.

So answers, Robert M.Stevens,Sheriff

EX1995-29

Sept. 13, 1995, Complaint reinstated (sheriff)

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Roseann N.McCandless, personally, on September 19, 1995 at 2:21 PM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA

So answers, Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

And Now, Oct. 25, 1995, at 11:52 a.m., upon praecipe of plaintiff attorney, with notice of default attached, Judgment is hereby entered in favor of plaintiff and against one of the defendants, Roseann N. McCandless, and damages are assessed in the amount of Five Thousand One Hundred Fifteen and 25/100 less payments of $54.63, total of Five thousand Sixty and 62/100 dollars.

Judgment entered 10/25/95
M -143

Debt - $5,060.62
JUDGMENT
Barbara H. King,
Prothonotary

Oct. 30, 1995, notice of entry of judg. mailed dft. Roseann McCandless.

380

1993

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

1280.

Brian J. Lindsay

MARLAN A. JONES, III

vs.

IRMA M. JONES

Filed December 16, 1993
@ 2:36 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Additional Count pd	15.00
State paid	10.00
Pro Co. pd. 8/26/94	9.00
Kathleen Nelson, mediator	204.14
Pro Co Pd 12-15-95	9.00
Pro Co Pd 9-14-98	9.00

9-14-95 Rec'd from Pltf med fee 150.00

11-16-95 Paid Pfff. med. fee $ 38.93 Ck. # 9568.

12-15-95 Pd Co #9625 102.07

1-24-96 Rec'd from deft med fee 102.07

2-29-96 Pd Co #9772 102.07

5-26-98 Rec'd from pltf med. deficit 200.00

9-14-98 pd pltf refund 12.26

9-14-98 Pd Co 178.74

10-13-98 Rec'd from deft 178.71

10-14-98 Pd Co 178.71

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CHILD CUSTODY

Jan. 5, 1994 Affidavit of Service filed. I, Shawn Ashbaugh, an adult individual, do hereby verify that I personally served a true and correct copy of the Complaint in Divorce upon the Defendant, above named, at her parents' residence at: R.D.#2, Box 362, Meadville,Pennsylvania, on the 5 day of January,1994, at 9:50 o'clock A.M.
Dated: 1-5-94 Shawn Ashbaugh

March 21, 1994 Affidavit of Consent of Plaintiff filed.

Aug.8, 1994 Affidavit of Consent by Irma M. Jones, Defendant, filed.

Aug. 24, 1994 Upon praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

September 1, 1994 STIPULATION and CONSENT DECREE filed. AND NOW, this 30th day of August, 1994, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

I. Divorce

Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to 3301(c) of the Divorce Code of PA.

II. Equitable Property Determination and Distribution

A. ASSETS

1. Plaintiff shall pay the Defendant the sum of $500.00, within thirty (30) days of the date of this decree, for all of her right title and interest and any personal or real property acquired during the parties' marriage, that remains in Plaintiff's possession and control and not otherwise specifically addressed herein.

2. Defendant will convey any interest she may have in the 1992 Oldsmobile Silhouette Van and Plaintiff will indemnify and hold Defendant harmless from the automobiel installment loan used to finance the purchase of that vehicle.

3. Defendant will sign off and convey her interest in all real estate jointly owned or individually owned by Marlan A. Jones, III.

4. Plaintiff will provide to Defendant the following items of personal property; journals, certain specified books, doll collection, teddy bear collection, camcorder, waterbed, television in basement, clothes in Marlan, IV., closet, shoes in Marlan, IV., closet and basement, jewelry and jewelry box, gold cross and chain, ½ of knick knacks, coats and shoes in basement, black flowered china set, ½ of the board games, yellow trim night stand, cradle, two end tables, two blue lamps, copy of the wedding tape video, copy of the videos of the family, rocking chair, crystal glassware, exclusive of the sherry glass, (purchased and gifted by Jimmy Coull) Koala bear statute, magazine rack, picnic table and benches, gas grill, doll chair, and ½ of the Christmas decorations.

5. In terms of the children's items, Plaintiff shall transfer possession of the following:
   1. Shelves
   2. ½ of clothes and toys and stuffed animals
   3. ½ of lamps
   4. Original Birth Certificates
   5. Original Social Security Cards
   5. ½ of photo albums
   6. ½ of baby books
   7. ½ of children's videos
   8. Peanuts bike
   9. Dolls
   10. Snowmobile Suit

B. LIABILITY

6. The parties shall execute a 1993 Federal and State Income Tax Return and further agree that any tax refund will be divided equally by and between the parties, with the proviso that the first $2,000.00 of said refunds shall go to repay a loan made by Sherri L. Jones to Best Friends Child Development Center.

7. Plaintiff shall assume responsibility for any and all liabilities of the parties connected with all real estate jointly owned or individually owned by either of the parties, and shall indemnify and hold Defendant harmless from same.

III. CUSTODY

8. Defendant is awarded primary physical custody of the subject minor children, Arian I. Jones, and Marlan A. Joens, IV., subject to Plaintiff's reasonable partial custody rights as mutually agreed upon between the parties.

The parents shall share legal custody of the children.

IV. ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES COSTS & EXPENSES

9. Commencing the first month following the entry of a divorce decree, Husband agrees to pay to Wife the sum fo $300.00 per month, for her separate support and maintenance, with payment ending after a period of twenty-four months, or at his death or her death, whichever shall occur first, said payments are non-modifiable and are due and payable on or before last day of each and every month. The parties agree that the entire amount being paid to Wife pursuatn to this paragraph is a separate maintenance periodic payment, included and intended to be included with the income of the Wife within the meaning and intent of Section 71 of the United States Internal Revenue Code of 1954 and deductible from the Husband's gross income pursuant to the provisions of Section 215 of the United States Internal Revenue Code of 1954. Wife agrees that all said payments shall be included as income of the Wife in her applicable tax returns and that she shall pay such taxes as may be required by reason at such inclusion.

BY THE COURT:

Gordon R. Miller, J.

Sept. 14, 1995, Petition to Modify Custody and Order filed.

Order:
You, Irma M. Jones, have been sued in Court to obtain custody of Arian and Marlan, IV. You are ORDERED to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson for a mediation conference.

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

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

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

9/13/95 Gordon R. Miller, J.
9/14/95 faxed Nelson, Irwin and lindsay

Oct.11, 1995, Answer to Petition to Modify custody filed.

Nov. 15, 1995 TEMPORARY ORDER filed. AND NOW, November 14, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Arian I. Jones and Marlan A. Jones, IV, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, nut not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.

2. Primary physical custody of Arian and Marlan Jones shall be with their Mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the children in his temporary physical custody during the first, third and fifth weekends of each month from Friday at 5:30 p.m. until Sunday at 7:15 p.m. Father may designate different weekends other than that set forth above by giving Mother a 30-day advance notice. In no event, however, will Father be entitled to more than three full weekend with the children in any month.

b. Beginning with the summer of 1995, the father shall be entitled to take the children into his custody for two two-week periods, which periods shall be nonconsecutive. Father shall give mother advance notice of which weeks he intends to select by May 31st of each year. Father shall exercise his summer visitation during the summer period beginning five days after school is out for the year and ending five days before school resumes for the following year.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving: The Thanksgiving holiday shall be observed between the hours of 11:00 a.m. and 8:00 p.m. In odd years, the children shall be in the custody of the father, and in even years, the children shall be in the custody of the mother.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 2:00 p.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon, and the ending on December 26th at 12:00 noon. In 1995, the mother shall have the first period and the father the second and the parties shall thereafter alternate. In adition, Father shall be entitled to have the children in his custody from Dec. 26 at 12:00 noon until January 1st at 12:00 noon each year.

111. Easter: There shall be two Easter holiday visitation periods, the first beginning on the Thursday preceding Easter at 6:00 p.m. and ending Holy Saturday at 10:00 a.m., and the second beginning on Holy Saturday at 10:00 p.m. and ending on Easter Sunday at 6:00 p.m. In 1996 and even years thereafter, the mother shall have the first visitation period and the father the second and the parties shall thereafter alternate.

iv. The holidays of Memorial Day, Independence Day and Labor Day shall be observed between the hours of 8:00 a.m. and 11:00 p.m. In even years, the mother shall have custody of the children on Memorial Day and Labor Day and father shall have custody of the children on Independence Day. In odd years the father shall have custody of the children on Memorial Day and Labor Day, and the mother shall have custody of the children on Independence Day.

v. The Children shall spend Mother's Day with their mother from 9:00 a.m. until 6:00 p.m. and Father's Day with their father during the same hours.

vi. Holiday Visitation shall take precedence over other visitation set forth in this Order.

d. Should a party be one-half hour late in picking up the children to commence a visitation without giving notice of said lateness to the other party, the visitation shall be deemed canceled and no makeup visitation need be arranged.

3. Mother shall make the children available to place and/or accept telephone conversations with father every Tuesday between the hours of 6:00 p.m. and 7:00 p.m. with said conversations not to exceed thirty minutes in length.

4. Transportation of the children on weekends, holidays and summer visits shall be shared between the two parties with the party receiving custody of the children to provide transportation.

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

6. Neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported.

7. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children towards both parents.

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

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

10. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

11. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the court order.

12. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof. Gordon R. Miller, J.

Faxed 11-15-95 Attys. Lindsay, Irwin, Nelson.
Nov 21, 1995 sent Plf. & Dft.

CONTINUED ON PAGE 380 - B

1993

Marlan A. Jones III
vs
Irma M. Jones

Continued form page 380-A
of Record
AD 1993-1280

****

May 26, 1998 PETTIION TO MODIFY CUSTODY AND ORDER AND NOTICE AND NOTICE AND ORDER TO APPEAR FILED. AND NOW, this 28 day of May, 1998 it is ordered that the parents in this matter shall satisfactorily complete the Seminar for Separating Paretns 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 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 Crwaford County Law Library or contact the Center for Family Services, Inc.

BY THE COURT
GORDON R. MILLER, J.

NOTICE AND ORDER TO APPEAR: YOU, Irma Jones, have been sued in Court to obtain custody of Arian & Marlan IV.
You Are Ordered to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson for mediation conference.
If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may beentered 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 Phone (814)336-1151 Ext298
Gordon R. miller, J.

5/28/98 Date
6/1/98 FAXED IRWIN & LINDSAY DIST NELSON

June 26, 1998 Certification of completion of Seminar filed. (plff)

June 26, 1998 Certification of Completion of Seminar filed. (dft)

July 20, 1998 Certificate of completion of the Seminar for Separating Parents for Irma Marie Jones, filed.

Sept 10, 1998 Temporary Order filed. And now, Sept. 9, 1998 after Mediation and upon the recommendation of the Child custody Mediator, it is ordered and decreed as follows:
1. Legal custody of the subject minor children, Arian I. Jones and Marlan A. Jones IV shall be shared by the Father and Mother the parties to this action, with each parent entitled to full access to any records relating to the children held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.
2. Primary physical custody of Arian I. Jones and Marlan A. Jones IV shall be with their Mother, subject to the following conditions:
a. The father shall be entitled to visit and take the children into his temporary physical custody during the first, third and fifth weekends of each month from Friday at 5:30 pm until Sunday at 8pm During those weeks when the Father does not have a weekend visitation with the children, he shall be entitled to visit and take the children into his temporary physical custody on Wednesday evenings from 5:30 PM until 8:00 pm
b. The Fahter shall be entitled to take the children to tkae the children into his physical custody for tow two-week periods each summer, which period shall be nonconsecutive. Father shall give Mother advance notice in writing of those weeks he intends to exercise by April 30th of each year. In addition fathemust exercise his summer visitation during the period beginning five days after shcool is out for the year and ending five days before school resumes for the following year.
c. Holidays: i. Thanksgiving: the Thanksgiving holiday shall be observed between the hours of 11AM and 8 pm. In odd years, the children shall be in the custody of the Father, and in even years, the children shall be in the custody of the Mother.
ii. Christmas: There shall be two Christmas holiday visitation periods the first beginning on Christmas Eve at 2 PM and ending on Christmas Dat at noon,and the second beginning on Christmas Day at noon and ending on December 26th at noon. In 1998, the Father shall have the first period and the Mother the scond and the parents shall thereafter alternate. In addition, Fahter shall be entitled to have the children in his physical custody from Dec. 26th at noon until January 1st at noon each year.
iii. Easter: There shall be two Easter holiday visitation periods, the first beginning on the Thursday preceding Easter at 6 pm and ending on Holy Saturday at 10am and the second beginning on Holy Saturday at 10 am and ending on Easter Sunday at 8 pm. In even years, the Mother shall have the first visitation period and the Father the second and the parents shall thereafter alternate.
iv. The holidays of Memorial Day, Independence Day and Labor day and the Father shall have custody of the children on Independence Day. In odd years, the Fahter shall have custody of the children on Memorial Day and labor Day and the Mother shall have custody of the children on Independence Day.
v. The children shall spend MOther's Day with their Mother from 9 am through 8 pm and Father's day with their Father during the same hours.
vi. The holiday visitation periods shall take precedence over all othe visitation periods.
d. Should a parent be one-half hour late picking up the children to commence a visitation without giving notice of said lateness to the other parent, the visitation shall be deemed canceled and no makeup visitation need be arranged.
e. The parent then having custody of the children shall see that they are transported to and and all activities including practices and games which are scheduled to take place during a scheduled custodial period.
f. There shall be no unpleasant exchanges between and among the parents, step-parents or paramours at any time when the children are present or may over hear such exchanges.
3. The children shall be entitled to telephone the non-custodial parent at reasonable times and for reasonable lenghts of time, and said telephone calls shall not be overly monitored by the custodial parent. Similarly, the non-custodial parents shall be entitled to telephone the children at reasonable times and for reasonable lenghts of time, provided that said calls are not made for the purpose of annoying or harassisng the other parent.
4. Transportation of the children on weekends, holidays and summer visits shall be shared between the parents with the parent receiving custody of the children to provide transportaiton. The proper child restraints, i.e. car seat and/or seat belts, shall be worn at all times during the transporting of the children for said visits.
5. Neither parent shall expose the children to any person or situation that may be harmful to the health safety or well being of the children.
6. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children toward both parents.
7. Neither parent shall smoke tobacco or permit others to od so in a closed automobile in which the children are being transported, or in his or her home while the children are there.
8. Each paretn shall inform the other parent immediately of any serious illness or injury regarding the children and both parents shall furnish the other with a current address and telephone nurber. If the children sustain a minor injury or illness it is sufficient that the parent notify the other parent of same when there is an exchange of custody of the children.
9. Neither parent shall use illegal drugs or alcohol at any time wehn that parent has the care and custody of the subject minor children. This Order is not intended to preclude either parent from taking the children to a restaurant which served alcoholic beverages so long as neither parent shall consume alcoholic beverages in that establishment when the children are with the parent.
10. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children 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.
11. The cost of the mediation conference sahllbe divided equally between the aprents. The deposit paid in advance by the Fahter shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the Court's Order.
CONTINUED ON PAGE 380-c

Marlan A. Jones III
vs
Irma M. Jones n/k/a Irma M. Bean

continued from page 380-b
of record

AD 1993-1280

****

12. This Order is a temporary Order but shall become a permanent Order unless either parent files a request for a Hearing DeNovo within 20 days of the date hereof.

By the Court
Gordon R. Miller

9/10/98 faxed Irwin Lindsay & Nelson

Jan. 22, 1999, NOTICE AND ORDER TO APPEAR, filed.

Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for (custody) (partial custody) (visitation).

If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the court your defenses or objections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Wednesday, Jan.27, 1999, at 11:15 o'clock a.m., in Courtroom 2 or 3 , Crawford County Courthouse, Meadville, PA.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for (custody) (partial custody) (visitation), you may be found to be in contempt of court and committed to jail, fined or both.

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

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

BY THE COURT
Gordon R. Miller, J.

Date: Jan. 21, 1999

Jan 29, 1999 Order Filed. Adn Now Jan 27, 1999 at the time this alleged contempt matter is before the Court regarding visits with daughter Arian the parties and counsel for the mother voluntarily resolve the present isssue of alleged contmept by agreeing that the father shall have an additional 24 hour visit with daughter Arian, which currently is not part of a scheduled visitation set forth in the Order of Sept 9, 1998.
Accordingly the parties mutually agree to resolve the present dispute regarding the alleged contempt of the mother in the following manner: For the weekend of Feb. 27-28,1999 which weekend is not scheduled fro a father visit with daughter, both parties mutually agree that the fahter will have an added visit with daughter Arian on said weekend, with the fahter to pick up the child at noon on Feb. 27, 1999 and have her in his sole and exclusive custody until noon on Feb. 28, 1999 at which time the mother will pickup the child at the father's residence and return her to the mother's residence.

By Order of The Court
P. Richard Thomas, SJ

2/1/99 Dist Irwin & Lindsay

FOR FUTURE ENTRIES AS OF APRIL 9, 2001 SEE COMPUTER.

1993

Thomas Truax,
Spadafore & Walker
R. Charles Thomas

1281.

MacDonald, Illig,
Jones & Britton
Dale Huntley
for W. Myers

Marshall, Dennehey,
Warner, Coleman and
Goggin
Keith D. Heinold
for Chrysler Corp

DAVID J. DUKE, Administrator of the Estate of SHEILA M. DUKE

vs.

CHRYSLER CORPORATION and WILLIAM B. MYERS

Filed December 17, 1993
@ 10:52 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	126.00
Sheriff's Costs	28.00
ProCopd 6-23-97	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Feb. 15,1994 SHERIFF'S RETURN, filed. SERVED Chrysler Corporation by deputizing the Sheriff of Philadelphia County, PA as per his Affidavit of Service attached. Served on December 29, 1993 at 1635 Market Street, Philadelphia, PA.
NOT FOUND as to Defendant William b. Myers at address of R.D.#1, Grand Valley, PA, Warren County, PA, as per Affidavit of "Not Found" attached.
So answers, Robert M. Stevens, Shelriff

Apr. 14, 1994 Writ Reinstated.

May 12, 1994, Writ Reissued. JURY TRIAL DEMANDED.

June 1, 1994 SHERIFF'S RETURN, filed. SERVED William B. Myers personally on May 26, 1994 at 11:19 AM by handing a copy of the Summons to him at his place of employment, D & R Hardwoods, Sugar Lake Road, Cochranton, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Aug. 1, 1994 Praecipe for Rule Upon Plaintiff to File Complaint, filed.
Issued Atty

Aug. 8, 1994 Affidvit of Service filed. I hereby certify that a copy of the Rule to File a Complaint attached hereto as Exhibit "A" was served upon plaintiff's counsel, R. CHarles Thomas, 296 Chestnut ST., Meadville, PA. 16335, this 3rd day of Aug., 1994 by delivering a copy of the Rule to him by regular mail, postage pre-paid.
Respectfully sunbmitted,
Dale Huntley

Aug. 22, 1994, Notice of service that plaintiff has served Interrogatories and Request for Production to Defendant filed.

Aug. 22, 1994 Complaint filed. (2 copies atty)

Sept. 12, 1994 Answer and New Matter of William B. Myers to Complaint, filed.

Oct. 27, 1994 Notice of Service of request For Production of Documents filed.

Dec. 12, 1994 Defendant Chrysler Corporation's Answer To Plaintiff's Complaint With New Matter filed.

Dec. 12, 1994 Defendant Chrysler Corporation's Reply To the New Matter Pursuant to PA. R.C.P. 2252 of Defendant, William B. Myers Directed To Chrysler Corporation, filed.

Dec. 15, 1994 Defendant William B. Myers' Reply To New Matter Pursuant To Pa.R.C.P. 2252 of Defendant Chrysler Corporation filed.

Jan. 27, 1995 Appearance of Marshall, Dennehey, Warner, Coleman and Goggin by Keith D. Heinold for Chrysler Corporation, filed.

Jan. 27, 1995 Withdrawal of Appearance of White and Williams by Joseph V. Pinto for Chrysler Corporation, filed.

Sept 17, 1996 Motion for Summary Judgment filed.

Sept 17, 1996 Statement of Material Facts Pursuant to Local Rule L1035 filed.

Sept 17, 1996 Appendix to Motion for Summary Judgment filed.

Sept 17, 1996 Upon Praecipe of Attorney for Defendant, this case is place on the October Argument List

ON OCTOBER 1996 ARGUMENT LIST

Oct. 25, 1996 Plaintiff's Answers To Defendant Chrysler Corporation's New Matter filed.

Dec. 4, 1996, answers to Statement of Material Facts Pursuant to Local Rule L1035 filed.

Dec. 4, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Dec. 3, 1996, Motion for summary Judgment of Dft. william B. Myers is granted.
by the court,
Anthony J. vardaro, J.
12/4/96 Dist to thomas, mailed to huntley.

June 6, 1997 Motion to Seal Documents and order filed. ORDER: And Now, this 6 day of June, upon presentation of within motion, it is ordered and decreed that hte Prothonotary of Crawford county, Pa. shall place the Petition for Settlement of Wrongful death and Survival Claims with the Court Order approving settlement signed this day by this court in a sealed envelope to be lodged with the record in this case at No. AD 1993 - 1281. Itis further ordered and decreed that the docket entries in this case shall only reflect the filing of a Petition for settlement of the claim. by the court,
Anthony J. Vardaro, J.
6/10/97 faxed to thomas and Hudson. 6/23/97 copy to Attys. Huntley and Heinold.

June 6, 1997 Petition for Settlement of Wrongful Death and Survival Claims and Order filed. (Petition sealed and put in office safe)
6/6/97 copy to R. C. Thomas. Anthony J. Vardaro, J.

Continued on Pg. 493

1993

Shapior & Kreisman Nicholas J. Scafidi 1282.	CHASE HOME MORTGAGE CORPORATION vs. RONALD F. HILES and AUDRA D. HILES Filed December 17, 1993 @ 2:00 PM. Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 30.00 Pro Co pd 9.00	COMPLAINT IN MORTGAGE FORECLOSURE 2 copies Sheriff Dec. 22, 1993 SHERIFF'S COSTS filed. SERVED Ronald F. Hiles personally on December 21, 1993 at 4:10 PM by handing a copy of the Complaint in Mortgage Foreclosure to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa. SERVED Audra D. Hiles on December 21, 1993 at 4:11 PM by handing a copy of the Complaint in Mortgage Foreclosure to ronald Hiles, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached. So answers, Carole Stefanucci, Deputy Sheriff Robert M. Stevens, Sheriff Apr. 20, 1994 Certification of Address of Plaintiff and Defendant(s), filed. Apr. 20, 1994 Certificate of Service of Default Judgment package. And Now, April 20, 1994, upon praecipe of Plaintiff's attorney judgment is hereby entered in favor of the plaintiff and agaisnt the defendants for want of an answer and the same is liquidated at the sum of Forty-five thousand nine hundred fifty-six dollars and 75/100. Entered 4-20-94 Debt: $45,956.75 H - 11, 141 JUDGMENT Barbara H. King, Pro. EX 1994 - 26

1993

Ely & Smith
Edwin W. Smith

1283.

FEY INDUSTRIES, INC.

vs.

WALTER BROOKS, Individually, and d/b/a W. BROOKS PRINTING AND ADVERTISING

Filed December 17, 1993
@ 2:00 P.M.

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro Co pd 2-16-94	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1994 Sheriff's Return filed. NOT FOUND as to Defendant Walter Brooks, Individually and d/b/a Brooks Printing and Advertising at 238 South Main Street, Cambridge Springs, Crawford County, PA, they are out of business.
So answers, Robert M. Stevens, Sheriff

Feb. 16, 1994 Upon praecipe of Plaintiffs attorney the above term and number is marked settled and discontinued of record.

1993

William J. Gregg
Kathleen R. Nelson

1284.

STEPHANIE BRABENDER

vs.

MARK BRABENDER

Filed December 17, 1993
@ 2:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Pro.Co. Pd 3/17/95	$9.00

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

Jan. 21, 1994 Affidavit of Service AND NOW, this 19th day of January, 1994, Kathleen R. Nelson, Esquire, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by certified mail to the Defendant, Mark Brabender, on December 21, 1993.
3. That the Defendant received said certified mail on December 27, 1993. Said Return Receipt Card P. 238 202 436 is attached hereto, signed by Mark Brabender and made a part hereof.

Kathleen R. Nelson

Jan. 11, 1995 Affidavit of Consent of Plaintiff filed.

Mar. 15, 1995 Affidavit of Consent by Mark Brabender, Defendant, filed.

Mar. 17, 1995 Upon Praecipe of Kathleen R.Nelson, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

STIPULATION and DECREE filed. AND NOW, this 22nd day of March, 1995, the Court orders and decrees as follows:

I. DIVORCE:

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

II. PERSONAL PROPERTY AND HOUSEHOLD GOODS:

A. VEHICLES

Defendant shall transfer to Plaintiff all of his right, title and interest in the 1989 Toyota Corolla automobile. At the same time, Plaintiff shall transfer to Defendant all of her right, title and interest in the 1987 Nissan Truck.

B. RETIREMENT BENEFITS

Plaintiff hereby waives any and all right, title and interest that she may have in the Defendant's retirement benefits with Stone Container Company by virtue of Defendant's employment with same. Defendant hereby waives any and all right, title and interest that he may have in the Plaintiff's retirement benefits with Crawford Co. Care Center by virtue of Plaintiff's employment with same.

C. OTHER PERSONAL PROPERTY

The parties hereto shall each retain those items of personal property such as jewelry, clothing, household goods and personal effects now in his or her possession.

Each party shall execute any Certificates of Title, Assignments of Title, or other documents reasonably required to transfer title to any of the assets listed above.

III. DEBTS:

A. Plaintiff shall assume full responsibility for the payment of the following marital debts:

Society Bank automobile loan for the Toyota Corolla and the Montgomery Wards Credit Account.

Plaintiff agrees to fully indemnify and hold harmless the Defendant for any loss the Defendant may suffer if the Plaintiff fails, neglects or refuses to make full payment of and discharge said obligations.

B. Defendant shall assume full responsibility for the payment of the following marital debts:

Visa Credit Account, Beneficial Loan, Sears Credit Account, Master Card Credit Account and Discover Credit Account.

Defendant agrees to fully indemnify and hold harmless the Plaintiff for any loss the Plaintiff may suffer if the Defendant fails, neglects or refuses to make full payment of any discharge said obligations.

IV. EXPENSES OF ENFORCEMENT

In the event that violation of this Decree occurs, the violating party is to pay the reasonable attorney's fee and court costs and related expense incurred by the non-violating party to obtain enforcement of its terms.

BY THE COURT:
Gordon R. Miller, J.

1993

1285.

David P. Truax

MARJORIE E. RANKIN,
DANIELLE L. PIPER

vs.

LARRY D. RANKIN

Filed December 17, 1993
@ 3:02 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

Order:

And now, this 17 day of Dec. , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Not contact, threaten, annoy Plaintiff or child Danielle for any purpose or go to their residence. Not go to Meadville Junior High School for any purpose.

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

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

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

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

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

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Dec 28, 1993 , at 11:30 a. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thonas, S.J.

Dec. 21, 1993 Sheriff's Return filed. SERVED Larry D. Rankin personally on December 17,1993 at 8:45 PM by handing a copy of the Protection from Abuse to himat Baldwin Street Trailer Park, Trailer #2, Meadville, Crawford County, PA.

So answers,

Randy J.Detzel, Constable
Robert M. Stevens, Sheriff

Dec. 30, 1993 ORDER filed. AND NOW, December 28, 1993, the minor Plaintiff, Danielle L. Piper appeared in court with her mother and natural guardian, Marjorie E. Rankin. Marjorie Rankin is acting as guardian ad litem under the Rules of Civil Procedure. She appeared without counsel and was advised as to the nature of the proceedings. She understood that. The Defendant appeared with counsel and is willing to have the Court enter an Abuse Order but he does not admit the truth of the allegations set forth in the Petition. Therefore, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, threaten, stalk or follow the minor Plaintiff, Daniel L. Piper.

The Defendant shall not contat Danielle L. Piper in any manner nor shall he go to her place of residence unless expressly invited there by Marjorie E. Rankin, and further provided that there is at least one (1) other adult person present at all times that he is at that residence.

2, There is no PFA Order entered with respect to Marjorie E. Rankin because there were no allegations of any type of recognizable abuse in the Petition. Therefore, the Court is not entering any prohibition against the Defendant as to his conduct with respect to Marjorie E. Rankin.

3. The Defendant shall not contact Danielle L. Piper, if by happenstance he happens to bein a public place where she is also present, he shall immediately finish his business and leave, so as to separate himself from the area where she is. At no time shall he be alone with Daniel L. Piper in a public place or in a private place.

4. By agrement of the parties, Marjorie E. Rankin agarees that any Social Security check she receives that belongs to or are the property of the Defendant, she shall forward the said checks to him immediately upon receipt of the same. The Defendant agrees that Marjorie E. Rankin may come to his residence to pick up her personal belongings provided (a) she gives him at least two days notice; (b) she comes during daylight hours, that is between 8:00 a.m. and 5:00 p.m.; (c) that they each may have a responsible adult present to make sure that no laws are violated. She shall be permitted to pick up any personal belongings that belong to her and her children as well as any belongings she owns in her own name whether acquired before or after the marriage. If there is a dispute as to what she owns, she shall not remove said items. Those items shall remain at the Defendant's premises and the Defendant shall keep them in good order. He shall do nothing to damage, destroy or lose said items so that said items are available in the event that title and the right to possession is determined either by agreement or a replevin action or as equitable distribution in a divorce action.

5. The Defendant is not prohibited by this Order from shoveling sidewalks at places near where Daniel L. Piper goes to school or where Marjorie E. Rankin works.

The Defendant shall not shovel snow within one hundred (100) yards of Danielle L. Piper's residence.

6. This Order may be enforced without a warrant of aarrest by any law enforcement officer having reasonable grounds to believe it has been violated.

7. A copy of this Order shall be delivered by the Prothonotary to County Control and the Pennsylvania State Police at Meadville. A copy shall be sent to the Plaintiff at Box 707, Saegertown, Pennsylvania. A copy shall be delivered to the Defendant by delivering a copy of the same to his attorney of record.

8. This Order shall remain in full force and effect until modified or terminated by further Order of this Court.

Continued on Page 420

1993

Devine & Kuftic
Elizabeth A. Malc

1286.

~~Prather, Prather & Pineo~~
Elizabeth A. Prather
withdrawn

Barrett & Dratler
Bruce A. Barrett

Ruth R. Fischbein-Cohen

9-14-95 Paid from Plf
master fee 35250

3-28-96 Pd Dallas
Ct Rep #9891 175.00

FREDERICK T. DZARA, JR.

vs.

VICKIE L. DZARA

Filed December 17, 1993
@ 3:33 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count pd	15.00
State paid	10.00
1 Add'l Count pd	15.00
State pd	5.00

Pd master fee 3-13-95 250.00
David Pickens, Master

Pro.Co. pd 11/1/95 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY

4 Copies Atty.

Jan. 21, 1994 Affidavit of Service filed. Before me, the undersigned Notary public, personally appeared Elizabeth A. Malc, Esquire, of 412 Hight Street, Waterford, Pennsylvania, Attorney for Plaintiff, Frederick T. Dzara, Jr., in the above captioned case. Attorney Malc deposes and states that she mailed a true and certified copy of a Complaint in Divorce in the above captioned case to Defendant, Vickie L. Dzara, 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 Malc further states that she sent a second true and attested copy of the Complaint in Divorce in the above captioned case to the Defendant by ordinary mail.

Elizabeth A. Malc

Feb. 23,1994 Praecipe for a Bill of particulars, filed. (issued atty)

Mar. 1, 1994 Counterclaim and Petition to Raise New Claims Pursuant to Pa. R.C.P. 1920.15. (2 copies atty)

Mar. 11, 1994 Bill of Particulars, filed.

Apr. 6, 1994 Petition forAlimony Pendente Lite, Counsel Fees, Costs and Expenses and ORDER filed. AND now, April 6, 1994, it is hereby ORDERED, ADJUDGED, and DECREED that a rule be entered to show cause why relief should not be granted returnable for a hearing which is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania, on the 6th day of May, 1994, at 1:30 p.m., in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

By the Court,
Anthony J. Vardaro, J.

4-11-94 Copy of Order to Atty.Malc & Prather

May 10, 1994 Motion forContinuance and ORDER filed. AND NOW, May 9, 1994, on motion for a continuance of this action from the date previously set, and motion having been heard and submitted and good cause appearing; therefore, the hearing previously set for May 6, 1994 is rescheduled for June 10, 1994 at 1:30 p.m. at the same time as the de novo custody hearing involving the same parties at A.D. 1993 - 528.

By the Court,
Gordon R. Miller, J.

5-10-94 Copies faxed to Attys. Malc & Prather

June 14, 1994 Motion For continuance, filed.

June 14,1994 Motion For Termination of Representation Pursuant ot Rule 1.17(a)(3) of The Rules of Professional Conduct and Order, filed. AND NOW, June 10, 1994 on Motion for Termination of Representation Pursuant to Rule 1.17(a)(3) of the Rules of Professional Conduct, it is hereby ORDERED ADJUDGED and DECREED that representation shall be terminated pursuant to rule 1.17(a)(3) of the Rules of Professional Conduct.

By the Court,
Anthony J. Vardaro, J.

June 14, 1994 Faxed to E. Prather & Malc
Juen 21, 1994 Faxed to Allen & Fuller

June 14,1994 ORDER, filed. AND NOW, June 10, 1994 this matter is before the Court for hearign with regard to the Defendant's petition for alimony pendente lite, counsel fees, costs, and expenses and with respect to Plaintiff's request for a de novo custody hearing.

Both parties appear represented by counsel, but the Defendant indicates that she wishes to seek new counsel and her attorney has requested to terminate her representation which we have granted this day.

In order to give the Defendant an opportunity to consult counsel, we will continue this matter upon motion of the Attorney for the Defendant. Both matter are therefore scheduled for August 8, 1994 at 1:00 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

June 14, 1994 Faxed to e. Prather & Malc
Juen 21, 1994 Faxed to Allen & Fuller

Jul. 13, 1994 Appearance of Barrett & Dratler by Bruce A. Barrett, Esquire, Attorney for Defendant, filed.

Aug. 17, 1994, Exhibits filed. (in folder)

Aug. 15, 1994 Memorandum and Order filed.AND NOW, August 15, 1994 it is ordered as follows:

1. The plaintiff shall pay alimony pendente lite to the defendant in the amount of $300 per month payable on or before the last day of each month. The first payment shall be made on or before August 31, 1994 and each subsequent payment shall be made on or before the last day of each subsequent month. Alimony pendente lite shall be paid for four months unless the parties are divorced in the meantime. The months for which alimony pendente lite shall be paid shall be August, September, October and November, 1994. The Court will entertain future petitions for alimony pendente lite and may well award alimony pendente lite if the law and facts justify it.

2. The plaintiff shall pay $600 to apply on the attorney's fees incurred by Bruce A. Barrett, Esquire in representing the defendant. Said sums shall be paid as follows: The sum of $300 on or before September 15, 1994 and the sum of $300 on or before October 15, 1994. The Court will entertain future petitions for counsel fees, costs and expenses if the facts and the law support it.

3. This Order shall not affect an ultimate decision by the Court or a Master as to alimony pendente lite, counsel fees and expenses when this matter is ultimately disposed of. This Order has been entered based upon the facts found by the Court this date and in an effort to provide the defendant with appropriate sums of money for the next few months in order to defend this action.

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

8-15-94 Copies dist. to Malc & Barrett

Continued on Pg. 432

1993

Barbara J. Walton

1287.

DONALD FAUSNAUGHT

vs.

SUSAN FAUSNAUGHT

Filed December 20, 1993
@ 10:49 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co pd 3-23-94	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Jan. 3, 1993 Affidavit of Service filed. And Now, January 3, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on December 29, 1993.

2. That the Defendant signed the return card on December 30, 1993 andin accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidence dby the United States Postal Service Return Receipt (Certified No. P845923450) attached hereto as Exhibit "A".

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

Barbara J. Walton

Mar. 22, 1994 Affidavit of Consent of Defendant, filed.

Mar. 22, 1994 Affidavit of Consent of Plaintiff, filed.

Mar. 22, 1994 Upon praecipe of Plaintiff's attorney to transmit records, case moved to Court.

DIVORCE DECREE FILED

March 24, 1994 AND NOW, March 24, 1994, it is hereby ordered and decreed that DONALD FAUSNAUGHT, Plaintiff, and SUSAN FAUSNAUGHT, 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 nto yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

388

1993

Ann H. Gamble

1288.

Jeffrey K. Millin

REBECCA J. SHAFFER

vs.

DONALD M. SHAFFER

Filed December 20, 1993
@ 11:09 AM

Tax & entry Pro Co Pd 1-6-94 50.50
User's Fee Pd 1-6-94 5.00

Sheriff's Costs 37.00
Pro Co Pd 1-6-94 90

1-6-94 Rec from dept Sheriff's Costs 37.00
1-6-94 Pd Sheriff 37.00
Ch# 8011

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

ORDER:

And now, this 20th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the December 29, 1993 , at 1:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Dec. 21, 1993 Sheriff's Return filed. SERVED Donald M. Shaffer personally on December 20, 1993 at approximately 3:00 PM at his place of employment, Blazer Finance Company, 112 West Spring Street, Titusville, Crawford County, PA, by Ptlm. Dale Beach of the Titusville Cieyt Police Department.
So answers, Robert M.Stevens, Sheriff

Dec. 30, 1993 AND NOW, December 29, 1993 at the time fixed for hearing in this matter, the Court has a schedule problem in that two matters are scheduled at the same time before the same judge (because Judge Vardaro declines to hear both cases) and Ms. Gamble represents a party in each case. Furthermore, the parties have indicated that this case will take at least an hour and the Court has only devoted 30 minutes to the case because of the court shcedule.

Accordingly, the hearing must be continued. The hearing shall be held on the 6th day of January, 1994 at 8:30 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

In the meantime, the temporary abuse order of December 20, 1993 shall remain in full force and effect. The parties are living in the same house witha the children. The father shall have reasonable periods of visitation with his children. Neither party shall remove the children from the jurisdiction of this Court unless for temporary shopping trips, after which the children shall be home each evening to sleep in the same home. They shall not sleep overnight anywhere else unless the parties agree.

Furthermore, the mother shall not take the children to the home of her boyfriend until further order of Court. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Jan. 3, 1994 copies dist to Millin, Gamble, Co Control.

Jan. 11, 1994 Hearing Under Protection From Abuse Act (Contested) ORDER filed. AND NOW, January 6, 1994,after a formal hearing,the Court is not satisfied by the fair weight and preponderance of the evidence that the defendant engaged in abuse as that term is defined by the Act and the cases interpreting the Act.

THEREFORE, the Temporary Order of Decembr 20, 1993 is hereby VACATED and this action is DISMISSED.

The plaintiff shall pay the record court costs in the amount of $101.50 in full within 30 days from this date.

BY THE COURT,
Gordon R. Miller, P. J.
1-11-94 Copies dist. to Hall, Irwin, Co. Control& TPD

1993

1289.

TIFFANY A. OGDEN

vs.

JOHN B. DANIELS

Filed December 20, 1993
@ 11:24 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

Pltf owes $89.50 filing fees Def found order 3rd notice sent returned unclaimed

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

Order:

And now, this 20 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for December 29, 1993 , at 1:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Dec. 28, 1993 Sheriff's Return filed. SERVED John B. Daniels personally on December 28, 1993 at 8:59 AM by handing a copy of the Protection from ABuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, Crawford County, PA.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Dec. 30, 1993 ORDER filed. AND NOW, December 29, 1993, this matter is before the Court on Plaintiff's Petition for Relief under the Protecton fromAbuse Act.

We entered a temporary Order with respect to his matter on December 20, 1993 and at that time in chambers we advised the Plaintiff that if she did not wish to pursue this matter, that she was required to file a motion to withdraw the action with the Prothonotary prior to this date and to pay the court costs.

We further indicated that if she could not afford court costs she must appear at the time of the hearing this date in order for us to determine whether or not she could afford to pay court costs.

The Defendant is incarcerated and appears this day and the Plaintiff does not appear.

The Defendant advises us that he has spoken with the Plaintiff and apparently they have reconciled and that she indicated she did not inted to appear.

Accordingly, this Petition is dismissed with costs to the Plaintiff in the amount of $89.50 which shall be paid within seven (7) days of the date of this Order.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

1-3-94 Copy of Order to Co. Control. 1-6-94 Copy of Order to Pltf., Deft. & Mdvl. Police Dept.

1993

1290.

KIMBERLY LOUISE McKEE

vs.

STEPHEN GARRY WATKINS

Filed December 20, 1993
@ 11:43 AM

Tax & entry Pd 1-3-94 50.50
User's Fee Pd 1-3-94 5.00
Sheriff's Costs 25.00
Pro Se Pd 1-3-94 90

1-3-94 Rec Sher. Costs from Deft 25.00
1-4-94 Pd Sheriff 25.00 Ck# 8006

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

ORDER:

And now, this 20 day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the December 30, 1993 , at 11:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Dec. 21, 1993 Sheriff's Return filed. SERVED Stephen Garry Watkins personally on December 20, 1993 at 1:05 PM by handing him a copy of the Protection From Abuse at his place of employment, Meadville Forge, Baldwin Street Extension, Meadville, Crawford County, PA.

So answers,

Diane Brittain, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M.Stevens, Sheriff

Jan. 6, 1994 Order filed. AND NOW, December 30, 1993, this matter is before the Court on Plaintiff's petition for relief under the Protection From Abuse Act.

The Plaintiff appears without counsel and the Defendant appears with counsel. The parties indicate that they have reached an agreement with respect to this matter arrived at with the Defendant only partially admitting the allegations of the petition.

Accordingly, based on the agreement of the parties, we enter the following order:

1. The Defendant shallnot assault, abuse harass or threaten the Plaintiff at any time or any place during the pendency of this order.
2. The Defendant shall not go to the residence of the Plaintiff's parents at R.D. 5, Box 810, Union Township, Old Mercer Pike, Meadville Crawford County, Pennsylvania which is the residence at whcih the Plaintiff is currently residing.
3. The Defendant is cautioned that he should not go to the aforesaid residence even if he is invited to the residence by the Plaintiff insofar as it will be presumed he is in violation of this order if he is at that residence. In the event that the parties wish at some time in the furture for the Defendant to be permitted to go to that residence, they should seek a modification of this order before the Defendant does go to that residence.
4. The parties agree that in the event they would be frequenting the same bar or tavern, that the first party who is at the establishment shall be the party who is entitled to remain and the second party arriving shall upon seeing the first party present, immediately leave the establishment.
5. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
6. a copy of this order shall be delivered to the Pennsylvania State Police and to Crawford County Control.
7. The Defendant is reminded that this is an order of Court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.
8. The parties agree that they shall split the costs of this proceeding, which total $89.50, with each to pay an equal share to the prothonotary of Crawford County on the first floor of the Crawford County Courthouse this day.
9. This order shall initially be in full force and effect for a period of six months from this date, and shall expire at that time, unless prior to the expiration, the Plaintiff shall file amotion with this Court asking that the order be extended for an additional six months period, which motion shall automatically be granted insofar as the Defendant this day through counsel, consents to the additional six month period, if the Plaintiff requests it.

Anthony J. Vardaro BY ORDER OF THE COURT,

Jan. 6, 1994 Copies given to Co. Control & Pa SP. Jan. 11, 1994 Copies mailed to Pltf. and Atty. Serge

1993

Harry N. Sydor

1291.

LEROY WAGNER and DEANNA WAGNER

vs.

WILLIAM L. WAGNER

Filed December 20, 1993
@ 2:46 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Sheriff's Costs	20.00
Pro Co pd	9.00
Pro Cold Cert 7-25-94	2.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 18, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant William L. Wagner at address of 519 West Walnut Street, Titusville, Crawford County, Pa. Defendant has moved to 78 Snyder Circle, Corry, Erie County, Pa. 16407.
So answers, Robert M. Stevens, Sheriff

Jan. 31, 1994 Complaint Reinstated.

Feb. 22, 1994 Sheriff's Return, filed. I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint according to law. The defendants alleged address is 78 Snyder Circle, Corry, Pa. 16407. Robert M. Stevens, Sheriff
Crawford County

SERVED the within Complaint on February 9, 1994, at 1030 HRS upon William L. Wagner at 78 Snyder Circle, Erie County, Corry, Pennsylvania 16407 by handing to William L. Wagner a atrue and correct copy thereof and made known to William L. Wagner the contents therein. Robert N. Michel, Sheriff
Erie County

And Now, April 28, 1994 upon praecipe of Plaintiff's attorney judgment is hereby entered against the Defendant, in the amount of Two thousand seven hundred eighty-four and 77/100.
Entered 4-28-94 Debt: $2,784.77
W - 173 JUDGMENT
Barbara H. King, Pro.
5-3-94 Notice of entry of Judgment sent to Dft.

1993

Swanson, Bevevino
& Millin, PC
Timothy R. Bevevino

1292.

FIRST DEPOSIT NATIONAL BANK

vs.

GERALD E. TOTH

Filed December 20, 1993
@ 2:46 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Pro.Co.pd 3/9/94	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 10, 1994 SHERIFF'S RETURN filed. SERVED Gerald E. Toth personally on December 28, 1993 at 10:50 AM by handing a copy of the Complaint to him at his residence, RD 3, Box 337, Linesville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Mar. 9, 1994 at 1:43 P.M. upon praecipe of Timothy R. Bevevino,ESquire,Attorney for Plaintiff, with notice of Intention to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant forwant of an answer and the damages are assessed at the sum of Seven Thousand Two Hundred Thirty Seven and 06/100 Dollars.
T-75;
Entered 3-9-94
Atty.Bevevino

Debt	$7,237.06
Int.(included)	495.55

Judgment
Barbara H. King
Prothonotary

EXECUTION NO. 1994 - 19

Nov. 23, 1994 Praecipe to withdraw Motion for Sanctions scheduled for Argument List for November 28, 1994, filed.

Nov. 28, 1994 Motion for Continuance and ORDER filed. And November 23, 1994, this motion is denied as moot as this matter has been removed from Argument List.
BY THE COURT:
Anthony J.Vardaro, J.

11-28-94 Faxed Bevevino

Feb. 9, 1995 Proof of Service filed.

Aug. 22, 1996 Motion For Sanctions filed.

Aug. 22, 1996 Upon praecipe of plaintiff attorney, this case placed on the next available Argument List, filed.

ON SEPTEMBER 1996 ARGUMENT LIST

Sept. 30, 1996 Order filed. AND NOW, this 30th day of Sept., 1996, it is hereby ORDERED, ADJUDGED and DECREED that Defendant, GERALD E. TOTH, is ordered to file answers to the Interrogatories heretofore filed by Plaintiff to aid in discovery of assets within twenty (20) days of the date of this Order. In the event he fails to do so, theCourt, upon Motion, will consider the impositionof other appropriate sanctions.
BY THE COURT:
Jess L. Juiliante

9-23-96 Faxed Bevevino

Oct. 10, 1996 Affidavit of Service filed. Amy M. Probst, bieng sworn according to law, deposes and says that she is employed in the offices of Swanson, Bevevino, Gilford and Stewart, P.C., Attorneys at Law, with offices at 311 Market Street, Warren, Pennsylvania, and that on October 4, 1996, at the United state Post Office in Warren, Pennsylvania, she mailed to Gerald E. Toth, by First Calss Mail and true and correct copy of the Order dated September 30, 1996, a copy of which is attached hreto. The Certificate of Mailing dated October 4, 1996, is attached hereto, made a part hereof and marked Exhibit A.
Amy M. Probst

Jan. 21, 1997 PetitionFor A Rule To Show Cause and Order filed. AND NOW, to-wit, this 21 day of January, 1997, upon consideration of the foregoing Petition and upon motion of Swanson, Bevevino, Gilford and Stewart, P.C., attorneys for the Petitioner, a Rule is granted upon the Defendant, Gerald E. Toth, to show cause why the rrelief prayed for in the attached Petition should not be granted.
Service of copies of this Petition and Rule shall be made by both first class mail, postage paid, and certified mail, return receipt requested. Plaintiff's counsel shall file an Affidavit of Service enclosing a Certificate of Mailing issued by the United State Post Office and a stamped copy of the receipt for certified mail issued by the United States Post Office.
RULE RETURNABLE AND HEARING: the 4th day of March, 1997, at 3;15 P.M. o'clock in Courtroom NO. 1, Crawford County Courthouse, 903 Diamond Square, Meadville, Pennsylvania 16335.
BY THE COURT,
Gordon R. Miller, J

June 11, 1997 Praecip for Argument, filed.

ON ARGUMENT LIST FOR July 1997

June 11, 1997 Motion For Sanctions, filed.

July 28, 1997 Order filed. AND NOW, July 28th, 1997, Defendant, Gerald E. toth, is ordered to file Answers to the Interrogatories heretofore filed by Plaintiff to aid in discovery of assets and to produce the documents required in the Request for Production of Documents within twenty (20) days of the date of this Order. In the event he fails to do so, the Court, upon proper motion, will consider improper motion, will consider imposing other appropriate sanctions
BY THE COURT,
Gordon R. Miller, J

7-28-97 Faxed Bevevino

1993

Bukac & Toomey
Terry Toomey

1293.

William A. Kuhar, Jr.

FERDINANDO A. ROSSI

vs.

DEPARTMENT OF TRANSPORTATION
BUREAUT OF DRIVER LICENSING

Filed December 20, 1993
@ 3:39 PM

Tax & entry paid 50.50
User's Fee paid 5.00

APPEAL OF PLAINTIFF FROM DRIVING SUSPENSION

Dec.23, 1993 Motion to Set Hearing on Vehicle Code Appeal and ORDER OF COURT filed. AND NOW, this 22 day of December, 1993, upon Motion of the Appellant to schedule a hearing on the merits of this Appeal, a hearing is hereby scheduled for March 11, 1994 at 1:30 o'clock p.m. in Courtroom I or Court II of the Crawford County Courthouse, Meadville, PA. The appellant shall forthwith make required service of the Notice of Appeal, Motion for Hearing and Order scheduling this hearing.

BY THE COURT:
Anthony J.Vardaro, J

1-5-94 Copy of Order to Attys. Toomey & Atty. Kuhar, Jr.

Mar. 15, 1994 ORDER filed. AND NOW, March 11, 1994, this matter is before the Court with respect to a license suspension appeal.

The parties appear and it appears that they may be able to resolve this matte, or if they are not able to resolve this matter, they may at least be able to resolve some efidentiary issues prior to hearing and the appellant moves to continue this hearing without opposition by the Appellee Department, and accordingly, this matter is continued, to be set by the Court Administrator at the next available time scheduled for license suspension and revocation hearings not sooner than 60 days from ths date, but not later than 90 days from this date.

BY THE COURT,
Anthony J. Vardaro, Judge

3-15-94 Copies dist.to Kuhar, Toom ey & Ct. Adm.

Apr. 13, 1994 ORDER filed. AND NOW, April 13, 1994, the Court Administrator having been directed by the Court to set a further hearing in the above matter, hereby sets a hearing for June 2, 1994, at 1:30 P.M., in Courtroom No 2, Crawford County Courthouse, Meadville, Pa.

FOR THE COURT,
Ann A. Walker, Crt. Adm

Apr. 15,1994 copy to T. Toomey & W. Kuhar

June 3, 1994 Order filed. AND NOW, June 2, 1994 the appeal of Ferdinando A. Rossi is SUSTAINED and the Commonwealth is ORDERED to dismiss the recall of the petitioner's license.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

June 3, 1994 Copies dist to Kuhar and Toomey

Jul. 12, 1994 Exhibits, filed.

1993

1294.	MARK ADAMS vs. MEADVILLE BOARD OF ZONING Filed December 20, 1993 @ 4:30 PM Tax & entry paid 50.50 User's Fee paid 5.00 Pro Co pd 12-28-93 5.00	COMPLAINT IN CIVIL ACTION Dec. 28, 1993 Upon praecipe of Plaintiff Mark Adams the above mentioned Civil Action hereby discontinued as of filed date. (12-28-93)

1993

Shafer, Swick, Bailey Irwin & Stack Paul D. Shafer, Jr.	SECO/WARWICK CORPORATION	ACTION FOR DECLARATORY JUDGMENT 2 copies atty.
1295.	vs.	
	AMERICAN TELEPHONE AND TELEGRAPH COMPANY	
	Filed December 21, 1993 @ 10:51 AM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1993

1296.

DAVID L. HUNT, JR.

vs.

CARLA S. HUNT

Filed December 21, 1993
@ 10:39 AM

Tax & entry paid	10.50
User's Fee paid	5.00
Pro Co pd 12/21/93	5.00

CERTIFIED COPY OF DIVORCE DECREE FROM ERIE COUNTY, PA

Dec. 21, 1993 Notice of Election To Retake Maiden Name filed
Carla Star Hunt TO BE KNOWN AS: Carla Star Wise

1993

Kathleen R Nelson

1297.

FREDI JEAN MARKLE HOLLABAUGH JOHNSTON

vs.

WILBUR D. JOHNSTON, JR.

Filed December 21, 1993
@ 4:16 PM

Indigent Filing

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) OF THE DIVORCE CODE
2 copies Pltf.

Dec. 21, 1993 Petition To Proceed In Forma Pauperis In A. Divorce Action Pursuant To Pa. R.C.P. 1920.62 and Order filed. AND NOW, December 20, 1993, upon considerationof the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her financial circumstances that would permit her to pay the costs incurred in this action an shall be responsible for doing so upon an improvement of her financial condition.
BY THE COURT,
Anthony J. Vardaro, J

Oct. 6, 1995, Complaint reinstated.

Oc.t 6, 1995, Appearance of Kathleen R. Nelson, atty. for plaintiff filed.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/6/95 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar 12, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.
By the Court:
Gordon R. Miller, P.J.

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

1993

Peters, Lindsay Lewis and Hatheway
Edward J. Hatheway

Thomas, Truax,
Spadafore & Walker
R. Charles Thomas

1298.

Joseph F. Kulwicki, III

CARL R. STERLING

vs.

TANIS R. STERLING

Field December 22, 1993
@ 9:35 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count pd	15.00
STate paid	10.00
Pro Co od 6-1-95	6.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Jan. 31, 1994 Answer to Complaint in Divorce, filed. (2 cy atty)

Sept. 26, 1994, Appearance of Edward J. Hatheway, of Peters Lindsay Lewis and HaTHEWAY, attys. for plaintiff filed.

May 30, 1995 Upon praecipe of plaintiff attorney the above-captioned matter is discontinued of record.

1993

Donald E. Lewis

1299.

William A. Kuhar, Jr.

ORVILLE F. HUBER, III

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed December 22, 1993
@ 10:54 AM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION TO APPEAL DRIVERS LICENSE SUSPENSION
2 copies atty.

Dec. 22, 1993 Petition to Appeal Drivers License Suspension and ORDER filed. AND NOW,December 23, 1993, upon presentation and consideration of the Appellant's Petition to Appeal Drivers License Suspension:
Hearing set for March 11, 1994 at 3P.M. in Court Room 1 or 2. Anthony J. Vardaro, J.
1-5-94 Copy of Order to Attys. Lewis & Kuhar, Jr.

Mar. 21, 1994 Memorandum and Order filed. AND NOW, March 21, 1994, continued hearing in the above captioned matter will be scheduled by the Court Administrator at the first available date on which license suspension appeals are being heard before the undersigned.
The parties shall exchange copies of the officer's report and the preliminary hearing transcript with other counsel at least ten days prior to the time set for the cnotinued hearing. Additionally, the attorney for the Department shall present a true and correct copy of the tape recording of the preliminary hearing that he intends to introduce to the counsel for the Appellant at least ten days prior to the continued hearing.
If, sometime prior to the hearing, the parties agree that we can consider all three of the indicated items without further hearing they may so stipulate in writing and the ocntinued hearing will be cancelled. BY THE COURT:
Anthony J. Vardaro, J
Mar. 21, 1994 Copies dist. by Court.

Apr. 13, 1994 ORDER filed. AND NOW, April 13, 1994, the Court Administrator having been directed by the Court to set a further hearing in the above matter, hereby sets a hearing for June 2, 1994, at 2:30 P.M., in Courtroom No. 2, Crawford County Courthouse, Meadville, Pennsylvania
FOR THE COURT,
Ann A. Walker, Crt. Adm.
Apr. 15, 1994 copy to D. Lewis & W. Kuhar

Jun. 3, 1994 ORDER filed. AND NOW, June 2, 1994 this matter is before the Court for a continuation of a previously started hearing.
At the time of this proceeding,the parties agree that there is no further testimony needed and that the Court will review a preliminary hearing transcript of a November 30, 1993 hearing which has been provided by t he petitioner, and will also review a tape recording of that same preliminary hearing which is provided by the Department, each without objection of the other side.
With respect to the transcript, we note that the attorney for the petitioner will provide a true and correct copy of Page 9 of that transcript, which is currently partially missing, and we also note that counsel for the petitioner has brought page 33 of that transcript to our attention, noting that the Court will review the entire transcript in any event.
With respect to the tape recording, counsel for the Department will bring that tape recording to a point that he believes the Court should be reviewing, again with the understanding that the Court will in all likelihood review the entire tape.
Additionally,the Court notes that since the last hearing, we have received a copy of the police report which will be made part of the record, and considered by the Court, along with all of the other evidence. We note that the report is presented by the Department without objection by the Petitioner.
BY ORDER OF THE COURT,
Anthony J.Vardaro, J.
6-3-94 Copies dist.to Kuhar & Lewis

June 29, 1994 Memorandum and Order filed. AND NOW, June 28, 1994, the Appellant's petition to appeal driver's license suspension is dismissed and the suspension imposed by the Department is affirmed. BY THE COURT:
Anthony J. Vardaro, J.
June 29, 1994 copies dist to Lewis & Kuhar

1993

Barbara J. Walton

1300.

JOAN WENDORF

vs.

ERVIN WENDORF

Filed December 22, 1993
@ 11:54 AM

Indigent Filing

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, REQUEST FOR ALIMONY PENDENTE LITE AND ALIMONY, REQUEST FOR COUNSEL FEES, COSTS AND EXPENSES
2 copies atty.

Dec. 22, 1993 Petition to Proceed In Forma Pauperis and Order filed. AND NOW, December 21, 1993, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her financial circumstances that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of his/her financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Dec. 28, 1993 Copies of order to Atty. Walton

Dec. 22, 1993 Affidavit of Attorney filed.

Jan. 4, 1994 Affidavit of Service filed.And Now, January 4, 1994, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on December 29, 1993.
2. That the Defendant signed the return card on January 3, 1994 and in accordance with Pa. R.C.P. 412, service of hte Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P845923452) attached hereto as Exihibit "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.

Mar. 12, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 1/4/94 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: March 12, 1998 Anthony J. Vardaro, J
Mar 12, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

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

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

1993

Thomas Dana Watson

1301.

ARCHIE M. MORRISON and
BRENDA S. MORRISON

vs.

FREDERICK L. NAGEOTTE and
DIANE M. NAGEOTTE

Filed December 22, 1993
@ 12: 37 PM

Tax & entry paid 50.50
User'sFee paid 5.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 13, 1995 Sheriff's Return filed. Returned not served. No instructions or check.
So answers, Robert M.Stevens,Sheriff

1993

Barbara J. Walton

1302.

JAMES and PATRICIA JOLIET

vs.

DAVID JOLIET and TONYA PARK

Filed December 22, 1993
@ 4:14 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
2 copies atty.

Jan. 21, 1994 Acceptance of Service, filed. I accept service of the Complaint for Custody on this 14 day of January, 1994.
Tonya Park

Jan. 21, 1994 Acceptance of Service filed. I accept servcie of the Complaint for Custody on this 14 day of January, 1994.
David L. Joliet, Sr., Defendant

February 3, 1994 CONSENT CUSTODY ORDER filed. AND NOW, this 2 day of February, 1994, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

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

2. Primary physical custody of the minor child shall be with the grandparents, James and Patricia Joliet.

3. The parents shall have liberal visitation as arranged between the parties. Special care shall be taken to assure the parents have time with the child on holidays, Mother's Day, Father's Day and the child's birthday. Once the parents have a stable home of their own, the parents will be entitled to keep the child overnight every other Saturday night.

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

5. The parties agree that this arrangement is a temporary one, to allow the parents to straighten up their lives. However, in order to allow the grandparents to provide medical insurance and stability for the child, a court order is necessary.

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 modification shall notify the other party as soon as they know of the necessity which impels the cancellation or modification. Said modifications or cancellations shall nto be proposed except for good reason. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternate visits or make alternative arrangements.

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

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

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor child. 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.

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

11. The parties to this action agree that this Honorable Court retain jurisdiction of this matter.

Anthony J. Vardaro, J.

Feb. 3, 1994 Copies of Order given to Atty. B. Walton; Copy mailed to Dfts. on 2-8-94.

Aug. 31, 1994 Stipulation and Modification Consent Custody Order and ORDER filed. And Now, this 31 day of August, 1994, it is hereby Ordered, Adjudged and Decreed that the provisions of the attached Stipulation are hereby incorporated as an Order of Court as if fully set forth herein.
By the Court:
Anthony J.Vardaro, J.

8-31-94 Copies given to Atty.Walton

1993

JOhn F. Mizner
MacDonald, Illig,
Jones & Britton

1303.

Harry Faber White, II

BYHAM-MILLER-MIZNER FUNERAL HOME

vs.

BARBARA JEAN JACKLETT

Filed December 22, 1993
@ 4:14 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co Pd 6/3/94	9.00
Pro Co pd 4-19-99	7.50

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE WILLIAM CHISHOLM

Dec. 22, 1993 Rule entered upon the Plaintiff to file a complaint issued.

Dec. 28, 1993 Proof of Service filed.

Jan. 17, 1994 Complaint and Verification filed. (1 copy Atty.)

And Now, May 26, 1994, Upon praecipe of plaintiff attorney Judgment is hereby entered in favor of the plaintiff and against the defendant in the amount of Four Thousand One Hundred Twenty One and 68/100 Dollars, for want ofan answer.
Judgment entered
5/26/94 Debt - $ 4,121.68
J - 21 Int - rate of 1% per mo.
JUDGMENT
Barbara H. King,
Prothonotary

(2 copies to Atty. Mizner)

Apr 19, 1999 This Judgment satisfied (see paper filed).

1993

Peters, Lindsay, Lewis, Hatheway
Brian J. Lindsay

Prather, Prather, & Pineo
~~William Pineo~~ (withdrawn)
Elizabeth A. Prather

1304.

James R. Irwin

CAROL E. NEWHARD and PAUL WESLEY NEWHARD

vs.

LAURA S. NEWHARD and PAUL WILLIAM NEWHARD

Filed december 22, 1993
@ 4:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 2-11-94	9.00
John Fuller, Mediator	150.00

12-22-93 $150.00 deposited by Plaintiff
2-11-94 refunded 66.00 to pltfs.
3-1-94 Rec from dept to med fee 75.00
3-22-94 Pd Co # med fee #8179 150.00
12-29-94 Rec from dept/laura med fee 150.00
2-2-95 Pd dept/Laura med refund 150.00

COMPLAINT FOR VISITATION/TEMPORARY PHYSICAL CUSTODY

You, Laura S. New hard, have been sued in Court to obtain visitation/temporary physical custody of Justin M. Newhard.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller, for a mediation conference.

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

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

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 12/21/93 Anthony J. Vardaro, J

Dec. 28, 1993 Copies of order to Atty's Pineo and Fuller

Dec. 30, 1993 Notice and Order to Appear. You, Paul William Newhard, have sued in Court to obtain visitation/temporary physical custody of Justin M. Newhard.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller for a mediation conference.

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

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

Court Administrator, Courthouse, Meadville, PA 16335 (814) 336-1151, ext. 298

Date: 12/21/93 Anthony J. Vardaro, J.

1-7-94 Copy to Atty.Pineo and Fuller, and Defendant, Paul William Newhard.

Feb. 3, 1994, Upon praecipe of plaintiff attorney, appearance withdrawn.

Feb. 3, 1994 Appearance of Elizabeth A. Prather, of Prather, Prather and Pineo, for plaintiffs filed.

Feb. 10, 1994 ORDER filed. AND NOW, February 8, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WI:

I. Legal custody of Justin M. Newhard shall be shared between the mother and the father, the defendants 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 decision affecting the child such as the education, medical treatment and religious instruction of the subject child.

II. Physical custody of Justin M. Newhard shall be with his mother, subject to the following conditions:

A. The grandparents, Carol E. Newhard and Paul Wesley Newhard, shall be entitled to visit and take the child into their custody every Wednesday, except the fourth (4th) Wednesday of each month, from 8:00 o'clock am.m. to 4:30 oclock p.m. beginning February 9, 1994.

B. The grandparents, Carol E. Newhard and Paul Wesley Newhard, shall be entitled to visit and take the child into their custody either the fourth (4th) Saturday or the fourth (4th) Sunday of each month from 10:00 o'clock a.m. to 6:00 o'clock p.m. In February and every other month thereafter, this visit shall take place on Saturday. In March and every other month thereafter, this visit shall take place on Sunday.

C. Transportation of the child on Wednesdays and weekends shall be provided as follows: The mother shall provide all transportation on Wednesday visits and the grandparents shall provide all transportation on Saturday or Sunday visits.

D. Neither mother nor grandparents shall say or do anything n an attempt to turn the child against the other party, 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 and grandparents.

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

f. Both mother and grandparents agree to inform the other immediately of any illness or injury regarding the child and to furnish the other with a current telephone number.

G. The grandparents shall not permit the father, Paul William Newhard, to be present during any visit. This order is entered without prejudice to the right of any of the parties to request a further mediation conference at any time after November 23, 1994 when the fahter's visitation rights are restored.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: one-half (½) grandparents; one-half (½) mother. The Prothonotary of Crawford County is hereby directed to refund one-half (½) of the deposit paid in advance by the Plaintiffs, less the cost of the custody order.

Anthony J. Vardaro, J.

Feb. 15, 1994 copy to E. Prather, J. Irwin, J. Fuller, Plf. & Dft.

Nov.29, 1994 Motion toRefer Cusstody Back to Mediator and ORDER filed. AND NOW, this 22nd day of November, 1994 it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, JOHN FULLER,ESQ., at a time to be set by the Mediator in the Crawford County Courthouse, with the child custody Mediator as Required by Rule L1915.26 et. seq. of the Court of Common Pleas of Crawford County,Pennsylvania.

BY THE COURT:
Gordon R.Miller, J.

11-30-94 Faxed Irwin & Prather's office. 12-2-94 Faxed Atty. Fuller.

Dec. 1, 1994 Appearance of Peters, Lindsay, Lewis & Hatheway by Brian J. Lindsay for Defendant filed.

Continued on the next page

1993

Carol E. Newhard and Paul Wesley Neward
vs.
Paura S. Newhard and Paul William Newhard

Record continue from page 404

of record

A.D. 1993 - 1304

****

Dec. 7, 1994 Petition for Special Relief and Order filed. AND NOW, December 7, 1994 this Petition is denied. The peittioners are asking for relief for someone else.
Gordon R. Miller, J

12/7/94 Faxed Lindsay, Irwin& Fuller

404
B

1993

1993

Joseph E. Altomare

1305.

Barco and Barco
Yolanda G. Barco

JOSEPH W. TINKO

vs.

BEACHFRONT ENTERPRISES, INC.
and RENAE L. FARRAH

Filed December 23, 1993
@ 9:29 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Pro Sat pd. 7/12/96	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 5, 1994 SHERIFF'S RETURN, filed. SERVED Beachfront Enterprises, Inc. on December 29, 1993 at 10:33 AM by handing a copy of the Complaint to Renae L. Farrah, President of the business, at 697 North Main Street Extension, Meadville, Crawford County, Pa.
So answers, Scott D. Young, Deputy Sheriff
Robert M. stevens, Sheriff

Jan. 18, 1994 Appearance of Barco and Barco by Yolanda G. Barco for Defendants Beachfront Enterprises, Inc. and Renae L. Farrah, filed.

Jan.21, 1994 Motion for Extension of Time to Respond to Complaint and ORDER OF COURT filed.
AND NOW, January 21, 1994, the within Motion is allowed and an extension of time to February 18, 1994 is granted for the filing of a response to the complaint.
Gordon R. Miller, J.
1-21-94 Copy of Order to Attys. Altomare & Barco

feb. 18,1994 Answer, New Matter and Counterclaim, filed.

Apr. 11, 1994 Plaintiff's Answer to New Matter and Counterclaim filed.

Apr. 21, 1994 Notice of Intent To Complete Discovery, filed.

Apr. 21, 1994 Certificate of Service of Notice of Intent to Complete Discovery, filed.

Jun. 21, 1994 Certificate of Service filed. I, theundersigned, hereby certify that on the 21st day of June, 1994, I served a true and correct copy of the foregoing document entitled CERTIFICATE OF READINESS FOR TRIAL on all of the following parties or the following counsel of record for same by United States First Class Mail, postage prepaid, or by personal delivery, pursuant to the Pennsylvania Rules of Civil Procedure and Local Rules of Crawford County:
Yolanda G. Barco, Esquire
411 Chestnut Street
Meadville, Pennsylvania 16335

Jun. 21, 1994 Certificate of REadifness for Trial filed.

ON OCTOBER, 1994 TRIAL LIST

Oct. 4, 1994, Motion for Judgment filed.

Oct. 4, 1994, ENTRY OF JUDGMENT filed. AND NOW, tis 4 day of Oct. 1994, Motion of the parties in the above action judgment is entered as to plaintiff's claim against Beachfront Enterprises, Inc. in favor of plaintiff and against beachfront Enterprises, Inc. in the amount of $25,085.30, plus interest at the contract rate and costs of suit; as to plaintiff's claim against Renae L. Farrah, in favor of Renae L. Farrah and against Plaintiff Joseph W. Tinko; and as to Defendants' Counterclaims against the plaintiff, in favor ofthe plaintiff and against the defendants, all in accordance with that certain Settlement Agreement between the parties now filed of record dated Sept. 15, 1994, all of the terms and conditions of which are incorporated herein by reference. Anthony J. Vardaro, Judge (Judgment against Beachfront

Judgment entered
10/4/94
B - 184

Debt - $25,085.30
plus interest at contract rate
JUDGMENT
Barbara H. King, Prothonotary

Oct. 7, 1994 copies faxed to Altomare and Barco.

EX1995-49

July 10, 1996, Upon praecipe of plaintiff, this judgment satisfied of record.

1993

Shafer, Swick, Bailey, Irwin & Stack Charles J. Swick 1306.	SECRETARY OF HOUSING AND URBAN DEVELOPMENT, successor and assigns of Washington, D.C. vs. JOHN R. JONES, SR., Filed December 23, 1993 @ 11:09 AM Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 25.00	COMPLAINT IN EJECTMENT 1 copy atty. Jan. 7, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant John R. Jones, Sr., at 795 South Grant Street, Meadville, Crawford County, Pa. The property is vcant. POSTED the property located at 795 South Grant Street, Meadville, Crawford County, Pa., on December 29, 1993 at 11:49 A. So answers, Scott D. Young, Deputy Sheriff Robert M. Stevens, Sheriff

1993

Barbara J. Walton

1307.

ROSE KOIVISTO

vs.

LEROY KARNS

Filed December 23, 1993
@ 11:37 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 2-28-94	9.00
John Fuller, Mediator	150.00

12-28-93 $150.00 deposited by Plaintiff
2-9-94 paid Plaintiff $66.00 refund mediation Ck #8083
3-1-94 Rec from deft med fee 75.00
3-22-94 PAID #8179 150.00

COMPLAINT FOR CUSTODY
1 copy atty.

Dec. 13, 1993 Motion to Appoint Mediator and Order filed. You, LeRoy Karns, have been sued in Court to obtain custody of Kelly and Tristan Karns.

You are ORDERED to appear in persona t such time and place as will be dtermined bythe Mediator John Fuller for a mediation conference.

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

Until the time of the above hearing, minor child shall remain in custody of the mother with reasonable vistiationto father in order to maintain the status quo.

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 Courthosue
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 12/22/93 BY THE COURT:
1 copy atty; 1 copy mediator Anthony J. Vardaro, J

Jan. 5, 1994 AFFIDAVIT OF SERVICE, filed. And Now, January 4, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Motion to Appont a Custody Mediator and Complaint for Custody was mailed to the Defendant via Certified Mail, return receipt on December 29, 1993.

2. That the Defendant signed the return card on January 3, 1994 and in accordance with Pa. R.C.P. 412, seervice of the Complaint was made as is evidenced by teh United States Postal Service Return Receipt (Certified No. P845923453) attached hereto as Exhibit "A".

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

Feb. 10, 1994 ORDER filed. AND NOW,February 9, 1994, Paragraph II, A. of the Order of February 2, 1994 is amended to read as follows:

II. A. The father shall be entitled to visit and take the children into his custody every other weekend from 4:00 o'clock p.m. on Friday to 8:00 o'clock p.m. on Sunday beginning February 11, 1994. T he father shall also be entitled to visit and take the children into his custody every Tuesday evening, if he is going to be present, from 5:00 o'clock p.m. ti 8:30 o'clock p.m.

Anthony J.Vardaro, Judge

4-11-94 Copy of Order to Atty.Walton & Deft.

Feb. 8, 1994 ORDER filed. AND NOW, February 2, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Kelly Karns and Tristan Karns shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every other week end from 4:00 o'clock p.m. on Friday to 8:00 o'clock p.m. on Sunday, beginning February 11, 1994.

B. Holidays shall be defined as Christmas, Fourth of July and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shall be in the custody of the mother on Christmas Day until 11:00 o'clock a.m. and in the custody of the father on Christmas Day from 11:00 o'clock a.m. until 7:00 o'clock p.m. The children shall be in the custody of the father every Fourth of July from 9:00 o'clock a.m. to 9:00 o'clock p.m. The children shall be in the custody of the father on Thanksgiving Day if the following weekend is father's weekend. Otherwise, they shall be in custody of mother on Thanksgiving Day.

C. Beginning with the Summer of 1994, the children shall be in the custody of the father for two (2) separate, one (1) week periods. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits.

D. Transportation of the children on weekends, holidays and Summer visits shall be equally divided with the parent receiving custody providing transportation.

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

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

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

H. Each parent shall keep the other parent and the children informed of any change in the visitation schedule.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof.

IV. Cost of the mediation conference will be equally divided between the parties. The Prothonotary of Crawford County is hereby directed to refund one-half (½) of the deposit paid in advance by the Plaintiff, less the cost of the custody order. Anthony J. Vardaro, J.

Feb. 15, 1994 copy to B. Walton, J. Fuller, Plf. & Dft.

1308.

MELISSA BURNETT

vs.

MARTIN DAVIS

Filed December 28, 1993
@ 10:01 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	30.00

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

ORDER:

And now, this 28th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the January 3, 1994 , at3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Jan. 3, 1994 Sheriff's Return filed. SERVED Martin Davis personally on January 3, 1994 at 9:40 AM by handing him a copy of the Protection from Abuse to him at the Relax Inn, Room #26, Route 322, Meadville, Crawford County, PA.
So answers, Robert M.Stevens, Sheriff

Jan. 10, 1994 ORDER filed. AND NOW, January 3, 1994, the matter is before the Court on a Petition for Abuse. While not admitting all of the allegations in the Petition, the Defendant agrees that he will not go to the residence of the Plaintiff for any purpose nor will he annoy, threaten or harass her in any fashion.

The Defendant is the fat her of mino child Kasey, Born 6/21/92, which child is in the primary custody of the mother. The mother is fully employed five days per week and the father has a very erratic work schedule, so that planned visitations are virtually impossible to schedule in advance. The parties mutually agree that when the Defendant wishes visitation with his son Kasey, he will endeavor to call the mother, advising of the time his work schedule will provide a meaningful visit with his son. The mother shall attempt to accommodate the Defendant in accord with his schedule and arrange to have the child delivered to Minnie Davis, the mother of the Defendant at such time as the Defendant requests for a meaningful visitation period with his son.

These visits may not be oftener than once per week unless the parties mutually agree otherwise and should be for a meaningful period of time of not less than six (6) hours.

All of said visits shall be at the hom of the Defendant's mother, but he shall have the opportunity to take the child from the mother's home to appropriate places during said visit.

Accordingly, the Defendant shall not threaten, assault, harass or annoy the Plaintiff in any fashion in accord with his agreement and the parties shall mutually arrange visits with said child as aforesaid.

The parties are advised that if the aforesaid visitations prove to be impractical, that this Order does not preclude either party from bringing a separate custody or visitation proceeding in the Courts of this County.

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

Any police officer having reasonable grounds to believe that the abuse portions of this Order have been violated, may immediately apprehend the Defendant and proceed to have him promptly arraigned for violation of the abuse portions of this Order.

The Defendant shall be responsible for paying costs in this case in the amount of $94.50 within thirty (30) days of this date to the Prothonotary's Office.

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

1-10-94 Copies dist. to Co. Control & MCPD. 1-12-94 Copies mailed to Pltf.& Deft.

1993

Edward J. Hatheway

1309.

Mary Ann Kirkpatrick

DARLENE DULL, a minor by her parent and natrual guardian, Michael Duell

vs.

LENA DULL

Filed December 28, 1993
@ 10:22 AM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	25.00

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

Order:

And now, this 28th day of December , 1993 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Temporary custody of the child is awarded to Michael Dull. This appears to be a custody type action. However we will grant a temporary order in view of the abuse allegations.

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

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

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

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

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

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

Hearing is hereby set for December 30, 1993 , at2:30 p. m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Dec. 29, 1993 Sheriff's Return filed. SERVED Lena Duell personally on December 28, 1993 at 2:15 PM by handing a copy of the Protection from Abuse to her at 1217 Chula Court, Meadville, Crawford County, PA.

So answers,

Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 4, 1994 Reassignement of Hearing Date filed. January 3, 1994: Hearing in the above captioned matter heretofore set for December, 1993, is hereby reset for January 5, 1994, at 2:30 P.M. in Courtroom 1.

FOR THE COURT,
Ann A. Walker, Court Administrator

1-3-94: Plaintiff and Defendant and Atty. Hatheway notified by phone by Ct. Adm.'s Ofc.

Jan. 11, 1994 Hearing Under Protection From Abuse Act. AND NOW, January 5, 1994, at the time set for the rescheduled hearing in this case, the plaintiff appeared with counsel, but the defendant did not appear. She has talked with t he Court Administrator's Office and to plaintiff's attorney and indicated that she does not have the a bility or funds to come to this hearing. FURTHERMORE, there have been snow-storms in this part of the State and possibly in the part of New York State where she resides, which might explain why she might have more difficulty getting to this hearing.

This Court is very concerned about this case and concerned that the laws of Pennsylvania and the powers of this Court are not being abused in why might appear to be a custody action. A custody action should be heard in New York State since Pennsylvania would not have any of the jurisdictional requirements in view of the fact that the child has only been physically present in this State for a few weeks. We will not let a Protection From Abuse case become a custody case, expecially where we do not have jurisdiction over custody except through a Protection From Abuse action.

We have been led to believe that there was a Custody Order entered in Steuben County, New York within the past four months, and that as a result of that Order, the defendant was the primary physical custodian of the child. If that is true, and unless there has been actual physical abuse as defined by Pennsylvania laq, a Pennsylvania Court is bound by the New York Court Order and must follow it and enforce it. In order to give the defendant a final opportunity to appear, the Court is continuing this case because of the bad weahter. The hearing is now scheduled for Friday, FEbruary 4, 1994, at 1:30 o'clock p.m., in Courtroom No. 1 of the Crawford County Courthouse.

The defendant is advised of the seriousness of this matter and that it may be possible for a Pennsylvania Court to award temporary custody to t he fat her if there was actual physical abuse. It is vital that the defendant appear with witnesses and evidence to defend such an action and she should under the seriousness of this action.

If the defendant fails to appear, the plaintiff still has the burden of proof and must go forward at that time with his proof if the Protecton From Abuse Order is to continue. If the plaintiff fails to sustain her burden of proof, the Protection From Abuse Order will be terminated and the Court will enforce the New York Custody Order.

The Prothonotary shall forward a true and correct copy of this Order to the defendant at 16 Front Street, Apartment #4, Addison, New York, 14801, by Certified Mail, Return Receipt Requested and file the REturn REceipt of record so that the record shows evidence that she actually received this Order.

The defendant is advised that she should seek the advise of an attorney. She should contact Northwest Legal Services at its Meadville Office for the appointment of a lawyer from Northwest Legal Services or for a referral to a member of the Crawford County Bar Association to represent her.

Counsel for the plaintiff shall obtain a true and correct copy of the New York Custody Order and have it available at the time of the hearing on February 4, 1994.

Continued to Page 509

1993

Edgar Snyder &
Associates,PC
Cynthia M. Danel

1310.

ELIZABETH ANN HENRY

vs.

MARK S. WALKER and LAURA
JO WALKER

Filed December 28, 1993
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Sheriff's Costs	31.00
Pro Co pd. 10-6-94	6.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 10, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendants Mark S. Walker and Laura Jo Walker at address of 310 Asbury Manor East, Meadville, Crawford County, Pa. According to current resident at that address, they moved approximately three years ago, address unknown,
So answers, Robert M. Stevens, Sheriff

Jan. 24, 1994 Writ Reissued filed.

Feb. 25, 1994 SHERIFF'S RETURN, filed. SERVED Mark S. Walker on February 15, 1994 at 12:51 PM by handing a copy of the Summons to Laura Jo Walker, his wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.

SERVED Laura Jo Walker personally on February 15, 1994 at 12:50 PM by handing her a copy of the Summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 6, 1994 Upon praecipe of Plaintiff's attorney the within-captioned matter is settled and discontinued of record.

1993

Kuhn & Kuhn
Daniel J. Kuhn

1311.

TIA SUE SIMMERMAN

vs.

HAL L. SIMMERMAN

filed December 28, 1993
@ 1:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Pro Co Pd 2/11/94	9.00

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

Jan. 13, 1994 Affidavit of Mailing, filed. I, Daniel J. Kuhn, Esq., Attorney for Plaintiff, after being duly sworn according to law, hereby state that I mailed by Certified Mail No. P824 413 858, Return REceipt Requested, a true and correct copy of the Complaint in this Action, NOtice to Defend and Claim Rights and Notice of Counseling to the Defendant, at R.D.#3, Airport Road, Box 424, Linesville, PA 16424, and that the Defendant did receive the same on January 7, 1994, as evidenced by the signed receipt attached hereto as Exhibit "A".
Jan. 10, 1994

Daniel J. Kuhn Esquire,
Attorney for Plaintiff

Feb. 7, 1994 Defendant's Counteraffidavit filed.

Feb. 11, 1994 Notice of Intention to Request Entry of Divorce Decree filed.

Feb. 11, 1994, Certification of Service of Notice of Intention to REquest Entry of Div. Decree and Counteraffidavit filed.

Feb. 11, 1994, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

Feb. 17, 1994, it is hereby ordered and decreed that TIA SUE SIMMERMAN, Plaintiff, and HAL L. SIMMERMAN, Defendant, are divorced from the bonds of matrimony.

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

BY THE COURT:
Anthony J. Vardaro, J.

412

1993

R.Christopher Brode

1312.

Edward Hatheway

1-13-94 Rec Sheriffs costs from dft 34.00
1-13-94 Pd Sheriff Ck#8024 34.00

BRENDA LEE ECKERT

vs.

LLOYD ALLEN ECKERT

Filed December 28, 1993
@ 2:58 PM

Tax & entry	Pd 1-13-94	50.50
User's Fee	Pd 1-13-94	5.00
Sheriff's Costs		34.00
Pro Co	Pd 1-13-94	9.00

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

ORDER:

And now, this 28th day of December , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

Hearing is hereby set for the January 4, 1994 , at 11:30 a.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Jan. 3, 1994 Sheriff's Return filed. SERVED Lloyd Allan Eckert personally on December 31, 1993 at 7:35 PM by handing a copy of the Protection from Abuse to him at the Corry State Police Barracks, Corry, PA. Served by Trooper Stile.
So answers, Robert M. Stevens, Sheriff

Jan. 5, 1994 ORDER filed. AND NOW, January 4, 1994, this matter is before the Court on Plaintiff's Petition for protection Under the Protection from Abuse Act. Both parties appear represented by counsel and after a formal hearing we determine that the Plaintiff has proven abuse within the meaning of the Act.

Accordingly, we enter the following Order:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff at any time or any place nor shall he procure anyone else to do so.
2. The Plaintiff is awarded exclusive possession of the marital home at 210 Jefferson Street in Spartansburg during the pendency of this action. The Defendant shall not go to that residence at any time even if he is invited to that residence by officer called to the residence that the Defendant is in violation of this Order if he is present at that residence. If the parties should reconcile and the Plaintiff should wish for the Defendant to be at that residence, then she should seek a modification of this Order prior to the Defendant going to the residence at 210 Jefferson Street, Spartansburg.
3. The Defendant shall not go to the Plaintiff's place of work at any time.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this Order shall be delivered by the Prothonotary to County Control land the Pennsylvania State Police at Corry insofar as the Plaintiff's residence is 210 Jefferson Street, Spartansburg, and shall also be delivered to County Control.
6. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
7. The Defendant shall pay court costs in the amount of $98.50 within ten (10) days of this Order. The same shall be paid to the Office of the Prothonotary on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania.
8. This Order shall remain in full force and effect through January 3, 1995.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Jan. 5, 1994 copies dist to Brode, Hatheway, Corry State P.D., Co Control.

April 18, 1994 Motion To Amend Or Modify a Protection From Abuse Order and ORDER filed. AND NOW, this 11 day of April, 1994, upon receipt and review of the within Motion to Amend the Protection from Abuse Order of January 4, 1994, the amendments and modifications set forth in said motion are hereby approved and made a Court Order.

A true and correct copy of this order shall be delivered by the Prothonotary to the PA. State Police (Corry), to County Control, and to the parties.

Any paragraphs of the original order assessing costs on either party shall remain in full force and effect without change or modification.

BY THE COURT,
Anthony J. Vardaro, J.

April 20, 1994 Copy of Order to Attys. R. Chris Brode, Ed Hatheway, Corry State Police, Co. Control.

1993

John F. Spataro
Solicitor

1313.

CRAWFORD COUNTY TAX CLAIM BUREAU

vs.

CERTAIN PARCELS OF LAND

Filed December 28, 1993
@ 3:48 PM

Tax & entry pd 2-11-94 50.50
User's fee pd 2-11-94 5.00
Sheriff's Costs 109.90

PETITION FOR JUDICIAL SALE FREE AND CLEAR OF LIENS
1 copy atty.

Order:

AND NOW, this 29th day of December, 1993, upon consideration of the Petition of the Crawford County Tax Claim Bureau a Rule is entered upon each of the owners and lienholders of the respective properties listed at Exhibit "A' of said Petition to show cause why a Decree should not be made that said properties be sold freed and cleared of their respective tax and municipal claims, liens, mortgages, charges and estates, except separately taxed ground rents.

This Rule is returnable the 3rd day of February, 1994, in Court Room 2 of the Crawford County Courthouse, Meadville, Pennsylvania at 1:30 p.m.

BY THE COURT,
Anthony J. Vardaro , J

Jan. 6, 1993 Copies of order to Atty. Spataro and Fred Wagner

February 4, 1994 ORDER filed. AND NOW, Feb. 3, 1994, at the time set for a hearing to determine whether owners and lienholders have any reason why the combined properties should not be sold at public sale by the County Treasurer, the Court is advised a continuance is necessary because proof of service upon Charles A. Daily, a lienholder, has not been obtained. Accordingly, the hearing is continued until March 3, 1994 at 11:00 a.m. in Courtroom No. 1, 2, or 3 of the Crawford Co. Courthouse. The Court DIRECTS that new Notice be sent to the owners and all lienholders listed on Exhibit A attached to the original Petition. Additionally, counsel for the County Treasurer in serving said Notice will be required to attach to said Notice a metes and bounds description of the parcels involved listed only by Assessor's Map number on Exhibit A, so that all parties receiving a Notice will have a knowledge of the dimensions of the realty involved in this potential public sale.

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

Feb. 4, 1994 Copies of Order to Aty. John Spataro and Fred Wagner.

Feb. 23, 1994 Motion to Continue and ORDER filed. AND NOW, this 22 day of FFebruary, 1994, upon consideration of the within Motion, the hearing in this matter is continued until the 6th day of May, 1994, at 9:15 o'clock a.m. in Courtroom Number 1,2 or 3, Crawford County Courthouse, Meadville,Pennsylvania. All of the remaining provisions appearing in this Court's Order of FEbruary 3, 1994 shall continue in effect.

BY THE COURT,
Anthony J.Vardaro, J.

2-25-94 Copy of Order to Atty Spataro & Fred Wagner

May 2, 1994 Sheriff's Return, filed. SERVED Mellon Bank, N.A. by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on January 6, 1994 at 1153 Liberty Street, Franklin, PA 16323.

NOT FOUND as to Charles A. Dailey as per Affidavit of "Unserved" returned by Erie County, PA, Sheriff's Office. Subject not at 5602 Bonaventure Dr., Erie, PA, may be in Florida.

SERVED Asset Recovery & Managemetn Corp. by Certified Mail at 180 N. Executive Drive, Brookfield, WI 53005-6066, on January 10, 1994, signed receipt attached.

SERVED Treasurer's Office of the City of Titusville on January 14,1994 at 1:58 PM by handing copy to Leslie Fulton, Deputy Tax Collector, Titusville, Crawford Co. PA.

SERVED Titusville School District, Diana Tanner, on January 14, 1994 at 2:05 PM by handing copy to Terry Hoover, Secretary, at 221 N. Washington Street, Titusville, Crawford County, PA.

SERVED Treasurer's Office of the City of Meadville on January 4, 1994 at 3:02 PM by handing copy to Fred Wagner, Treasurer at the Crawford Co. Courthouse, Meadvillle,Pa.

So answers, Robert M. Stevens, Sheriff

Beforse me the undersigned authority, personally appeared Terry L. Schultz-Chief Deputy who being duly sworn according to law, deposes and says that on the 6th day of January, 1994 at 1:30 p.m. he served the within Petition for Judicial Sale Free and Clear of Liens, Verification, Exhibit, Rule, Decree filed at No. A.D. 1993-1313 , Crawford County, Pennsylvania, upon defendant Certain Parcels of Land (Serve: Mellon Bank N.A.) at defendant's place of employment located at 1153 Liberty Street, Franklin, PA 16323 and by making known the contents thereof to Mildred A. Sampsell/Agent-in-Charge/Customer Service Specialist and handing to and leaving with her the certified copy of the said Writ received from Sheriff of Crawford County.

Terry L. Schultz, Chief Deputy Sheriff
Gene Price, Sheriff of Venango County

May 6, 1994 Decree filed. AND NOW, this 6 day of May, 1994, it is ordered and decreed that each of the properties listed at Exhibit A of the Petition of the Crawford County Tax Claim Bureau and as more particularly descirbed in the copies of the four deeds appended to this Decree, be sold by said Bureau on June 27, 1994, at 10:00 A.M. at Assembly Room Crawford Co. Courthouse, o'clock, a.m./p.m., freed and cleared of all tax and municipal claims, mortgages, liens charges and estates, except separately taxed ground rents, to t he highest bidder who shall bid at least the costs incurred relative to this sale, including the fee for the title search, and that the purchaser at such sale shall take and thereafter have an absolute title to the property sold free and clear of all tax and municipal claims, morgages, liens, charges and estates of whatsoever kind, except ground rents, separately taxed. The Director of the Tax Claim Bureau shall sell the four parcels by a public auction and may, in his discretion request bids for each parcel separately and for all four parcels as a whole, choosing from amoung the two methods that which results in the greatest aggregate return to the County.

The Director of the Tax Claim Bureau shall arrange for advertising of the sale at least one time in the Titusville Herald and the Meadville Tribune and he may undertake such further advertising as he deems in his discretion to be desirable.

The successful bidder shall be required to pay in cash or cash equivalent the full bid price on the day of the sale. The Tax Claim Bureau will issue a deed only after receipt of payment in full. The successful bidder shall pay all costs of recording the deed.

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

5/6/94 Faxed copy of Decree to Atty. Spataro . 5-10-94 Copy to Fred Wagner.

Continued to Page 425

1993

1314.

RICHARD MESSERALL

vs.

RAE ANN MESSERALL

Filed December 29, 1993
@ 10:03 AM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Pro.Co. pd 5/2/94	9.00

COMPLAINT IN DIVORCE, CHILD CUSTODY and SUPPORT,
EQUITABLE DISTRIBUTION
1 copy Pltf.

Feb. 28, 1994 Acceptance of Service filed. I accept service of the Complaint in Divorce under Section 201C of theDivorce Code.
Jan.27, 1994 Rae Ann Messerall

May 2, 1994 Affidavit of Consent by Rae Ann Messerall, Defendant, filed.

May 2, 1994 Affidavit of Consent by Richard R. Messerall, Plaintiff, filed.

May 4, 1994 Upon Praecipe of Richard R. Messerall, PLaintiff to transmit record, Case moved to court.

May 10, 1994 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

x There is not written indication of record that both parties agree to the incorporation of the agreement into the decree.

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

BY THE COURT:
Anthony J. Vardaro, J.

5-10-94 Copies mailed Pltf.

May 18, 1994 Stipulation Agreement, filed.

DIVORCE DECREE FILED

May 23, 1994 AND NOW, May 23, 1994, it is hereby ordered and decreed that RICHARD R. MESSERALL, Plaintiff, and RAE ANN MESSERALL, 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 nto yet been entered. The terms and conditions of settlement agreement of April 8, 1994 are incorporated in this Decree.

BY THE COURT:
Anthony J. Vardaro, J.

1993

Thomas, Truax,
Spadafore & Walker
William L. Walker

1315.
Culbertson,Weiss,
Schetroma & Schug
E.Max Weiss

ROBERT M. BAYER

vs.

MICHELE A. WAGNER

Filed December 29, 1993
@ 11:15 am

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00
Pro. Co.	6.00
Pro Co , pd 10-7-94	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Feb. 2, 1994 Sheriff's Return filed. SERVED Michele A.Wagner on January 26, 1994 at 1:55 PM by handing a copy of the Complaint to Debbie Wagner, her Mother, at the residence, r.d.34, Box 12A, S.Franklin Street, Cochranton, Crawford County, PA.
So answers, Scott D.Young, Deputy Sheriff
Robert M.Stevens, Sheriff

Feb. 24, 1994 Appearance of Culbertson, Weiss, Schetroma and Schug, P. C. by E. Max Weiss,Esquire for Michelle A. Wagner, Defendant, filed.

Mar. 7, 1994 Answer and New Matter filed.

Apr. 20, 1994 Interrogatories and Request for Production of Documents, filed.

May 4, 1994, Certificate of Service of Answers to Plaintiff's Interrogatories and Request for Production of Documents filed.

Oct. 7, 1994 Uponpraecipe of Plaintiff's attorney the above-captioned case is marked settled and discontinued of record.

1993

Gerald Sullivan

1316.

BEVERLY F. MYERS

vs.

KEITH W. ROBINSON

Filed December 29, 1993
@ 4:15 PM

Tax & entry	Pd 4-4-94	50.50
User's Fee	Pd 4-4-94	5.00
Sheriff's Costs		20.00
Sheriff's Costs		5.00
Sheriff's Costs		2.00
Court Order Rec'd Pd 4-4-94		9.00

4-4-94 Rec from Dft Sheriff Costs 27.00
4-4-94 Pd Sheriff Ch#8202 27.00

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

ORDER:

And now, this 29 day of December , 19 93 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Jan. 7, 1994 SHERIFF'S RETURN filed. NOT FOUND as to Defendant Keith W. Robinson as per a telephone call from Allegheny County Sheriff's Office on January 7, 1994. Attempted service at 859 Crucible Street, Pittsburgh, Pa. receiving no response.
So answers, Robert M. Stevens, Sheriff

Jan. 11, 1994 ORDER filed. AND NOW, January 7, 1994, at the time set for hearing with respect to this Protection From Abuse matter, the defendant has not yet been served.

ACCORDINGLY, this matter is continued until January 14, 1994, at 3:30 p.m. in Courtroom No. 1 or 2 at the Crawford County Courthouse.

In the interim, the Order entered as a Temporary Order on December 29, 1993 shalll remain in full force and effect.

The plaintiff advises the Court that she has seen the defendant in Crawford County and believes that he is living at Camp Runamuck on Route 6 West, between Conneaut Lake and Linesville, and she is directed to forthwith advise the Sheriff as to the appropriate additional directions to help service to be accomplished in this matter. BY THE COURT,
Anthony J. Vardaro, J.

Jan. 11, 1994 copies dist to Co. Control & Sullivan
~~Jan. 13, 1994 copy to Dft.~~

Jan. 12, 1994 SHERIFF'S RETURN, filed. NOT FOUND as to Defendnat Keith W. Robinson in attempting to serve the Protection from Abuse including a new hearing date of January 14, 1994. Attempted service at Camp Runamuk on Route 6 West, Conneaut Lake, Pa. there is no evidence of any activity at residence, no tracks left in snow, residence vacant.
So answers, Robert M. Stevens, Sheriff

Jan. 24, 1994 ORDER filed. **AND NOW, January 14, 1994,** at the time fixed for hearing, plaintiff and counsel appear, but it appears the defendant has not yet been officially served with a copy of the Petition and Court Order in this case.

ACCORDINGLY,the case is continued generally under the same terms and conditions as the Temporary Order dated December 29, 1993, and in addition thereto, the defendant is absolutely precluded from going to the plaintiff's place of residence or her place of employment for anypurpose.

The Court requests that when service is filed in the Prothonotary's Office, that a copy thereof be forwarded to Attorney Sullivan, representing the plaintiff, who will then have the obligation of filing a motion with the Court Administrator to set a hearing.

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

1-24-94 Copies given to Sullivan, copy mailed to Deft.

Jan. 31, 1994 Sheriff's Return and Affidavit of Service filed. DID NOT SERVE the within PFA on 1-6-94 at 1:30 p.m. upon Keith W. Robinson at above ~~----------~~ NO SERVICE - NO ANSWER. The defendants alleged address is 859 Crucible Street, Pittsburgh, PA 15220
Jan. 26, 1994 Deputy Sheriff Jerry Hanlon
Eugene L.Coon Sheriff Allegheny County

See Affidavit of Service endorsed hereon by Sherrif of Allegheny County, Pennsylvania, which is part of this return.
So answers, Robert M. Stevens,Sheriff, Crawford County, PA

Continued to Page 416 A

1993 TERM

Beverly M. Myers
vs.
Keith W. Robinson

Continued from Page 416
of Record
AD 1993 - 1316

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Mar. 22, 1994 Sheriff's Return filed. SERVED Keith W. Robinson personally on March 21, 1994 at 10:05 AM by handing him a copy of the Protection from Abuse in the courtroom at District Justice William Chisholm's Office, City Building, 984 Water Street, Meadville, Crawford County, PA. Served by Robert Minech, Deputy Constable of AlleghenyCounty, PA.

So answers, Robert M. Stevens, Sheriff

Apr. 4, 1994 Petition for Protection from Abuse Consent Agreement and Protection From ABuse Consent Agreement Order filed. AND NOW, this April 4, 1994, upon consideration and presentation of the Defendant's Petition for Protection From Abuse Consent Agreement, this Court enters the following Or der:

1. The Defendant shall not assault, abuse, harass or threaten t he Plaintiff at any time or any place nor shall he procure anyone else to do so.
2. The Defendant is not permitted to go to the Plaintiff's residence or place of employment at any time.
3. The Defendant is not permitted to telephone the Plaintiff for whatever reason.
4. This Order may be enforced without an arrest warrant by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this Order shall be delivered by the Prothonotary's Office to County Control and to the Conneaut Lake Police Department.
6. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
7. The Court acknowledges that the Defendant is in no way admitting to the charges of abuse alleged in the Plaintiff's Protection From Abuse Petition.
8. The Defendant agrees to pay $91.50 to cover filing fees, service of process fees and court costs.
9. This Order shall remain in full force and effect through April 1, 1995.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

4-6-94 Copy of Order to Attys. Walton & Hatheway. Copy to County Control & Conneaut Lake Police Dept.

_____TERM

1993

1317.	VENIRE of 2nd Monday of FEBRUARY, 1994 Filed December 30, 1993 @ 9:30 AM	ORDER OF EIGHTY-FIVE QUALIFIED PERSON TO COME AND SERVE FOR TRAIL TERM COMMENCING FEBRUARY 14, 1994 Issued Sheriff Feb. 28, 1994 Sheriff's Return filed. 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 February 14th 1994. so answers, Robert M. Stevens, Sheriff

1993

1993

Terrie A. Moore

vs.

Robert A. Moore

Record continued from page 37

of record

A.D. 1993 - 937

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Jan. 5, 1994 Order filed. AND NOW, January 3, 1994 the parties appear in open court, each one without counsel. The procedural background is strange, and therefore requires some explanation. On September 28, 1993 after a full hearing, this Court entered a protection from abuse order in favor of the Plaintiff and against the Defendant, which provided inter alia that the Defendant not go to the Plaintiff's residence and that he not assault, abuse, harass, or threaten her.

Toward the end of November 1993 the parties reconciled and the Defendant moved back in with the Plaintiff. Neither party came to the Court to vacate or modify the September 28 1993 order.

On December 27, 1993 the paraties were drinking in a public bar on North Street and got into an argument that led out into the street and adjacent areas. The defendant struck the Plaintiff, and the argument or physical activities caught the attention of a bystander who called the Meadville City Police Department, and an officer was dispatched. The officer apparentl insisted that the Plaintiff go to the police station to file criminal charges against the Defendant, which the Plaintiff did, and the Defendant was arrested, arraigned and placed in jail without bond. The Defendant was charged with simple assault, harassment, stalking, and public drunkenness. The Plaintiff did not file a criminal contempt complaint.

The matter is before the Court pursuant to a letter written by the District Justice. The District Justice took the position that he would not set bond onthe cirminal charges because of the outstanding PFA but did recognize that the Plaintiff did not seek a contempt on that PFA.

Even though there has not been any criminal complaint filed, the Court is aware that the Defendant violated the PFA order of September 28, 1993. The Court is inclined to enforce that order. The Plaintiff indicates she doe snot want the PFA to continue, but has not filed a mtoion or petition to withdraw it. We cannot give her any advice. We suggest that she seek counsel, either in the form of a lawyer, Women's Services, Mental Health, etc. Since she has not signed a withdrawal of the PFA order, we consider it to be in full force and effect, and therefore will enforce it. She claims that she does want to get back together with the Defendant,but wants him to seek counseling for excessive drinking and physical combativeness. She also believes that the two of them should ungergo domestic counseling. That apparently has not been done.

Since the PFA order is in effect and since this Judge knows that it has been violated, we have no choice but to enforce it until the order is vacated. Based uponthe find that the Defendant has violated the Protection form Abuse Order, he is sentenced to undergo imprisonment in the Crwaford County Jail for a minimum period of 30 days and a maximum period of six months, with credit for time served since December 27, 1993.

The Defendant shall be entitled to be furloughed from the Crawford County Jail on Tuesday, January 4, 1994 for the sole purpose of traveling to Lake Milton, Ohio to make application for truck driving school and immediately return to the Crawford County Jail. He shall not do any other personal business, except the possiblity of signing in at the Unemployment Compensation Office. Under no circumstances, whether invited or not, shall the Defendant go to the home of the Plaintiff on January 4.

We make no disposition of the criminal charges or the bond that is presently unresolved in that case.

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

Jan. 5, 1994 Copy to Co. Control. Jan. 11, 1994 Copies to Pltf. and Dft.

Jan. 21, 1994 ORDER filed. AND NOW, January 21, 1994 after the Court has reviewed the plaintiff's motion to vacate a protection from abuse order and granted said abuse order the Court hereby vacates the Order of January 3, 1994 and releases the defendant from imprisonment in the Crawford County Jail.

Even though the plaintiff has moved to vacate the protection from abuse order the Court still has the right hold the defendant in contempt of court for actions that took place prior to the motion and while the protection from abuse order was in effect. However, it appears that the defendant has served a significant portion of his minimum term of incarceration and we see no point in holding him further at taxpayer expense.

A copy of this order shall be delivered to County Control, the Meadville City Police Department and to the Warden.

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

Jan. 21, 1994 copies to Co Control,MCP & Warden

Jan. 21, 1994 Motion To Vacate Protection From Abuse Order and Order, filed. ORDER: AND NOW, this 19th day of January, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of September 20, 1993, said motion is granted and the Protection from Abuse order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of September 20, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

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

Jan. 21, 1994 copy to Co. Control, MCPD, Plf. & Dft.

Marjorie E. Rankin
Danielle L. Piper
vs.
Larry D. Rankin

CONTINUED FROM PAGE 385
of Record
A. D. 1993 - 1285

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9. Since the Defendant has minimal income and appears to be disabled, and since the Plaintiff has minimal income, court costs shall be absorbed by Crawford County.

10. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

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

Jan. 3, 1994 Copies dist. to PA.S.P.D., Plf., Truax & Co. Control.

Jan. 11, 1994 AMENDED ORDER, filed. AND NOW, December 28, 1993, the minor Plaintiff, Danielle L. Piper appeared in court with her mother and natural guardian, Marjorie E. Rankin. Marjorie Rankin is acting as guardian ad litem under the Rules of Civil Procedure. She appeared without counsel and was advised as to the nature of the proceedings. She understood that. The Defendant appeared with counsel and is willing to have the Court enter an Abuse Order but he does not admit the truth of the allegations set forth in the Petition. Therefore, it is ORDRED as follows:

1. The Defendant shall not assault, abuse, harass, threaten, stalk or follow the minor Plaintiff, Danielle L. Piper.

The Defendant shall not contact Danielle L. Piper in any manner nor shall he go to her place of residence unless expressly invited there by Marjorie E. Rankin, and further provided that there is at least one (1) other adult person present at all times that he is at that residence.

2. There is no PFA Order entered with respect to Marjorie E. Rankin because there were no allegations of any type of recognizable abuse in the Petition. Therefore, the Court is not entering any prohibition against the Defendant as to his conduct with respect to Marjorie E. Rankin.

3. The Defendant shall not contact Danielle L. Piper, if by happenstance he happens to be in a public place where she is also present, he shall immediately finish his business and leave, so as to separate himself from the area where she is. At no time shall he be alone with Danielle L. Piper in a public place or in a private place.

4. By agareemetn of the parties, Marjorie E. Rankin agarees that any Social Security check she receives that belongs to or are the property fo the Defendant, she shall forward the said checks to him immediately upon receipt of the same. The Defendant agarees that Marjorie E. Rankin may come to his residence to pick up her personal belongings provided (a) she gives him at least two days notice; (b) she comes during daylight hours, that is between 8:00 a.m. and 5:00 p.m.; (c) that they each may have a responsible adult present to make sure that no laws are violated. She shall be permitted to pick up any personal belongings that belong to her and her children as well as any belongings she owns in her own name whether acquired before or after the marriage. If there is a displute as to what she owns, she shall not remove said items. Those items shall remain at the Defendant's premises and the Defendant shall keep them in good order. He shall do nothing to damage, destroy or lose said items so that said items are available in the event that title and the right to possession is determined either by agreement or a replevin action or as equitable distribution in a divorce action.

5. The Defendant is not prohibited by this Order from shoveling sidewalks at places near where Danielle L. Piper goes to school or where Marjorie E. Rankin works.

The Defendant shall not shovel snow within one hundred (100) yards of Danielle L. Piper's residence.

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

7. A copy of this Order shall be delivered by the Prothonotary to County Control and the Pennsylvania State Police at Meadville. A copy shall be sent to the Plaintiff at Box 707, Saegertown, Pennsylvania. A copy shall be delivered to the Defendant by delivering a copy of the same to his attorney of record.

8. This Order shall remain in full force and effect until modified or terminated by further Order of this Court.

9. Since the Defendant has minimal income and appears to be disabled, and since the Plaintiff has minimal income, court costs shall be absorbed by Crawford County.

10. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

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

Jan. 13, 1994 copy to Co. Control, PSPD, Truax & Plf.

Sept. 29, 1994 Petition To Terminate Protection From Abuse Order and Rule, filed. AND NOW, this 28th day of September, 1994, upon presentation of the within Petition and upon oral motion by counsel for the Defendant, a Rule is hereby issued upon marjorie E. Rankin as guardian ad litem for the minor Plaintiff, Danielle L. Piper, to show cause, if any she has, why the Protection From Abuse Order entered on December 28, 1993, should not be dissolved and terminated.

The above matter is set for hearing and argumetn on the 21st day of October, 1994, at 3:30 p.m. in Courtroom No. 2, at the Courthouse, Meadville, Pennsylvania.

Since it appears that the Plaintiffs appeared in the original proceeding pro se, counsel for the Defendant is directed to serve a true and correct copy of the within Petition together with all exhibits upon the Plaintiff, Marjorie E. Rankin by Certified Mail, return receipt requested deliverable to addressee only.

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

Oct. 5, 1994 Faxed to Truax

Oct. 7, 1994 Affidavit of Service filed. David P.Truax,Esquire,being duly sworn according to law, deposes and says that on September 30, 1994, he sent a true and correct copy of the Petition to Terminate Protection From Abuse Order, filed in the above action, along withthe Order setting hearing for October 21,1994,at 3:30 p.m., in Courtroom No.2, to the Defendant, Marjorie E. RaRankin, at Defendant's last known mailing address of P.O.Box 707,Saegertown, Pennsylvania, 16433, by certified Mail No. Z 070 388 750 postage prepaid,return receipt requested,restricted delivery and that attached hereto is a duly executed returnreceipt card showing date of delivery as October 3, 1994.

Oct.7, 1994 David P.Truax, Esquire

Oct. 24, 1994 ORDER filed. AND NOW, October 21,1994, this matter is before the Court on a Petition filed by the Defendant to terminate a Protection From Abuse Order entered on December 28,1993, as a permanent one-year Order. The Order obviously will expire ina little over two months, and esstially, a fair reading of the original Petition filed indicates that the Petition alleged in that the defendant had sexually assaulted the minor plaintiff Danielle E.Piper. The petition also indicated that apparently while the minor lived in the residence of the defendant,that he grabbed her, leaving markes and specifically,there was a request for relief because it was a concern that he might physically assault her to get her not to file the charges that were ultimately filed against him regarding sexual assault allegations.

A jury acquitted the defendant of all charges regarding sexual assault on September 8, 1994, and it does not appear that the basis for which the original Protection From Abuse Order was entered by consent of the defendant still exists.

The defendant's guardian and the natural mother has been duly served with notice of this hearing by Certified Mail, Return Receipt Requested, Restricted Delivery, and we note that the Return Receipt signature indicating the date of delivery of October 3, 1994 seems to match the signatures of the natural mother and plaintiff Marjorie E.Rankin on previously papers filed withthis Court. No one representing the plaintiff nor the plaintiff or the minor child have appeared this day.

Based onall of this, and the fact that this will expire shortly anyway, the Protection From Abuse Order entered by President Judge Gordon R. Miller is TERMINATED effective immediately.

The Prothonotary shall serve a copy of this Order upon County Control,the Pennsylvania State Police and West Mead Township Police and a copy shall be provided to the defendant's attorney and sent by regular mail to Marjorie E.Rankin at P.O.Box 707,Saegertown, Pennsylvania, 16433.

BY THE COURT,
Anthony J. Vardaro, Judge

10-24-94 Faxed to W.M.PD, Co. Control & Truax, Mailed Pltf.

1993

Derek Stuart Moses
vs.
Christi M. Hall Bruce

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12. Costs and fees of this Mediation, which are fixed at $102.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13. The deposit requsired 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,
Gordon R. Miller, P.J.

Feb. 3, 1994 copy to W. Pineo, M.A. Kirkpatrick, J. Gagliotti, Plf. & Dft.

Tim Guelich
vs.
Sheila Lane

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A. D. 1993 - 1191

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11. Either party may request a review of this order two years from date hereof to make any adjustments.

12. Costs and fees of this Mediation are fixed at $102.00. The mediator notes for the court that the father would have qualified for the services of Northwest Legal Services but has elected their program of filing this case pro se. The mother is receiving public assistance. Costs are therefore assessed to Crawford County.

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

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

Mar 10, 1994 copy to W. Pineo, Plf. & Dft.

1993

Janice and Robert Chaumer, Sr.
vs.
Edwin Kendall Morris

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6. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each 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.

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

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

Mar. 14, 1994 copy to M.A. Kirkpatrick, ~~B. Smith,~~ W. Pineo, Plf. & Dft.

Mar. 24, 1994 Request Refund of Mediation Fees and Order filed. And Now, March 21, 1994, the Prothonotary is instructed to return the$150.00 deposit to Mary Ann Kirkpatrick, Esq., counsel forthe Plaintiffs, less the cost of a consent order.

By the Court,
Gordon R. Miller, J

Mar. 28, 1994 Copies of order to Atty's. Kirkpatrick and Pineo

James E. Chace, Jr.
vs.
Korine E. Chace

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In the event that the property cannot be sold promptly, the parties shall determine a fair rental value and jointly make every effort to rent the property so that income can come in toward the ongoing mortgate expenses and other related expenses. Any such income shall be applied to the mortgage amount and the parties shall then split any remainign amount due with respect to what has to be paid toward the mortgate, and withs respect to any other ongoing expenses of the property that split shall again be 50 percent each.

If the parties have not entered into a contract for the sale of the property within 30 days of this date, they shall proceed to attempt to rent the property and neither party shall stand in the way of the property being rented for a fair rental price. If they cannot agree on a fair rental amount, they shall immediately seek such an amount from the realtor they have retained to sell the property.

In the event that a sale of the property does occur before the parties have sreached a resolution of all of the issues in this matter regarding the marital assets, those proceeds shall be entirely escrowed in an account to be created with both paarties' attorneys' signatures required to sign to remove such funds unless the parties shall agree that the funds may be escrowed in one attorney's account or another's.

Fionally, the Plaintiff shall provide a current key to the marital residence to his counsel by April 4, 1994 which shall be provided to Defendant's counsel so that the Defendant will have a key to the residence since they shall both have equal access to the marital residence after April 4, 1994, but neither party shall, without further order of court, occupy the residence on an ongoing basis.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Apr. 4, 1994 copies dist to Lindsay & Barrett

Jul. 22, 1994 Affidavit of Consent by Korine E. Chace, Defendant, filed.

July 25, 1994 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Aug. 10, 1994 Order filed. AND NOW, August 9, 1994, this matter came to the Court for the entry of a final divorce decree.
The Court will not enter a decree until outstanding costs in prior cases invovling the parties have been paid. Those cases appear inthe Court of Common Pleas of Crawford County at 1987-759 and 1987-797. Once those costs are paid counsel for the planitiff shall advise theCourt and the Court will review this divorce and enter a final decree.

BY THE COUT,
Gordon R. Miller, J

Aug. 10, 1994 Faxed Lindsay & Barrett

DIVORCE DECREE FILED

Aug. 17, 1994, AND NOW, August 15, 1994, it is ordered and decreed that JAMES E. CHACE, plaintiff, and KORINE E. CHACE, 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.

Dec. 2, 1994 Petition for contempt and ORDER filed. AND NOW, this 2nd day of December, 1994, upon consideration of the foregoing petition, a hearing on the same is scheduled for the 23rd day of December, 1994, at 9:30 o'clock in Courtroom No. 1.

BY THE COURT,
Gordon R. Miller,J.

12-2-94 Copy given to Atty.Barrett, Faxed to Atty.Lindsay

Dec. 23, 1994 Motion to Continue Contempt Hearing filed. The above Motion is granted and the Contempt of Court Hearing is hereby rescheduled for 13 dayof January, 1995 at 3:30 PM, Ct. Rm. 1, 2, or 3.

Anthony J.Vardaro, J.

12-23-94 Faxed toAttys.Barrett & Lindsay

Jan. 16, 1995 Motio To Discontinue and Order, filed. AND NOW, this 13th day of January, 1995, comes the Defendant by her attorney, Bruce A. Barrett, Esquire and move sthe Court to discontinue and to continue generally the Contempt Hearing set for January 13, 1995 for the reason that James E. Chace, Jr., has siggned the Qualified Domestic Relations Order which will be plresented to the Court to be entered as an Order. Bruce A. Barrett

THE ABOVE MOTION ALLOWED. Date: 1-13-95 Anthony J. Vardaro, J.

Jan. 16, 1995 Faxed to Barrett & Lindsay

Jan. 24,1995 Qualified Domestic RElations Order, filed. IT IS INTENDED that this Order shall qualify as a Qualified Domestic Relations Order under the Retirement Equity Act. Further, it is the intent of this Order to award the Alternate Payee no portions of a benefit derived from post-separation increases in salary or incentive awards for post-separation increases in salary or incentive awards for post-separation years of service, the separation occuring on October 15, 1993. The Court retains jurisdiction to amend this Order as might be necessary to establish or maintain its status as a Qualified Domestic Relations Order thereunder.

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

Jan. 24, 1995 Faxed Barrett & Lindsay

June 18, 2004 - See Computer for further entries

CRAWFORD COUNTY TAX CLAIM BUREAU
vs
CERTAIN PARCELS OF LAND

Continued from Page 413 of Record

A.D. 1993 --1313

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May 6, 1994 Certificate of Service filed. Served with:{(a) Copy of the Peition for Judicial Sale Free and Clear of Liens; (b) Order of Judg P. Richard Thomas dated February 3, 1994; (c) Order from Judge Anthony J.Vardaro, scheduling the hearing for May 6, 1994 at 9:15 a.m.; and (d) True and correct copies of the deeds filed amoung the records of Crawford County which represent the properties that are intended to be sold free and clear of all liens.

May 9, 1994 Acceptance of Service of Charles A. Dailey, filed.

May 16, 1994 Sheriff's Return filed. AND NOW, April 27, 1994 Petition and Order against Charles A. Dailey, defendant returned unserved.

So Answers

Robert N. Michel, Sheriff
Geraldine Taylor, Deputy Sheriff

I hereby deputize the Sheriff of Erie County, PA. to serve the within Petition & Order. The defendants alleged address is 5602 Bonaventure Drive, Erie, PA 16505.

Robert M. Stevens, Sheriff
Crawford County, PA.

Mar. 1, 1995, Petition for Approval of Distribution of Proceeds From Judicial Sale and Order filed.
ORDER: AND NOW, this 27 day of Feb. 1995 the proposed distribution of the proceeds from the judicial sale held on June 27, 1994 is hereby approved. The Director ofthe Bureau is directed to distribute the funds in accordance with the proposed distribution.

BY THE COURT,
Anthony J. VArdaro, Judge

MaR. 1, 1995. FAXED to Spataro.

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1993

Laura D. Corliss
vs.
Brian J. Corliss

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June 14, 1994 Affidavit of Consent of Defendant, filed.

June 27, 1994 Affidavit of Consent of Plaintiff filed.

Sept. 27, 1994, Appearance of Barbara J. Walton, attorney for defendant filed.

Aug 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 29, 1995 STIPULATION and CONSENT DECREE filed. AND NOW, this 28th day of August, 1995, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

I. DIVORCE

Upon consideration of the pleadings and affiavits filed in the above captioned case, this court hereby grants and 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 divorce, pursuant to Section 3301(c) of the Divorce Code of PA.

II. EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

A. ASSETS

1. The plaintiff shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in her possession and Defendant shall have sole and exclusive possession of any and all furnishings, appliances and personalty currently in his possession. The sole exception to this is the love seat which had been located in the former marital residence and which Husband shall make available to wife, within thirty (30) days of the entry of this decree.

2. With regard to the motor vehicles, Plaintiff shall become the sole and exclusive owner of the Dodge Caravan and shall be responsible for payment of the purchase money repayment obligation the parties owe to Bank One of Youngstwon. Defendant shall cooperate in transferring title to the Caravan to the sole name of the Plaintiff.

3. With regard to the Plymouth Duster, Defendant shall become the sole and exclusive owner and Plaintiff shall cooperate in transferring title to the sole name of the Defendant.

4. That the parties are entitled to and have applied for a HUD refund, at FHA case No. 42-1381 291, in the amount of $665.56. One Half (½) of the refund amount shall become the sole and separate property of wife and the other half of the refund shall become the separate property of husband.

B. LIABILITIES

1. The parties had owned their residence, which was sold for value to third party purchasers on the 26th day of May, 1994, and there was no gain realized from the sale of that home, so there was nothing to distribute. However, up until the time the home was sold, the parties had been paying a monthly mortgage installment to PNC with a portion of each installment being paid into an escrow account and, as of May 26, 1994, there was approximately Six hundred four and 94/100 ($604.94) Dollars plus interest, in that account held by PNC. That escrow balance belongs to the paraties and, when disbursed, that escrow balance shall be paid on an obligation that the parties owe to First Deposit Credit Services of P.O. Box 9016, Pleasanton, California, 94566 account number 43103909 3770 2944.

Accordingly, both parties shall endorse the money draft representing the escrow balance and shall cause the escrow balance to be paid on the above referenced account.

2. With regard to the remaining liabilities of the parties which had accrued as of the date of separation on or about June 24, 1994, it is ordered as follows:

a. Wife shall assume and be responsible for all liabilities owed by the parties of the First Deposit Credit Services, the Discover Card issuer and to Montgomery Wards. Wife shall indemnify and hold Husband harmless from any and all liabilities or obligations that either of the parties have to the aforementioned creditors.

b. Husband shall assume and be responsible for all liabilities owed by the parties to Chase Lincoln, Zenith Financial, Gordon Brothers Water Softener, GM Master Card Account and FNB and shall indemnify and hold Wife harmless from any and all liabilities or obligations that either of the parties have to the aforementioned creditors.

III. CUSTODY

The issue of custody has already been resolved through the entry of a Court Order on Nov. 16, 1993.

BY THE COURT:
Gordon R. Miller, J.

August, 28, 1995.

1993

Patricia Shrock
vs
Alvin Shrock

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AD 1993 - 1254

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Jun. 8, 1994 ORDER filed. AND NOW, jUne 7, 1994, this matter is before the Court as a result of our Order of April 8, 1994.

Essentially, at that time, the plaintiff presented a Petition for Special Relief in Motion Court and it involved the defendant signing registration renewal papers with regard to a 1986 Pontiac Bonneville.

The defendant was ordered to do so, but we set this hearing for the purpose of the defendant presenting testimony with respect to his request to use the 1986 Pontiac Bonneville at least on some occasions.

The defendant's counsel appears this day, as well as plaintiff and her counsel, and defendant's counsel indicates that the defendant would like to have access to the 1986 Pontiac Bonneville on occasion when he needs to travel outside the area.

We are prepared to hear testimony, but the defendant does not appear, despite the fact that his attorney indicates that he was advised of this date.

We believe that based on the arguments of his attorney, even if testimony was taken, it would not be wise to enter the Order that has been requested, and accordingly, the 1986 Pontiac Bonneville shall remain in plaintiff's sole possession. The plaintiff shall continue to keep the vehicle insured and provide any necessary repairs.

This Order is without prejudice to the Master,if one becomes involved in this case, to make appropriate disposition with regard to the 1986 Pontiac Bonneville within the context of an equitable distribution order.

BY THE COURT,
Anthony J.Vardaro, Judge

6-8-94 Copies dist. to Tinko & Walton

Mar. 11, 1996 Appearance of Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall by Ann Hansen Gamble for Plaintiff filed.

March 21, 1996 Motion to Withdraw Appearance and ORDER filed. And Now, March 21, 1996, the motion for withdrawal of appearance is granted.

By the Court:
Gordon R. Miller, J.

March 21, 1996 Order FAXED Atty. Gamble; given Walton.

Apr. 9, 1996 Plaintiff's Consent of Joseph W. Tinko, Esquire for withdrawal as counsel for Plaintiff filed.

Aug. 7, 1996 Affidavit of Two Years Separation by Plaintiff filed.

Aug 27, 1996 Defendant's Counter-Affidavit Under Section 3301 (d) of the Divorce Code, filed.

Sept. 23, 1996 MotionFor Appointment of Master In Divorce filed.

Sept. 25, 1996 Order filed. AND NOW, September 25, 1996, after receipt and review of the plaintiff's mtoion for appointment of a Master in Divorce said motion is denied because:

1. The plaintiff has made a cliam for alimony, alimony pendente lite, counsel fees, costs and expenses but has not filed a true and correct copy of a recent federal tax return, six motnhs worth of paystubs and an income and expense statement all is required by Pa.R.CP. 1910.11, 1910.26 and 1920.31.
2. The plaintiff has made a claim for equitable distribution of marital propertybut has not filed an inventory as required by Pa.R.C.P. 1920.33 and 1920.75.

BY THE COURT,
Gordon R. MIller, J

9-25-96 Faxed Gamble

June 19, 1998 Plaintiff's Inventory filed.

June 19, 1998 Plaintiff's Income and Expense Statement and Income Tax Return filed.

June 19, 1998 Motion for Appointment of a master and order filed. ORDER APPOINTING MASTER: AND NOW June 22,1 998 David Pickens Esq. is appointed master in respect tot he following claims:
Distribution of Property, Alimony Pendente Lite, counsel fees and costs and expenses.
If not filed already, the parties are ordered to file their prehearing statements within 20 days from this date.

per curiam
Anthony J. Vardaro, J.

6/23/98 faxed to Pickens and Gamble 7/2/98 copy mailed to dft.

September 24. 1998 Pettiion for Bifurcation and Rule to Show Cause why Bifurcation should not be Granted Filed.
An now, this 23 day of September 1998, upon consideration of the within petition and motion of Ann Hansen Gamble, of Fuller Kinnunen, Petruso, Gamble, Fabian, Hall and Johnson, attys for petitioner a rule is entered upon respondent to show cause why the request for bifurcation should not be granted.
Rule returnable for the 29th day of October, 1998 at 8:45 AM in Courtroom #2, at the Crawford county Courthouse, in Meadville, PA

Gordon R. Miller, J

9/24/98 faxed Gamble and mailed Deft.

October 29, 1998 Pre-hearing Report of Plaintiff filed.

October 30, 1998 Affidavit of Consent (Deft)

November 2, 1998 Order filed. And Now, October 29, 1998 this matter comes before the Court on a Petition for Bifurcation and after the Palintiff presents her case, the Defendant, through counsel moves for a directed verdict and the Court believeing that the burden required for the granting of a bifurcation pettiion has not been met, said motion is granted. This Order is without prejudice to either party to petition for a bifurcation in the future, particularly after there has been a master's hearing if this matter is not resolved at that time and exceptions are filed and/or this matter is appeaed to the Superior Court

By the Corut
Anthony J. Vardaro, J.

11/2/98 dist. Gamble and Irwin

Nov. 16, 1998 Waiver of Notice of Intention to Request entry of a Divorce Decree Under Seciton 3301(c) of the Divorce Code Filed (Patricia A. Shrock)

Nov. 16, 1998 Affidavit of Consent Filed (patricia A. Shrock)

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DIANE R. AGNEW

VS.

HAROLD D. AGNEW

RECORD CONTINUED FROM PAGE 282

OF

AD 1993 - 1182

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ownership of the premises including, but not limited to, all mortgage payments (interest and principal) repairs and maintenance, taxes and utilities, and insurance. Plaintiff shall hold Defendnat harmless in regard to said liabilities and shall have the right to exclusive use of the property. The Defendant shall deliver to the Plaintiff a Quit Claim Deed conveying to the Plaintiff all of hsi right, title, claim and interest in the premises, with said Deed in recordable form, and shall be delivered to the Attorney for the Plaintiff within five (5) days from the date of this Decree.

III. PERSONAL PROPERTY

a. Defendant shall have the right to remove any and all items of marital personal property that he wishes to retain as his separate property, from the marital residence, providing said items are removed within five (5) days from the date of this Decree. Items remaining at the marital residence beyond the aforesaid date shall be deemed to be the property of the Plaintiff.

IV. DEBTS

a. Plaintiff's Obligations

Plaintiff shall be solely responsible for the following marital debts and obligations, and shall hold Defendant harmelss in regard to same:

1. Mortgage with Beneficial Mortgage Company of Pa., secured by the marital residence located in Summerhill Township, Crawford Co.
2. Credit line with Beneficial Consumer Discount Co.
3. Personal loan with Avco.

b. Defendant's Obligations

Defendant shall be solely responsible for any and all marital debts not listed above, and shall hold Plaintiff harmless in regard to same. Furthermore, Defendant shall be liable for any and all debts incurred after the parties' separation on Sept., 28, 1992.

BY THE COURT:
Anthony J. Vardaro, J.

1993

Kelley Heister
vs
James H.Hodson, III

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Jul. 5, 1994 Motion to Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 30 day of June, 1994 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of December 10, 1993, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

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

Any provisions of the Protection from Abuse Order of December 10, 1993 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro,J.

7-5-94 Faxed to Atty. Brode, Cambridge Spgs. PD, given to Co. Control, mailed deft.

IN ERROR

~~Aug. 1, 1994 Motion To Reschedule Hearings and ORDER filed. AND NOW, this 1st day of August, 1994, upon Plaintiff's motion to reschedule, this hearing is set for the 27 of September, 1994 at 9:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.~~

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

~~Aug. 1, 1994 Copy of Order FAXED Atty. J. Irwin; copy mailed Dft.~~

Aug. 1, 1994 Motion To Reschedule Hearings and ORDER filed. AND NOW, this 1st day of August, 1994, upon Plaintiff's motion to reschedule, this hearing is set for the 27 day of September, 1994 at 9:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford Co. Courthouse, Meadville, PA.

BY THE COURT:
Gordon R. Miller, J.

Aug. 1, 1994 Order Faxed to Atty. Irwin; copy mailed to Dft.

Sept. 29, 1994 Memorandum and Order, filed. AND NOW, September 29, 1994, it is ordered as follows:

1. The plaintiff's petition for special relief dated March 28, 1994 for business records is dismissed as the parties have reached an amicable settlement of the issues raised in said petition.

2. Exclusive possession of the marital residence on Park Lane Drive is awarded to the plaintiff as of the date the defendant vacates the premises. She shall vacate the premises no later than 5:00 o'clock p.m. on Sunday, January 1, 1994.

3. Until the defendant vacates the premises the plaintiff shall be responsible for paying the, insurance, taxes, and mortgage payments on the marital premises.

4. Until the defendant vacates the premises she shall be responsible for ordinary care, maintenance and upkeep of the marital residence and she shall pay the plaintiff $200 per month to assist him in his monthly payments referred to in paragraph 3 of this Order. The October payment shall be made on or before October 15, 1994 and each subsequent payment made on the 15th day of each subsequent month. The defendant shall owe the plaintiff the full amount of said sum for any month in which she occupies or is in possession of the premises on the first calendar day of the month.

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

Oct. 6, 1994 Faxed copies to Irwin & Ferguson

Oct. 12, 1994 Motion toSReschedule Hearing and ORDER filed. AND NOW, this 12 day of October, 1994, the within Motion is granted and a hearing in the above-captioned matter has been scheduled for November 18, 1994 in Courtroom #1, at 2:15 P.M.

BY THE COURT:
Anthony J.Vardaro, J.

10-18-94 Faxed to Attys. Ferguson & Irwin

Nov. 16, 1994 Petition for Special Relief, filed.

Nov. 16, 1994 ORDER filed. AND NOW, this 16 day of November, 1994, it is hereby ORDERED, ADJUDGED AND DECREED THAT A Rule to Show Cause is hereby entered upon Respondent to show cause why, if any, the Petitioner should not be granted relief as requested in the foregoing Petition for Injunctive Relief.

Said Rule is returnable on the 18th day of November,1994 at 2:15 o'clock p.m. inCourtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,Pennsylvania.

BY THE COURT:
Anthony J.Vardaro,J.

11-16-94 Faxed to Irwin & Ferguson

Nov. 18, 1994Income and Expense of Plaintiff filed.

Nov. 18, 1994 Inventory of John R. Brown, Plaintiff, filed.

Nov. 18, 1994 Affidavit of Consent of Plaintiff filed.

Nov. 21, 1994 ORDER filed. AND NOW, November 18, 1994, the hearing on the Plaintiff's Petiton for Special Relief is continued until December 22, 1994 at 11:00 o'clock a.m. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

NOv. 21, 1994 dist to Irwin & Ferguson

Nov. 21, 1994 Order filed. AND NOW, November 18, 1994, after the Court devoted approximately one (1) hour to a formal hearing on alimony pendente lite, counsel fees and expenses, it initially appeared that the Defendant's income and expense statement is not accurate, but she then testified as to what she believes her monthly expenses are. It became clear that the Plaintiff's income and expense statement was not accurate and neither of the parties is now able to present evidence with respect to the Plaintiff's income and expense. The Court is frustrated by this and hereby continues this case until Thursday, December 22, 1994 at 11:00 o'clock a.m., at which time the Defendant's petition for alimony, counsel fees, and expenses will be resolved.

The Defendant's budget information sheet that was filed of record this date is hereby stricken and the Defendant shall file an appropriate budget statement within twenty (20) days from this date.

The Plaintiff's income and expense statement filed November 18, 1994 is stricken and he shall file an accurate income and expense statement within twenty (20) days form this date.

At the hearing on December 22, 1994, theDefendant shall bring with her a full, complete and accurate list of her monthly expenses on an annualized basis together with any materials that she has used and any notes and memoranda she has made to caluculate her income and expenses. She shall also bring with her her most recent pay tub that shows year-to-date figures.

The Plaintiff shall reconstruct for his earnings in 1994 in any manner he wishes and he shall bring whatever records, memoranda, and notes he has used or made in order to arrive at his earnings and income. That may include his bank statements for twelve (12) months, and/or twelve months worth of copies of invoices or bills he has submitted to Mr. Lewandowski. He shall also be prepared to present information as to an estimate of his 1994 Fedral, State and Local taxes based upon his earnings to date so that the Court does not have to calculate that. We recognize that he has paid no taxes but once his earnings and income have been determined then he or someone on his behalf should be able to determinate the appropriate amount of taxed and other payroll-type expenses and deductions that might apply to that earnings and income so that the Court can arrive at a projected net income for the Plantiff for 1994.

In case the Court has not already said so, we expect these parties to come to the next hearing with full, complete, and accurate information regarding their earnings and expenses for 1994 at least or for the last twelve (12) months at best, with backup documentation and information to support the calculations and figures that they present.

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

Nov. 21, 1994 dist. to Irwin& Ferguson

Dec. 9, 1994 Plaintiff's Income and Expense filed.

Dec. 12, 1994 Defendant's Income & Expense, filed.

Dec. 30, 1994 Motionn to Continue and ORDER filed. AND NOW, this 30th day of December, 1994 upon presentation and consideration of the within Motion this hearing is continued until the 27th day of January, 1995, at 2:30 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse, Meadville, PA.

BY THE COURT:
Gordon R. Miller, J.

Dec. 30, 1994 Order FAXED Attys. Irwin and Ferguson.

Cont. on Page 430A

Jan. 31, 1995 ORDER filed. AND NOW, January 27, 1995, this Court now disposes of one of the two matters before the Court thsi date. That is, the plaintiff's Petition for Special Relief that was filed November 16, 1994. We did not have a full formal hearing and the witnesses were not sworn, but we will summarize that has taken place with respect to this petition and it may well be that the Court will never be able to get to the bottom of this.

The plaintiff maintains that when he obtained court approval to have exclusive possession of the marital residence the defendant took everything out of the home, but for a stove, refrigerator, microwave oven and bult-in dishwasher. As a result, he cannot live in the home that has no contents. He has given the Court a list of the items that he would like back so that he can move back into the home, the possession of which he was awarded by the Court. The defendant maintains that when the plaintiff moved out in the first place, he took anumber of items and she took the things she took, believing she was entitled to those to offset the property that he took. The parties do agree on some matters, but disagree on most others and so we will never be able to figure out who took what.

We now ORDER and DIRECT the defendant to return the following items to the home within 14 days from this date, which said items shall be returned in the same condition they were in at the time they were removed. The parties through their counsel shall arrange an appropriate peaceful day-time exchange of these items:

One half of the dishes;
All face plates and electrical outlets;
Two celing fans;
One ceiling light;
At least one complete set of towels, linens and sheets;
At least four place settings of flatware;
At least one pot and one pan;
All drapes, curtains and mini blinds;
Any hardware that is still in her possession that goes with the drapes,curtains and mini blinds;
One end table;
One wooden lamp;

All of her sons's personal belongings, except personal belongs which may be kept with the mother that he would like to use when he visits his mother. This is not to put the son in the middle of this fracas, but to let the son decide what items will stay with the mother and what itwms will be returned to the home. In this category, we intend for the son's belongings to include even items that these parties own that were located in his bedroom and in his bedroom at the time they were removed.

Both parties are from this moment on restrained, prohibited and enjoined from selling, transferring, damaging or destroying (except damage caused by casualty, fire or other natural disasters) any personal property, whether it be marital or non-marital that was utilized by this family during the time they were married to each other, unless a party intending to do so has the written consent of the other. The Court intends to retain the status quo until both parties can determine what the other has, have it appropriately appraised and until there has been a further Order of Court. We will not tolerate either party taking the law into their own hands with respect to personal property.

This Order directing the defendant to return certain things to the plaitniff simply is to allow the plaintiff to enjoy the home we have awarded him and is not meant to be equitable distribution or to be binding at all on any Master or the Court in the future.

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

Feb. 2, 1995 Faxed Irwin & Ferguson

Feb. 2, 1995 Memorandum and Order filed. ORDER. AND NOW, FEbruary 1, 1995, it is ordered as follows:

1. The defendant's petition for alimony pendente lite, counsel fees and expenses is hereby denied without prejudice to the defendant to renew her claim for the same if she is able to prove a substantial change in circumstances.

2. The plaintiff is ordered and directed to keep full and complete records of all of his earnings and expenses with respect to any employment, contract or service he renders for compensation.

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

2-2-95 Copies dist. to Ferguson & Irwin

F2, 1995 Domestic Relations Budget Information for John R. Brown, filed.

April 5, 1995 Affidavit of Consent of Defendant filed.
April 5, 1995 Affidavit of Consent of Plaintiff filed.
April 5, 1995 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

April 13, 1995 AND NOW, this 13th day of April, 1995, it is ordered and decreed that JOHN R. BROWN, Plaintiff, and ROSEMARIE BROWN, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated March 9, 1995, is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce Code.

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

September 4, 1998 Notice of Election to Retake Maiden Name filed.ROSEMARIE BROWN to be known as ROSEMARIE DiFUCCI

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1993 TERM

1993

Joanne Lynn Bickerton
vs
David Matthew Bickertwon

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

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

5. The 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.

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

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

8. Any persons transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.

9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectfull 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 shall be free to make additional or alternative arrangements respecting the custooial and visitationperiods.

11.The parties hereto request the Court to enter the above as a Consent Order.

ORDER

AND NOW,upon presentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing, agreement is entered as an Order of this Court.

BY THE COURT:
Gordon R. Miller, J.

8-8-94 Faxed to Atty. Lindsay, mailed to Atty. Peterson.

Aug. 15, 1994, Motion to Withdraw Request for Special Relief and Order filed.
ORDER: AND NOW, this 10 dayof Aug. 1994, upon consideration of plaintiff's motion to withdraw her request for Special Relief the same is hereby granted and the Rule to Show Cause Hearing set for Aug. 22, 1994 at 1:30 p.m. is concelled.

BY THE COURT,
Anthony J. vardaro, J.

Aug. 15, 1994, copies to Peterson and Lindsay

Jul. 20, 1995 Upon Praecipe of Brian J. Lindsay, Esquire, Attorney for Plaintiff, to transmit record, Case moved to Court.

DIVORCE DECREE FILED

July 25, 1995 AND NOW, July 25, 1995, it is ordered and decreed that JOANNE LYNN BICKERTON, plaintiff, and DAVID MATTHEW BICKERTON, 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.

Frederick T. Dzara
vs.
Vickie L. Dzara

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Sept. 2, 1994 Inventory and Appraisement of Frederick T. Dzara, filed.

Dec. 2, 1994 Motion To Compel Filing Of Inventory And Appraisement and Order, filed. AND NOW, to-wit, this 2nd day of December, 1994, it is hereby ORDRED, ADJUDGED, and DECREED that Respondent shall file her Inventory and Appraisement no later than DECEMBER 30, 1994.
Gordon R. Miller, P.J.
Dec. 2, 1994 Faxed Malc & Barrett

Dec. 15, 1994 Inventory of Vickie L. Dzara filed.

Feb. 14, 1995 Income & Expense Statement of Plaintiff filed.

Mar. 13, 1995 Motion to Appoint Master and Order, filed. AND NOW, March 10, 1995, David Pickens, Essquire is appointed Master in respect to the following claims: Divorce, alimony, eq. distribution.
Deposit required: By Plaintiff $250 By Defendant $-0-
If not filed already teh parties are ordered to file their pretrial statements within thirty (30) days from this date. The defendant shall file an income and expense statement within 30 days of this order.
Per Curiam,
Anthony J. Vardaro, J.
Mar. 20, 1995 copy to Malc, Barrett & Pickens

Mar. 24, 1995 Notice of Scheduled Pre-Hearing Conference filed.

May 1, 1995 Summary of Pre-Hearing Conference filed.

May 11, 1995, Plaintiffs Supplemental Pre-Trial Narrative filed.

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

Jun. 6, 1995 Notice of Scheduled Master's Hearing,filed.

Jul 6, 1995 Notice of Scheduled Master's Hearing, filed.

Aug. 1, 1995 Affidavit of Consent by Frederick T. Dzara, Jr., Plaintiff, filed.

Aug. 1, 1995 Affidavit of Consent of Defendant filed.

Aug 28, 1995 Master's Report and Recommendation, filed.

Aug. 28, 1995 Notic eof Filing Master's Report, filed.

Nov. 1, 1995 Upon Praecipe of Elizabeth A. Malc, Esquire,Attorney for the Plaintiff to transmit record, Case moved to Court.

Nov. 13, 1995 FINAL DECREE filed. AND NOW, Nov. 9, 1995, it is ordered, adjudged and decreed as follows:
1. The parties hereto are divorced from the bonds of matrimony.
2. The parties shall receive the property as set forth below, which consists of all of the marital property of the parties set forth in the Master's Report and Recommendation:

Wife:

1985 Chevrolet van		$1,935	
Personal property		1,000	
garden cultivator	buggy		
push mower	clawfoot bath tub		
upright freezer	stereo		
CD player	record albums		
two old couches	plants		
Jasmine		600	
Sparkle		700	
Merry-go-round		200	
2-yr. filly		400	
1-yr. filly		200	
Husband's payment of cash		22,304	
Total		~~$27,304~~	
Husband:			
Farm		$39,280	
Marital Home		8,968	
1987 Ford TEmpo		1,970	
1992 Ford 350 Truck		447	
Mellon Bank Account		92	
Misc. personal property		4,000	
Farm Equipment & Animals		51,195	
Sub Total		~~$105,952~~	
Less Marital debt		28,497	
Sub Total		$ 77,455	
Less Cash to wife		22,269	
Total to Husband		$ 55,186	
Total property distributed			$82,490

3. Husband shall refinance all marital debt to the extent necessary to convert the debt into his name alone. He shall be allowed a reasonable opportunity to accomplish this, especially in light of the fact that he is dealing in part with the Farmer's Home Administration, which may have a lengthy application process. However, he shall act expeditiously so as not to unreasonably delay accomplishment of this. He shall authorize any institution or other entity from which he is attempting to obtain refinancing to communicate directly with defendant with respect to the status of any application he has madE. In the mean time, husband shall hold wife harmless with respect to all marital debt.
4. Within 30 days from the date of this Decree or at such time as is reasonable to accomplish the refinancing set forth in the preceding paragrpah, the parties shall sign all the necessary documents to transfer their title and interest to real estate, motor vehicles and any other assets as provided for hereunder.
5. From the deposits paid into the court, the prothonotary shall pay the Reporter's fee of $175.00 forthwith to Elsie E. Huser, R.D.#2, Box 266, Conneautville, PA 16406.

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J. Barbara Armagost
vs
James M. Armagost

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5. The motionof J. Barbara Armagost filed at No. Eq. 1994-21 to stay the April 15, 1994 divorce order and compel James M.Armagost's cooperation in the restoration of insurance coverage and pension/retirement/social security benefits is denied since theCourt did not set aside the decree of April 15, 1994.

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

12-29-94 Copies dist.to Mason & Kikrpatrick

✓ Jan. 6, 1995 Motion to Reconsider filed.

✓ Jan. 11, 1995 Proof of Service of Subpoena, filed.

✓ Jan. 13, 1995 Motion to Quash Subpoena and ORDER filed. AND NOW, this 12th day of January,1995,upon presentation and consideration of Edward J. Hatheway's Motion to Quash Subpoena, this Court enters the following Court Order:
Said Motion is Denied. The Attorney Client privilege is not a basis to quash a subpoena.

BY THE COURT:
Gordon R. Miller, J.

1-13-95 Faxed to Attys. Mason, Kirkpatrick & Hatheway

✓ Jan. 16, 1995 Proof of Service of Subpoena, filed.

✓ Jan.17,1995 Order Filed. And Now, January 9,1995 an Argument and hearing onsaid Petition is scheduled for January 19, 1995 at 3:30 P.M. (See Motion to Reconsider filed on Jan. 6, 1995.)

Gordon R.Miller,J.

1-17-95 Faxed to Attys. Mason & Kirkpatrick &Hatheway

✓ Jan. 24, 1995 Transcript of Proceedings taken at time of Hearing filed.

✓ Jan. 24, 1995 Order filed. AND NOW, January 20, 1995, after review of the plaintiff's motion to reconsider and after arguments thereon it is ordered as follows:
1. The first full sentence of page 7 of our earlier Memorandum of December 28, 1994 was an incomplete sentence. It should have read: " She claims that this is a defense and is not collateral to the mainaction."
2. In all other respects the motion to reconsider is denied.
3. For the purposes of the upcoming hearing and/or argument on the plaintiff's mtoion to strike/set aside the consent decree we will assume that there is evidence available that the defendant represented, held out, or made statements that the plaintiff was his spouse for various purposes, sucha s for health care coverage through his employer, etc. Thus discovery of those matters at this point is not necessary.

BY THE COURT,
Gorodn R. Miller, J

Jan. 24, 1995 copies dist. to J. Mason & Kirkpatrick

✓ Jan. 27, 1995 ORDER filed. AND NOW, January 25, 1995, the motion of J. Barbara Armagost to permit her affidavit that was filed January 24, 1995 at 4:10 o'clock p.m. to be attached as Exhibit A to her motion to Strike/Set Aside/Declare Void filed December 13, 1994 is hereby granted, even though the Court believes that it is late.

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

Jan. 27, 1995 Faxed & dist to Mason & Kirkpatrick

✓ Jan.27, 1995 Notice of Appeal to Superior Court, Request for Transcript and Proof of Service, filed.

✓ Feb. 3, 1995 Notice of Superior Court Docketing, Docket #00231PGH95, filed.

✓ Jkan. 19, 1995 Defendant's Memorandum of Law n Opposition to Motion to Strike/Set Aside/Declare Void, filed.

✓ Feb. 9, 1995 Memorandum and Order, filed. AND NOW, February 8, 1995, for the reasons set forth in the attached memorandum, the plaintiff's motion to strike/set aside/declare void is denied.

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

Feb. 9, 1995 copoies dist bo Mason & Kirkpatrick

✓ Feb. 21, 1995 Petition for Reconsideration filed. (See Order of Feb. 27, 1995 filed below)

✓ Feb. 22, 1995 Proof of Service filed. I, Joan D. Mason, Esquire,Attorney for Plaintiff, do hereby certify that I filed the original of Plaintiff's Petition for Reconsideration on February 21, 1995.
I hand delivered a copy of same to Attorney Mary Ann Kirkpatrick, on February 22, 1995.
I mailed a copy of same to J.Barbara Armagost by ordinary mail on February22, 1995, full postage being paid thereon.
Although the court's order was dated February 8, 1995, the 10th day following entry of the Order fell on Sunday, February 19, 1995, and the following day, February 20, 1995, was anational holiday (President's Day) the observance of which involved closing the Crawford County Courthouse. Therefore this Petition for Reconsideration is properly and timely filed on February 21, 1995.

Joan D.Mason, Attorney for Plaintiff 2/22/95

✓ Feb. 23, 1995 Exhibits filed

✓ Jan. 24, 1995 Affidavit of the Plaintiff in Support, Clarification and Supplementation of Her Motion toStrike/Set Aside/Declare Void filed.

✓ Feb.21, 1995 Order filed. And Now, February 27, 1995 this petition for reconsideration is denied.

Gordon R. Miller, Judge

3-1-95 Copy to Attys. Mason & Kirkpatrick

✓ Feb. 27, 1995 Motion to Allow Plaintiff's Affidavit to Attachad Exhibit A to her Motion to Strike/Set Aside/Declare void, filed

Mar. 10, 1995 Notice of Appeal,Request for Transcript and Proof of Service, filed.

March 16, 1995 Notice of Appeal Docketing Superior Court Docket No. 00502PGH95, filed.

May 1, 1995 Transcript filed.

Dec. 27, 1995 Certificate of Contents of Remanded Record and Notice of Remand, filed.

Dec. 27, 1995 Superior Court of PA. 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.

BY THE COURT:
Eleanor R. Valecko,
Deputy Prothonotary

1993

1993

Peggy Ann Murphy and
Joseph M. Murphy, her husband
vs.
Diogenes A.Saavedra, M.D., P.C.
and Meadville Medical Center

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✓ Jan. 17, 1995 Motion for Summary Judgment on Behalf of Defendant, Meadville Medical Center, filed

✓ Jan. 17, 1995 Appendix to Motion for Summary Judgment on Behalf ofDefendant Meadville Medical Center filed.

✓ Jan. 17, 1995 Brief in Support of Motion for Summary Judgment on Behalf of Defendant Meadville Medical Center, filed.

✓ Jan. 17, 1995 Upon Praecipe of Patricia J. Kennedy, Esquire, the above captioned matter is placed on the next available Argument List.

ON FEBRUARY, 1995 ARGUMENT LIST

✓ Jan. 23, 1995, Depositions of Peggy Ann Murphy and Joseph M. Murphy filed.

✓ Feb. 27, 1995 Supplemental Appendix to the Motion for summary Judgment on Behalf of Defendant Meadville Medical Center, filed.

✓ Apr. 11, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, April 10, 1995,the motions for summary judgment filed by all Defendants at A.D.No. 1993-948 and A.D. No. 1993-1061 are granted.

BY THE COURT:
Anthony J. Vardaro,J.

Apr. 11,1995 Copies dist. to all counsel.

✓ May 8, 1995 Nortice of Appeal to Superior Superior Court of Pennsylvania filed.

✓ May 15, 1995 Notice of Superior Court of Pennsylvania Docketing, Docket #00847PGH95, filed.

Apr. 9, 1999 Appearance of Marsh, Spadeder, Baur, Spadeder & Schaaf, by Thomas M. Lent filed.

Apr. 9, 1999 Upon praecipe of MacDonald, Illig, Jones & Britton by Matthew W. McCullough his appearance is hereby withdrawn.

FOR FUTURE ENTRIES SEE COMPUTER AS OF APRIL 24, 2000

1993

Stanley M.Shaffer and
Dorothy J.Shaffer
vs
Edward G. Shoemaker and
Joseph F.Kulwicki

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of Record
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Feb. 1,1995 Plaintiffs' Certificate of Service of the Court Order Dated Jan.30, 1995, filed.

Feb. 17, 1995 Proof of Service of Response to Request to Produce Documents, filed.

Mar. 6, 1995 Notice of Service of Written Response to Request for Production of Documents, filed.

June 2, 1995, Answer to Plaintiffs' Motion for Sanctions filed.

June 2, 1995, Motion for Sanctions (of Plaintiff) and Order filed. ORDER: AND NOW, this 22nd day of June 1995, upon presentation of the plaintiffs' Motion for Sanctions, IT IS HEREBY ORDERED THAT:
This motion is denied. We believe that the medical records may be part of the investigation filed. Defendants are ordered to provide allmedical records within 2 business days that is by June 6, 1995.
Gordon R. Miller

6/2/95 faxed to Hartman, Grogan and Farley.

June 2, 1995, Motion for Sanctions filed on behalf of Edward D.Shoemaker, defendant, and Motion for Stay and Order filed. ORDER OF COURT: AND NOW, this 2 day of June 1995, it is herebyordered, adjudged and decreed that plaintiffs Motion for Sanctions is denied. Defendant's Motion for Sanctions is denied. The motion for stay shall be heard on argument on the 13 day of July, 1995 at 10:30 a.m. in C. R. No. 1.
by the court,
Gordon R. Miller, J.
6/2/95 faxed to Farley, Grogan, mailed to Hartman.

Jun. 8, 1995 Notice of Service of Defendant's Response toRequest for Admissions and Answers to Interrogatory First Set, filed.

June 26, 1995 Plaintiffs' Reply to Defendant, Edward D. Shoemaker's Motion For Stay, filed.

June 28, 1995, Defendant Edward D. Shoemaker's Response to Plaintiffs' New Matter Regarding Motion for Stay filed.

Jul. 25, 1995 MEMORANDUM AND ORDER Filed. ORDER. AND NOW, July 24, 1995, for the reasons set forth in the foregoing memorandum it is ordered as follows:
1. The motion of Edward D. Shoemaker, Esquire, joined in by Joseph F.Kulwicki, Esquire to stay all proceedings in this case is denied in part and granted in part. The proceedings shall not be stayed and may go forward until the pretrial and trial stages at which time this action is stayed pending a final decision by the Pennsylvania Supreme Court in the case of Dorothy J.Shaffer et vir, appellants v. Great Lakes Rehabilitation Hospital et al. at No. 0067W.D., Appeal Dkt. 1994 a case that originated from the Court of Common Pleas of Erie County, Pennsylvania at 4175-A-1989. The parties are free to pursue this litigation up to the time of filing a certificate of readiness for trial.
2. When a final decision is made by the Pennsylvania Supreme Court in the case of Shaffer et vir vs. Great Lakes Rehabilitation Hospital et al, supra, either party may file an appropriate motion or petition to either lift the stay or for the entry of further appropriate orders by this Court.
3. No protective, or confidentiality, or non-disclosure order is entered now with respect to discovery matters in this case that could adversely affect any parties in the medical malpractice cases of Dorothy J. Shaffer et vir vs. Great Lakes Rehabilitation Hospital et al., supra since the Court cannot now fashion or word an appropriate order without knowing more about this case or the materials that might be disclosed. Any of the parties to this action may file an appropriate motion or petition with the Court for further orders with respect to protection, confidentiality and non-disclosure of certain items. For the benefit of the parties this Court would mot likely act favorably where materials that may be discoverable in this action could be adverse to any parties in the medical malpractice action. Hopefully the parties to this action could enter into a stipulation to cover these matters without further court involvement.
BY THE COURT
Gordon R.Miller,P. J.

7-25-95 Copies mailed Haas, Grogan & Weber

Sept. 14, 1995, Plaintiffs' Certificate of Servcie of Answers to Defendant Shoemaker's First Set of Interrogatories filed.

Oct.10,1995, Appearance of P. Brennan Hart, and C. Peter Hitson, of Marshall, dennehey, Warner, coleman & Goggin, attorneys for dft. Edward G. Shoemaker, only, filed. 1 copy (atty)

Oct. 16, 1995, Upon praecipe of Carl e. Harvision, atty. for dft. Edward Shoemaker, appearance withdrawn.

Nov 14, 1995 Praecipe of Entry and Withdrawal of Appearance, filed. **APPEARANCE** of Gilardi & Cooper, P.A. by Thomas L. Cooper, Esquire for Plaintiffs **AND WITHDRAWAL OF APPEARANCE** of Dallas W. Hartman, P.C. by Dallas W. Hartman, Esquisre for Plaintiffs.

Nov.16,1995 Appearance of Gilardi & Cooper by Kevin R.Lomupo,Esquire, Attorney for Plaintiffs, filed.

June 14, 1996, Notice of Deposition Directed to Defendant Edward G. Shoemaker, filed.

June 14, 1996, Notice of Deposition Directed to Defendatn Joseph F. Kulwicki, filed.

Jan. 13, 1997 Notice of Deposition Directed to Defendant Edward G. Shoemaker filed.

Mar 17, 1997 Motion To Amend Complaint To Include Claim For Punitive Damages As To Defendant Shoemaker Only, and Order: AND NOW to wit this 17 day of March 1997 upon consideration of the foregoing Motion it is hereby ORDERED, ADJUDGED AND DECREED that plaintiff is granted leave to file an amended complaint no sooner than 90 days from this date to assert a claim for punitive damages against Defendant Shoemaker only. Anthony J. Vardaro, J.
Mar 17, 1997 Faxed Cooper, Hitson & Grogan

Apr 24, 1997 Verification of Service of First Request for Admissions Directed to Plaintiffs, filed.

May 16, 1997 Plaintiff's Response To Defendant's Request for Admissions Statement of Objections filed.

May 16, 1997 Plaintiffs' Reponse To defendant Shoemakeer's First Request For Admissions filed.

(cont on page 438)

June 16, 1997 Motion fo Defendant Edward G. Shoemaker, esq. to Compel Discovery and Request for Briefing Sc hedule and Argument Dale, and Order filed. ORDER: And Now, this 16 day of June, 1997 upon above motion, it is hereby ordered that the dft. edward g. Shoemaker, Esq. will file his brief in Support of Motion to comple Discovery on or before July 14, 1997 and that any parties opposing the Motion to Complete Discovery will file their brief in Opposition on or before July 23, 1997. Argument on Dft. Edward g. Shoemaker's Motion to compel Discovery will be heard in July 1997 argument court.

BY THE COURT,
Anthony J. Vardaro, J.

6/16/97 faxed to Birris, Lomupo, and grogan.

June 16, 1997 Motion to compel Attendance at Deposition and order filed. ORDER: AND NOw, this 16 dayof June 1997 it is hereby ORDERED, ADJUDGED AND DECREED that dft. shoemaker is compelled to attend a deposition on Tues. July 8, 1997 at 9 am. at the office of Gilardi and Cooper, p.A. This deposition may not be rescheduled without further order of court.

by the court,
Anthony J. vardaro, J.

6/16/97, faxed toBirris, Lomupo and Grogan.

June 16, 1997 Answer of Dft. Edward G. Shoemaker to Plaintiffs; Motion to Compel Attendance at Deposition, filed.

June 27, 1997 Amended Complaint by Plaintiffs filed.

July 21, 1997 Motion to Continue Argument and Order: AND NOW, to wit this 18th dayof July, 1997 upon consideration of the foregoing Motion it is hereby ORDERED, ADJUDGED AND DECREED that the above captioned case has been continued to the next available argumetn list. Gordon R. Miller, P.J.

July 22, 1997 Faxed Burris & Grogan & Cooper

Aug. 18, 1997 Answer and New Matter of Dft. Shoemaker to Plaintiffs' second Amended Complaint, and cross Claim AGaisnt Dft. Joseph F. Kulwicki, Jr., filed.

Oct. 3, 1997 Answer and New Matter To Second Amended Complaint filed.

Oct. 3, 1997 Preliminary Objections filed.

Oct. 6, 1997 Appearance of Gerald V. Benyo, Jr., on behalf of defendant Shoemaker, as to Punitive Damages, filed.

Oct. 20, 1997 MEMORANDUM AND ORDER filed. And Nwo, Oct. 16, 1997 the letter of Sept. 15, 1997 from Thomas P. Barris, Esq. shall be filed of record inthe Prothonotary's office to wxplaint why our discovery order does not include all of the items that were originally raised. BY THE COURT,
Gordon R. Miller, PJ

Oct. 20, 1997 Dist. to counsel.

Oct 27, 1997 Memorandum and Order, filed. Gordon R. Miller, P.J.
Oct 27, 1997 Dist all counsel
(FOR COMPLETE DOCUMENT SEE PAPER FILED)

Nov. 24, 1997 Plaintiff's Supplemental Answers to admissions filed.

January 21, 1998 PLAINTIFF'S REPLY TO NEW MATTER FILED.

May 1, 1998 Notice of Service of Defendant's Interrogatories Directed to Plaintiffs filed.

June 29,1998 Certificate of Readiness filed.

ON OCTOBER 1998 TRIAL LIST (JURY TRIAL DEMANDED)

July 2, 1998 Objection of Defendant, Edward G. Shoemaker, tothe Filing of a Cert. of Readiness by the Plaintiffs and Notice of Presentation filed.

July 2, 1998 Motion to Compel Discovery and Notice of Presentation filed.

July 8, 1998 ORDER OF COURT filed. (Motion to compel discovery, and defendant's objections attached) and now, to-wit, this 8 day of July 1998, it is hereby ORDERED that the Motion to Compel Discovery of dft. Edward G. Shoemaker is granted and that the plffs. are to provide full and complete responses to the Interrogatories and Request for Production of Document documents within 20 days or suffer such further sanctions as the court deems appropriate.

Documents within 20 days or suff by the court,
Anthony J. Vardaro,J.

7/8/98 faxed to Birris, Grogan, Lomupo.

August 31, 1998 Notice of Depositionof Stanley Shaffer filed.

August 31, 1998 Notice of Deposition of Dorothy Shaffer filed.

Nov. 18, 1998 Motion for Leave to Amend New Matter and Order of Court Filed. And Now, this 17 day of November 1998 upon consideration of the foregoing Motion for Leave of Court to Amend New Matter filed on behalf of Defendant Joseph F. Kulwicki, Esq, it is hereby Ordered that the Motin is granted and defendant is granted leave of court to file an Amended New Matter within 20 days.

By the Corut
Gordon R. Miller

11/18/98 Faxed Grogar, Berris & Lamjpo

Nov. 23, 1998 Amended Answer and New Matter of Joseph F. Kulwicki, III Esq. Filed.

July 1, 1999 Praecipe to Settle and Discontinue Filed. Upon Praecipe of Kevin R. Lomupo Esq. Attorney for Plaintiffs in the above-named matter to settle, disocntinue or satisfy, Verdicts, Judgments , Executions, Awards, Decrees, Equity, Liens, Counterclaims or Crossclaims and Plaintiff's Case or as to Garnishee only D.S.B., M.L. & Claims with regard to the above-named PlaINTIFF.

Aug 19, 1999 Motion to Strike Praecipe for Settlement and Discontinuance and Order of Court Filed. And Now, to-wit this 18 day of August 1999 it is hereby Ordered that the Defendants' Motion to Strike Preacipe for Settlement and Disocntinunace is granted and tht the Defendants may present their Motion for Summary Judgment.

By the court
Anthony J. Vardaro, J.

8/19/99 Faxed T. Berris, B. Gragan & K. Lomupo

Con't on Page 440

1993

GRACE M. PURI

vs.

DIOGENES A. SAAVERDRA, MD
and ELIZABETH CEREMUGA

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March ~~16, 1995~~ Notice of Serving Requests For Admissions filed.

Jan. 29, 1996 Notice of Deposition on behalf of Defendant, Diogenes A. Saavedra, M.D., filed.

Apr 17, 1996 Upon praecipe of plaintiff attorney the above-captioned matter is marked settled and discontinued of record.

Stanley M. Shaffer Dorothy J. Shaffer vs Edward G. Shoemaker & Joseph F. Kulwicki

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of record

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August 19, 1999 Defendant's Motion for Summary Judgment and Order of Court filed. And Now, to-wit this 18 day of August 1999 it is hereby Ordered that Defendants' Motion for Summary Judgment is Granted.

By the Court
Anthony J. Vardaro, J.

8/19/99 Faxed T. Berris, B. Gragan & K. Lomupo

Aug. 19, 1999 Motion to Reinstate Praecipe for Settlement and Discontinuance and Order of Court filed. And Now, to-wit this 18 day of August 1999 it is hereby ordered that the defendants' Motion to Reinstate Praecipe for settlement and Disocntinunace is granted and that the docket in the captioned action is to bemarked "Settled and discontinued" as of this date.

By the Court
Anthony J. Vardaro, J.

8/19/99 Faxed T Berris, B Gragan & K Lomupo

1993

THE FIRST NATIONAL BANK OF PA. now by merger PNC Bank, NA
vs
KENNETH D. KNIGHT AND
MARY L. KNIGHT

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May 1, 1998 PETITION FOR RULE TO SHOW CAUSE AND ORDER FILED. AND NOW, this 5th day of May 1998 upon request and consideration of the within Petitiona Rule is hereby entered upon the Respondent to show cause, if any she has, why the relief requested is the aforesaid Petition should not be granted.
RETURNABLE for hearing and or argument on the 4th day of June 1998, at 3:45 o'clock PM CR 2 in the Crawford County Court house, Meadville, PA 16335.
A copy of the petition is to be served upon the Respondent by the Sheriff/Certified Mail and upon E. Max Weiss Esq. by regular mail.

BY THE COURT
Gordon R. Miller, J.

5/7/98 FAXED BIGYRBET ¢ GYTZEKNAB

May 11, 1998 CERTIFICATE OF SERVICE FILED. I, JOHN E. NAGURNEY, do hereby certify that a true and correct copy of the Petiton for Rule To Show Cause and Order was mailed to the person(s) at the below listed address(es) by First Class United States mail on the 7th day of May 1998, unlessotherwise stated.

E. Max Weiss, Esq.
Culbertson, Weiss, Schetroma & Schug, P.C.
911 Diamond Park
Meadville, PA. 16335

THOMAS, SPADAFORE, WALKER & KEENAN, LLP
BY: John E. Nagurney, ESQ. Atty for Pltf

May 26, 1998 SHERIFF'S RETURN FILED. SERVED MRS. Daniel McGowan, by handing the Order and Petition to Michelle McGowan, her daughter, on May 13, 1998 at 1:15 PM at 17934 Cussewago Rd., Meadville, PA
So answers,

Chris Gillingham, Deputy
Robert M. Stevens, Sheriff

June 5, 1998 PETITION AND ORDER FILED. AND NOW, June 4, 1998 the court appoints Beverly McGown as guardian of potential intersests in the estate of the late Mary L. Knight.
The Court suggests strongly that Beverly McGowan seek further input from counsel of her choice and make such investigation as may be necessary to ascertain if bidding at the Sheriff's Sale is likely to generate excess cash over and above the bidding of the bank to protect its interests.
This Order is entered on assurance of Beverly Mcgowan that her brothers and sisters are fully aware of this pending Sheriff's Sale.
This Court advises Beverly McGowan that she should thoroughly investigage with or without counsel, the potential of receiving additional assets from the ultimate Sheriff's Sale of this property but the Court also advises Beverly McGowan that her appointment does not obligate her to bid at the upcoming Sheriff's Sale.
The Court makes this appointment as successor or guardian without implying or intending that said appointment obligates Beverly McGowan or any of her sibling heirs to assume any debt or obligation of this mortgage or any other debts of the late Mary L. Knight.

BY ORDER OF THE COURT
P. RICHARD THOMAS, S.J.

6/5/98 FAXED NAGURNEY & WEISS

may 10, 2002 - See Computer for further entries.

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Sharon Daly
vs.
Steven Daly

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Dec. 1, 1994 Stipulation and Cosnent To Entry of Order and Domestic Relations Order filed. AND NOW, this 1st day of December, 1994, upon presentation ofthe Stipulation and Consent ofthe parties, the Court enters this Domestic Relations Order, which shall apply to the Channellock, Inc. Employee Stock Ownership Plan only, as follows:

1. Steven L. Daly, 206-46-4812, hereinafter referred to as "Defendant" or Participant" is employed by Channellock Inc. and is a participant in the Channellock, Inc. Employee Stock Ownership Plan'
2. Sharon Daly, 186-42-6084, hereinafter referred to as "Plantiff" or "Alternate Payee", is the former spouse of the Member.
3. The parties have entered into an agreement which calls for a division of the aforesaid plan by way of a Domestic Relations Order.
4. Defendant's current and last known address is 698 State Street, Meadville, PA 16353.
5. Plaintiff's current and last known mailing address is R.D. #1, Box 9, Utica, PA 16362.
6. The balance of the aforementioned account on November 2, 1993 was $1,297.22. A portion of the account is marital property subject to distribution by this Court.
7. The sum of $648.61 from the account, plus actual interest earned on this sum of November 2, 1993, to the date that the retirement benefit is in pay status, is awarded to the Alternate Payee andit is to be segregated to an account in her name. The Participant is awarded the remainder, plys itnrest earned onthe remainder.
8. The term of the payments is for the life of the Alternate Payee, a number of years certain; or a lump sum payment, ther term to be selected by the Alternate Payee from any option available to her at the time the retirement benefit is in pay status. Payment is to commence at the retirement date chosed by the Alternate Payee, but in no event earlier than the earliest retiremer dated provided under the plan, a date which is not more than 10 years before the normal retirement age under the plan.
9. Participant shall nominate Alternate Payee as a beneficiary to the extent of Laternate Payee's equitable distribution portion of Participant's benefit for any death benefits payable to Channellock, Inc. In addition, Participant shall execute and deliver to Alternate Payee an authorization, in a form acceptable to Channellock, Inc., which wil lauthorize Channellock, Inc. to release to Alternate Payee all information concerning Participant's Account.
10. Channellock, Inc. shall issue individual tax forms to Participant and Alternate Payee for amounts paid to each.
11. In the event of the dealth of Alternate Payee prior to receipt of all of her payments payable to her form Channellock, Inc. under the order this order, any death benefit or retirement benefit, payable to Alternate Payee, shall be paid to Alternate Payee's Estate to the extent of Alternate Payee's equitable distribution portion as set forth in paragraphs six and seven (6 &&).
12. In no event shall Alternate Payee have greater benefits or rights other than those which are available to Participant. Alternate Payee is not entitled to any benefit not otherwise provided by Channellock, Inc.
13. Any costs incurred by the Plan Administrator to effectuate the terms and provision of this Order shall be assessed against the parties such that each pays one-half (½) of the costs.
14. The parties shall promptly notify the Channellock, Inc. Employees' Stock Ownership Plan Administrator of any change in their addresses form those set forth above in this Order.
15. The Court of Common Pleas of Crawford County, Pennsylvania, retains jurisdiction to amend this Domestic Relations Order, but only for the purpose of establishing it or maintaining it as a Domestic Relations Order.
16. A certified copy of this Domestic Relations Order shall be served upon Channellock, Inc. immediately. This Domestic Relations Order shall take effect immediately upon Channellock, Inc. approval and then shall remain in effect until further Order of Court.

By the Court,
Gordon R. Miller, J

Dec. 5, 1994 Faxed to Walton

1993

R. Geraldine Lehman
vs
David E.Lehman

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of Record
AD 1993 - 1029

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Aug. 8, 1995 Certificate of Service filed. On January 9, 1995,I mailed a Notice of Intention to Request Entry of Divorce Decree, Defendant's Counter-Affidavit under Section 3301 (d) of the Divorce Code, a copy of Notice and David E.Lehman's Affidavit (a copy of which is attached hereto), and copy of the Praecipe to Transmit Record and proposed Divorce Decree in the above captioned matter by U.S.First Class regular mail,postage prepaid, to R. Geraldine Lehman and her counsel, James R. Irwin,addressed as follows:

R.Geraldine Lehman
108½ S.Franklin Street
Titusville,PA 16354

James R. Irwin, Esq.
360 Chestnut Street
Meadville, PA 16335 - Attorney for R. Geraldine Lehman

I make this statement pursuant to 18 Pa. C.S.Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute.
Date: July 17, 1995

Tamera Ochs Rothschild, Esq.

Aug. 8, 1995 Master's Report and Recommendation, filed.

Aug. 8, 1995 Notice of Filing Master's Report filed.

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

DIVORCE DECREE FILED

Sept. 5, 1995 AND NOW, August 31, 1995, it is ordered, adjudged and decreed as follows:

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

2. The paraties shall receive the property as set forth below, which consists of all of the marital property of the parties set forth in the Master's Report and Recommendation:

Wife:

Blazer building	$20,000
Future rents from Blazer lease	10,391
½ Proceeds from sale of marital residence	6,413
½ Proceeds from sale of 112 N. Drake	120
1990 Subaru	4,400
Personal property in her possession	4,960
Ranger boat	6,000
1985 Yamaha snowmobile	1,000
John Deere Tractor	1,100
Yamaha generator	250
Dakota Mining stock & warrants	324
Northwest Savings Pension	14,261
Northwest Savings 401(k)	5,755
Payment of restitution	459
Savings bond	100
Total to wife	$75,533

Husband:

Value of Drake Consumer, less Blazer Bldg	$28,800
½ Proceeds from sale of marital home	6,413
Excess principal & interest required for mortgage payoff	2,666
½ Proceeds from sale of 112 N. Drake	120
Personal property in his possession	4,626
1976 Dodge Motor Home	3,800
1986 BMW	600
1978 Dodge Van	1,600
Ford Truck & Plow	1,500
Speedex Tractor & mower	500
1982 Yamaha snowmobile	500
Integra Account #1217967	500
Titusville News checking	1,143
Radio Shack, checking	497
Drake Consumer, checking	1,350
Post separation corporate profits	19,233
Total to Husband	$73,848

3. Husband shall assume liability for any remaining debt and the liabilities of Drake Consumer Discount Co., including any remaining payments owed to Integra Bank on the line of credit used by Drake Consumer Discount Co.

4. With respect to husband's pension, the marital property component (coverture fraction) of the pension is 62.50/100ths of the projected monthly benefit at normal retirement (projected to be $310.95) based upon husband's salary on June 30, 1995. If husband retires or his remployment is terminated before the normal retirement age, the fraction, which determines the marital property component, shall be adjusted as necessary to reflect the total number of months worked to earn the benefit. The portion of the pension awarded to wife, $194.34 per month, is 100% of the marital property component of the monthly benefit as described above, subject to such actuarial adjustments as might be necessary based upon the wife's age, sex, benefit form selected, or the date upon which she elects to put the Plan into pay status. Husband is awarded 100% of the nonmarital portion of the pension. Wife shall be entitled to the same pro rata share of the marital portion of the following: any early retirement incentive based upon years of service during the marriage; any preretirement benefits that might become available; and any surviving spouse benefits that might become available. The present value of such payments to wife is $14,261.

5. Within 30 days from the date of this Decree the parties shall sign all the necesary documents to transfer the title to motor vehicles and any other documents necessary for the transfer of ownership of assets as provided for hereunder.

RECORD CONTINUED ON PAGE 454.....

R. Geraldine Lehman

vs.

David E. Lehman

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6. From the deposits paid into the court, the prothonotary shall pay the Reporter's fee of $350.00 forthwith to Elsie E. Huser, RD # 2 Box 266, Conneautville, PA 16406.

8. The parties shall pay the remaining costs in the amount of $1,607.50: Husband shall pay $803.75 and Wife shall pay $803.75 before a divorce decree will be delivered to them.

9. The prothonotary shall pay over the remainder of any deposits and payments to the county forthwith as a portion of the Master's Fee.

10. All claims for alimony, alimony pendente lite, counsel fees, costs and expenses raised in the record, which are not resolved by this decree are dismissed.

BY THE COURT:
Gordon R. Miller, J.

Sept. 12, 1995 ORDER filed. AND NOW, Sept. 8, 1995, the Prothonotary has called to the attention of the Court that paragraph 8 of the final decree of August 31, 1995 may not provide enough money to meet all of the bills in this case. The Prothonotary indicates that there is still $100 due and owing. We have not, and will not take the time to figure the fees in this case.

Accordingly it is ordered as follows:

1. In addition to the sums required heretofore each party shall pay an additional $50.00 to the Prothonotary within thirty (30) days from this date.

2. If either party believes that is incorrect then counsel for the paraties are ordered and directed to meet to figure this out and come to an appropriate resolution without the involvement of the Court. If, after that, a party is still dissatisfied with this Order and believes that either an additional $100 is not owed or that the allocation set forth in this order is improper, said party may file a motion for hearing within fifteen (15) days from this date. If such a hearing is held both paraties shall be fully prepared to explain all of the costs that were assessed, the payments that were made and any other cost matters to the Court in simple fashion at the time of the hearing.

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

Sept. 12, 1995 FAXED Attys. Irwin, Pickens, Rothschild.

Jan. 31, 1996 Motion for Entry of Qualified Domestic Relations Order and ORDER filed. (see papers filed).

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 31, 1996 Order FAXED Attys. Irwin and Rothschild.

May 1, 1996, Motion for Leave to Withdraw and order filed. ORDER: AND NOW, this 30th day of April 1996 upon consideration of Motion above, it is hereby ordered and decreed that said Motion is granted and Roeder & Rothschild is permitted to withdraw their appearance of record on behalf of dft.

BY THE COURT,
Gordon R. Miller, J.

5/1/96 faxed to Irwin and Rothschild.

May7, 1996 Petition for contempt and order filed. ORDER: LAND NOW, this 3 day of May 1996 it is hereby ORDERED, ADJUDGED AND DECREED THAT a rule to show cause is hereby entered upon the dft. toshow cause why he should not be held in contempt of court.

Said Rule is returnable on the 12 day of June 1996 in C. R. No. 1 or 2 of courthouse, Meadville, Pa. at 9:30 am.

For the court, A. Walker, Ct. Adm.

5/7/96 faxed to Rothschild andIrwin.

May 30, 1996 Motion to Withdraw Petition for contempt and ORDER filed. AND NOW, this 29th day of May, 1996, upon presentation and consideration of the within Motion, Plaintiff's Petition for Contempt in the abovecaptioned matter is hereby withdrawn.

Gordon R. Miller, J.

5-30-96 FAXED Irwin

Francis Weiderspahn,
Personal Representative
and Executor of the Estate of
Sarah Weiderspahn, Deceased,
and Francis Weiderspahn,
Individually,
vs
Meadville Medical Center,
Brian Dalton,M.D., Richard
Schroeckenstein, M.D., and
Joel Eidbo, M.D.,

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of Record

AD 1993 - 985

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Sep. 8, 1995 Request for Expenses and Attorney's Fees Pursuant to Rule 4008, and ORDER OF COURT filed. AND NOW, this 7 day of September, 1995,upon due consideration of the foregoing Petiton filed pursuant to Rule 4008, the Court hereby issues a Rule upon Defendant Schroeckenstein to show cause why the Court should not grant the request made by the Plaintiff for counsel fees and expenses pursuant to Rule 4008 and enter an Order in substantitally the same form as the proposed order attached by the Plaintiff to his Petition.

This Rule is returnable for hearing and argument before the Court on the 25th day of September, in Courtroom #2 of the Crawford County Courthouse before Judge Vardaro at 8:45 A.M.

Plaintiff shall provide a copy of this Order to all counsel of record upon receipt of the same from the Office of the Prothonotary.

By the Court,
Anthony J.Vardaro, J.

9-8-95 Faxed Attys. Kadunce,McVerry, Quinn, Jr. & Klemensic

Sept. 25, 1995 Motion to Compel Production of Plaintiffs' Expert Report filed.

Sept. 25, 1995 Motion To Join in the Motion of Meadville Medical Center to Cmpel Production of Plaintiff's Expert Report, filed.

Sep. 25, 1995 ORDER filed. AND NOW, September 25, 1995, this matter comes before the Court for argument with regard to teh Plaintiffs' Request for Expenses and attorney's Fees Pursuant to Pennsylvania Rule of Civil Procedure 4008, with regard to a proposed deposition of the decedent's daughter, which would be taking place in Nashville, Tennessee.

Counsel for the plaintiff does not appear and telephones the Court, indicating that he has a flat tire and will not be able to appear, but that his position is contained in his motion, and therefore, he does not ask that the Court reschedule this matter.

After discussion with the attorneys for the defendants, it is ORDERED and DIRECTED that they take this deposition by telephone at a time to be scheduled at the convenience of all counsel, and that if possible, all counsel meet in the office of the plaintiffs' attorney so that 6the deposition may be taken with all counsel present and only the witness in Nashville, Tennessee. This procedure should be followed unless the counsel for the plaintiffs does not wish to have all counsel meet in his office, in which case, the telephone deposition shall be set up at the convenience of all counsel in a manner wherein counsel may be located wherever they wish.

Either party may send whatever medical records they wish to the witness in advance so that she may be prepared for any medical questions insofar as she is also a nurse and it is the Court's understanding that the decedent was transferred to a hospital in Tennessee where this witness was located.

In the event any party is not satisfied with the results of that deposition and wish to have a live deposition with this witness, this Order is without prejudice to the plaintiff to then request expenses and attorney's fees pursuant to Rule 4008 and the Court will set an argumetn with regard to that issue.

We also note athat we have before us a motion to compel production of the plaintiffs' expert report which was filed on behalf of the Meadville Medical Center and then joined in with regard to the other defendants. That motion was filed early last week and we did not schedule it for today, but had hoped that with all counsel present, it could be resolved. Insofar as plaintiffs' counsel is not present, the Court Administrator is directed to schedule this matter for the next available argument list without further motion from any party. BY THE COURT,
Anthony J. Vardaro, J.

Sept. 25, 1995 Faxed to all Counsel by Court. Given Crt. Adm.

Oct. 25, 1995 ORDER filed. AND NOW, October 23, 1995, this matter is before the Court on a motion to compel production of Plaintiff's expert report which has been joined by all Defendants.

After argument and discussion, it is ordered and directed that the Plaintiff provide to each Defendant a copy of two expert reports the Plaintiff is scheduled to receive within ten days of the receipt of each report but no later than December 31, 1995 without further order of court.

In the event there are any future reports or supplemental reports, they shall be provided to each defense counsel within ten days of the receipt by the Plaintiff.

Finally, we note that on January 30, 1995 this action was discontinued as to Defendant Joel Eidbo, M.D. and upon oral motion of Francis J. Klemensic, Esquire, former counsel for Joel Eidbo, M.D., which is without opposition, Joel Eidbo, M.D. shall herinafter no longer appear as a Defendant in the caption as is reflected by the caption preceding this order. BY THE COURT:
Anthony J. Vardaro, J.

10/25/95 copies of order to Attys. Kadunce, Quinn, McVerry and Klemensic.

Jan. 11, 1996 Motion for Sanctions for Failure to Produce Expert Reports and ORDER filed. AND NOW, to-wit, this 10 day of January,1996,it is hereby ORDERED, ADJUDGED and DECREED that the defendants' Motion for Sanctions for Failure to Provide Expert Reports is granted. The Plaintiff shall provide said reports to Defendants forthwith and the Court Administrator shall schedule further hearing for the court to determine which sanctions shall be imposed.

BY THE COURT:
Anthony J. Vardaro, J.

1-12-96 Faxed, J.Quinn, McVerry, Klemensic & Kadunce. CC: Ct. Administrator

Jan. 11, 1996 Motion forSanctions for Failure to Produce Expert Reports, filed.

Feb 29, 1996 Order of February 26, 1996, concerning argument pursuant to a motion for sanctions for failure to produce expert reports, filed.

March 14, 1996 Motion For Summary Judgment on behalf of defendants filed.

March 14, 1996 Upon praecipe of defendants attorney, this case placed on next Argument List.

ON APRIL 1996 ARGUMENT LIST

May 2, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 1, 1996, it is ordered and directed that the plff. pay toeach of the three remaining counsel the sum of $200 within 30 days of the date of this order.

by the court,
Anthony J. Vardaro, J.

May 2, 1996, Mailed to all counsel of record.

- Continued on Page 456 -

Continuation of AD 1993 - 985 - Francis Weiderspahn et al vs. Meadville Med. Ctr. et al(frompage 455)

May 2, 1996, ORDER filed. AND NOW, April 29, 1996 at the time set for argument on dft's motion for summary judgment, counsel appears for the dfts, and counsel for the pff. appears.

Previously, upon motion of counsel for the dfts, we have entered an order precluding the plffs. from presenting any expert testimony at the time of trial due tothe fact that they have not timely provided anexpert report to counsel for the dft, despite numberous efforts to obtain those reports through this court.

Plaintiffs counsel indicates that he could not obtain an expert's report that fulfilled the requirements necessary to be able to prove this cause of action, and does indicate that heagrees that this is a cause of action that would be necessary for there to be an expert's opinion at the time of trial, and therefore an expert's report previous to trial. Counsel indicates this date that he has not withdrawn this action because the plff. will not allow him to do so.

Having considered all of these matters at this time, we enter summary judgment on behalf of all remaining defendants, and the Prothonotary is directed to forthwithenter that judgment without further order of court and without further praecipe on the part of any defendant.

That judgment is effective the date of this order so that it is clear as to when any appeal period begins to run.

Finally, counsel for Mead. Med. Center on behalf of that dft. and other dfts. has presented a motion for sanctions and counsel fees in this matter, which the court will take under advisement.

Judgment entered 5/2/96
W - 64, 154
5/1/96 Mailed copies to all counsel.

BY ORDER OF THE COURT,
Anthony J. vArdaro, J.

SUMMARY JUDGMENT
BARBARA H. KING,
Prothonotary

May 2, 1996, Motion for Sanctions/Counsel Fees filed.

1993

Patricia A. Shrock
vs
Alvin A. Shrock

continued from page 427
of record
AD 1993-1254

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March 26, 1999 Motion to Compel Appraisal and Order filed. And now, this 26th day of March 1999, hearing on motion to compel appraisal is hereby set for the 5th day of May 1999 at 9 AM in Courtroom no. 2 of the Crawford County Courthouse Meadville, PA 16335

Ann A. Walker, Ct Admin

3/29/99 Faxed Gamble & Irwin

May 5, 1999 Motion to Reconsider and Order filed. And Now, this 5th day of May 1999 the palintiff's petition for bifurcation will be re-heard on the 1st day of July 1999 at 8:45 AM in Courtroom no 2 of the Crawford County Courthouse, Meadville, PA

Ann A. Walker Ct Admin

5/5/99 Faxed Gamble & Irwin

May 14, 1999 ORDER filed. AND NOW, May 5, 1999, this matter comes before the court on a motion to compel and an appraisal filed by the Plaintiff. The Plaintiff appears with counsel and the Defendant appears without his counsel, but indicates that his attorney will be continuing to represent him in other matters regarding this divorce action, but not with regard to this hearing.

After an informal hearing, it is ordered and directed that the Plaintiff shall within 30 days have an appraiser of her choice contact the Defendant by telephone at 382-2826 and indicate to the Defendant either personally or on his answering machine that the appraiser wishes to come to the property as soon as possible to do a real estate appraisal.

The Defendant shall agree to a date and time for that appraisal within 10 days from the date the appraiser calls and it the appraiser has to leave a message, the Defendant shall get back to the appraiser within 24 hours to arranage a date within 10 days from the first call.

The Defendant shall allow the appraiser to have free access to the property so that he or she may do a real estate appraisal and if the Defendant fails to do so, the Plaintiff may request sanctions from the Court including but not limited to an order that the Defendant may not at the time of a Master's hearing testify as to the value of the property and, further, that the Defendant shall pay all costs involved as a result of his failure to allow the appraiser to come to the property for an appraisal. In addition, the Defendant is cautioned that if he does refuse to do so, the Court may impose a fine or incarceration until he is willing to do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

May 14, 1999 Order Distributed to Attys. Gamble and Irwin.

June 24, 1999 Petition Raising Economic Claims (Alimony/Alimony Pendente Lite) (Counsel Fees , Costs and Expenses) Filed.

June 22, 1999 Notice of Scheduled Pre-Hearing Conference Filed.

July 6, 1999 Notice of Shceduled Master's Hearing filed.

July 7, 1999 Order filed. And now, July 6, 1999 after no apparent opposition form the defendant, the plaintiff's Motion to Reconsider Bifurcation in this matter is granted and the divorce portion of this action is bifurcated from any remaining isues.

If everything is in order with regard to the divorce action either party may praecipe for the granting of a divorce

By the Court
Anthony J. Vardaro, J.

7/7/99 Faxed Gamble & Irwin

August 5, 1999 Praecipe to Transmit Record Filed. Upon Praecipe of Ann Hansen Gamble Esq. Attorney for Plaintiff to transmit the Record, this Case moved to Court

Aug. 31, 1999 DIVORCE DECREE filed.

AND NOW, August 16, 1999 it is ordered and decreed as follows:

1. Patricia A. Shrock and Alvin A. Shrock are divorced form the bonds of matrimony.
2. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
3. Any existing spousal support order shall hereafter be deemed an order for alimony pendente lite if any economic claims remain pending.
4. Until final resolution of the ancillary economic claims both parties are enjoined and restrained from alienating, assigning, consigning, condealing, conveying, distributing, encumbering, pledging, secreting, transferring or otherwise disposing of any marital real property and marital personal property.

BY THE COURT,
Gordon R. Miller, J

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1993 31254 AD 1993 1254

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Patricia Cheers and Brad Cheers
vs
James Fasenmyer

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of Record
AD 1993 - 991

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4. Witnesses. The plaintiff intends to call Dr.Tar by the video tape deposition as well as both plaintiffs. The defendant inteds to call the defendant as well as Rebecca Schmader, Bridget L. Dolnosich and possibly the defendant's father.

5. Exhibits. From the exhibits anticpated and discussed, it does not appear that there are any exhibits that willbe in dispute. The parties should have all exhibits pre-numbered and exchanged prior to trial so if there are any issues that can be determined prior to the beginning of trial with regard to the exhibits,that may be done at the final pretrial conference just prior to trial.

6. Voir Dire Questions. Counsel shall prepare and exchange voir dire questions no later than 4:30 P.M. on Friday, February 9, 1996. All objections to proposed voir dire questions shall be brought to the attention of the Court just prior to jury selection. After the Court has asked questions of the jury panel,counsel will be permitted toread or paraphrase their voir dire questions. The Court will permit counsel to supplment their voir dire questions if said questions are reasonably necessary to make further inquiry on matters raised by voir dire of the Court and other counsel.

7. Peremptory Challenges. The plaintiffs shall have four peremptory challenges and the defendant shall have four peremptory challenges. Twenty-one jurors will be called and the thirteenth remaining juor after the peremptory challenges,will be the alternate juror.

8. Points for Charge. Counsel shall submit requested points for charge as soonas possible but no later than the close of presentation of all evidence. Prior to closing argument by the parties, the Court will rule on requested points of charge so that the parties will know what the Court intends to tell the jury.

9. Proposed Verdict Slip. Any counsel desiring to submit a propossed Verdict Slip, shall do so prior to commencement of closing arguments.

BY THE COURT:
Anthony J.Vardaro, J.

1-31-96 Voci & Dawson (Backup)

Mar. 11, 1996 Upon praecipe of Plaintiff Attorney the above-captioned matter is marked settled, discontinued and ended.

1993

1993

David J. Duke al

vs.

Chrysler Corp. and
William B. Myers

Record continued from page 381

of

AD 1993 - 1281

June 23, 1997 Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1993

1993

Kimberlee Miller
vs.
J.Mark Miller

Record Continued from page 253
of
AD 1993 - 1153

Sept. 12, 1995, Petition for Contempt and order filed. NOTICE AND ORDER TO APPEAR: Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for visitation.

If you wish to defend against the claim set forth, you may but are not required tofile inwriting with the court your defenses or objections.

Whether or not you file in writing with the court your defenses you must appear in person in court on Sept. 25, 1995 at 1:30 p.m. in C. R. No. 1 2 or 3, Crawford County Courthouse, Meadville, Pa.

If you do not appear in person, the court may issue a warrant for your arrest.

If the court finds that you have wilfully failed to comply with its order for visitation, youmay be found in contempt and committed tojail, fined or both.

You should take this paper to your lawyer.....

Court Adm. Crawford County Courthouse, Meadville, Pa. 16335.

by THE COURT,
Anthony J. Vardaro, J.

9/12/95 faxed to D. Shawn White, given Walton.

Oct 2, 1995 Motion to Continue Custody Contempt Hearing and Order, filed. AND NOW, this 29th day of September, 1995, upon presentation and consideration of the Defendant's Motion to Continue Custody Contempt Hearing; Said hearing is continued to NOVEMBER 30, 1995 at 9:00 A.M. in Courtroom 1, 2 or 3. BY THE COURT:
Gordon R. Miller, P.J.

Oct 2,1995 Faxed Walton & Hatheway
Oct 4, 1995 Faxed Pineo

Oct.13,1995, Acceptance of Service of Petition for Contempt by Edward J. Hatheway, atty. for defendant filed.

Dec. 7, 1995 ORDER filed. AND NOW,November 30, 1995, the Court hears testimony on a petition for contempt and allegations being that the father neglected at alltimes to have one or both children strapped in the seat belts in the car, that he was drinking in their presence, was not properly supervising the children. The Court finds absolutely no evidence that the children are not properly supervised. The Court finds from the facts in the case that there was one incident involving one of the minor children where the child was sleeping on the back seat of the car without a seat belt. Accordingly, the Court finds the Defendant not in contempt of this custody order and dismisses the petition. The Defendant is cautioned however that the law requires the children at all times to be in seat belts and the custody order precludes him from drinking inthe presence of the children.

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

12-8-95 Copy to Attys. Walton & Hatheway

june 30, 1997 Certificate of completion of the Seminar for Separating Parents for J. Mark Miller, filed.

July 11, 1997 Certificate of completion of the Seminar for Separating Parents for Kimberlee Miller, filed.

July 14, 1997 Stipulation Agreement and Custody Consent Order: AND NOW, this 14th day of July, 1997, upon stipulation of the parties to this action, the following Order is hereby entered:

1. The father, J. Mark Miller, and the mother, Kimberlee Miller, shall have joint and shared legal custody of the subject minor children, Krystal L. Miller and Cody M. Miller. Both the mother and the father are entitled to full access to medical records, educational records and other important records. Further, the mother and the father shall consult with each other and both parties shall make important decisions effecting the subject minor children including those decisions involving the children's education, medical treatment and religious instruction.

2. The custody arrangement between the parties shall be as follows:

a/ From now until the date when the mother moves to the state of Missouri, the mother shall have primary physical custody of the minor children. The mother shall have the minor children in her custody from Sunday evening at 5:30 p.m. until Friday evening at 6:00 p.m. The father shall have the minor children in his custody from Friday evening at 6:00 p.m. until Sunday evening at 5:30 p.m..

b. Once the mother moves from Crawford County,m Pennsylvania tot he state of Missouri, the father shall have the minor children in his physical custody commencing with the date that the mother moves until approximately one week prior to the commencement of the 1997-1998 academic school year for the relevant school district in the state of Missouri where the children will be attending school. Gordon R. Miller, P.J.

(FOR COMPLETE ORDER SEE PAPER FILED)
July 14, 1997 Faxed Hatheway and Distributed Walton

Dec 29, 1997 Petition to Modify Existing Child Custody Court Order and Order: You Kimberlee Miller, have been sued in court regarding your children, Krystal L. Miller and Cody M. Miller.

You are ordered to appear in person for a Child Mediation Conference at teh Crawford County Courthouse in Meadville, PA 16335 before, John Spataro, Esq., Child Custody Mediator. The date and time of the Child Mediation Conference will be scheduled by the Child Custody Mediator chosen in your case will contact you and Inform you of the date and time of th Child Mediation Conference.

Date: 1-12-1998 Gordon R. Miller, P.J.
Jan 14, 1998 Faxed Hatheway, Walton & Spataro

Jan 9, 1998 Petition for Emergency Special Relief and Order: AND NOW, this 9 day of January, 1998, after presentation and consideration of the Defendant's Petition for Emergency Special Relief, said petition is hereby granted.

The Defendant father shall have primary physical custody of the parties two minor children, Drystal Miller and Cody Miller, from now until the Child Custody Mediation Conference.

Further Krystal Miller and Cody Miller shall finish out the 1997-1998 academic school year in Pennsylvania and reside with their father during this time period.

This Court Order is a temporary order and is not to serve as guidance in any way to the Child Custody Mediator for his or her ultimate decision at the Child Custody Mediation Conference.

Motion to Ct. Adm. to appoint mediator already filed. P. Richard Thomas, S.J.
Jan 9, 1998 Faxed Hatheway and Dist. Walton

RECORD CONTINUED ON PAGE 510.....

1286.	FREDERICK T. DZARA, JR. Plaintiff VS. VICKIE L. DZARA Defendant	CONTINUED FROM PAGE 432 of RECORD A. D. 1993 - 1286

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6. The parties shall pay the remaining costs due in this matter, which amount to $705: Husband shall pay $352.50 and Wife shall pay $352.50 before a divorce decree will be delivered to them. Said sums shall be paid to the Prothonotary no later than December 1, 1995.

7. The prothonotary shall pay over the remainder of any deposits and payments to the county forthwith as a portion of the Master's Fee.

8. This is a final decree and resolves all claims between these parties for alimony, alimony pendente ite, equitable distribution, counsel fees, costs and expenses raised in the record or otherwise.

BY THE COURT:
Gordon R. Miller, J.

Feb 21, 1996 Petition For Contempt Of Court Or To Enforce a Court Order and Order. AND NOW, February 21, 1996, upon consideration of the foregoing Petition, a Rule is entered upon the Respondent, Frederick T. Dzara, to show cause why he should not be held in Contempt of Court for having failed to comply with the Court's Order of Nov. 13, 1995.

The Rule is returnable ont he 28 day of March 1996 at 1:30 o'clock in Courtroom 1.

Feb. 21, 1996 Faxed Malc & Barrett
Feb 27, 1996 Pickens

Apr. 9, 1996 ORDER filed. AND NOW, March 28, 1996, the defendant's motion for contempt of court is DENIED. The defendant's request for counsel fees is DENIED.

BY THE COURT,
George Levin,S.J.

4-9-96 Faxed Malc & Barrett

Mar 24, 1997 Motion Pro Hac Vice and Order: For good cause shown this Court grants Vickie Dzara's Motion that Ruth Fischbein-Cohen be permitted to appear before this court, pro hac vice, as counsel for defendant Vickie Dzara, in the matter for an Order for Visitation, although the motion should be filed by a Pennsylvania lawyer moving admission pro hac vice.

Gordon R. Miller, P.J. Dated: 3-21-97

Mar 24, 1997 Faxed Malc & Barrett & Mailed Cohen

1993

Leslie Tar, M.D.
vs
Shirley C.Hager

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AD 1993 - 1223

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Oct. 26, 1994 Order of Motion for Continuance and ORDER filed. AND NOW, this 26 day of October, 1994,upon consideration of the foregoing Motion for Continuance, it is herebyordered that the Arbitration Hearing scheduled for October 31, 1994,regarding the above-captioned matter be continued until the 15th day of November, 1994, at 9:30 a.m., in the Greenroom of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Theodore H. Watts

10-26-94 Faxed Rothchild, Hatheway, mailed Hager & Tar

1993

1993

Rickey J.Harmon
vs
Jennifer Harmon

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of Record
AD 1993 - 993

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*f. For the holidays of Christmas, Thanksgiving and Easter,it is contemplated that the child will be in the care and custodyof both the mother and the maternal grandparents. If, for any reason,the mother's parents are unable or unwilling to accomodate the foregoing schedule and particularly toaccomodate the parties with respect to the sharing of transportation, then in that event, mother's visitations with the child shall be limited to three hours on Christmas Day, Easter and Thanksgiving, with said visitations to take place at the mother's appartment from 3:00 p.m. until 6:00 p.m., with a staff member from Veos being present at all times.

g. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the care and custody of the child.

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 cancellationor modification be necessary, the parties shall attempt at once toarrange for alternative visits or to make alternative arrangements.

6) The father shall have primary responsibility for the transportation of the child,except with respect to the holidays of Christmas,Thanksgiving and Easter which are covered in paragraph 4 of this order.

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

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

10) The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this order shall govern. Additionally, mother shallnotify father of any times when she expects to take the child out of state.

11) Either party may request a review of this order upon a material change in circumstances.

12) Costs and fees of this Mediation, which are fixed at $250.00 ($50.00/hr.x5 hrs.) are to be paid by the County, along with the $9.00 Court Order filing fee, which is to be paid bythe Prothonotary.

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

BY THE COURT,
Anthony J. Vardaro, J.

3-1-95 Copy to Attys. Spataro, Walton & Lindsay

1993

Richard E. Schnarrs and
Barbara J. Schnarrs
vs.
Rosemary Prenatt and Grace
Price Lockwood, their heirs
successors and assigns

CONTINUED FROM PAGE 19

of Record

A. D. 1993 - 919

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EXCEPTING AND RESERVING THEREFROM all that certain piece or parcel of land conveyed by Mary Terregino, Executrix of the Estate of Rose Terregino, deceased, to Lenora Terregino Scannell and Josephine Terregino Luhn byDeed dated October 7, 1986, and recorded in Crawford County Deed Book 573, Page 129. (Crawford County Tax Identification Number 3300-14-G-22A)

PARCEL 3: (Crawford County Tax Identification Number 3300-14-G-22A)

BEGINNING at a point in the south line of Park Place, said point being situate 74.83 feet west of the intersection of the west line of North Cottage Street and the south line of Park Place, said point also being the northwest corneer of land now or formerly of Anthony and Mary E. Terregino; thence in a southerly direction along the west line of land of the said Anthony and Mary E. Terregino 50 feet to a point; thence in a westerly direction, at right angles to the first reach herein described, a distance of 25 feet more of less to a point in land formerly of Joseph Dickson, now of the Rose Terregino Estate; thence in a northerly direction along other land of the Estate of Rose Terregino a distance of 50 feet more or less to a point in the sough line of Park Place; thence in an easterly direction, along the south line of Park Place, 25 feet more or less to the point and place of beginning and having erected thereon a one-story frame dwelling.

Chain of title to said parcel may be found by referring to and as more specifically set forth in Complaint filed in the office of the Prothonotary of Crawford County at the above number and term.

Defendant, Rosemary Prenatt, her heirs, successors and assigns, are hereby forever barred from impeaching, levying or in any way attacking the titles of the Plaintiffs to the aforesaid parcels of land, from commencing or maintaining any action attacking the same or from encumbering, mortgaging or conveying the same or any part thereof unless the Defendant Rosemary Prenatt, her heirs, successors or assigns, shall within thirty (30) days of the date of the entry of this Order file a Petition to open or to strike judgment in this proceeding or bring an action in ejectment against the Plaintiffs.

If no Petition to Open or Strike Judgment is filed within thirty (30) days of this Order, then upon Praecipe of the Plaintiffs, the Prothonotary is directed to enter final judgment against the Defendant, Rosemary Prenatt, her heirs, successors and assigns.

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

P - 144
Oct. 26, 1993 copy to L. Pepicelli-Youngs

Nov. 16, 1993 Praecipe for Entry of Final Judgment against Defendant, Rosemary Prenatt, her heirs, successors and assigns, pursuant to Court Order of October 15, 1993 filed.

502

1993

JACQUELINE LOUISE MORRISON

VS.

MICHAEL EMERY MORRISON

RECORD CONTINUED FROM PAGE 1

OF

AD 1993 - 901

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

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

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

11. Either party may request a review of this order upon a substantial change in the circumstances of either of the parties or of the subject minor child.

12. Costs and fees of this Mediation, which are fixed at $127.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13. The deposit requried 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 of mediation and teh 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.

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.

Dec. 8, 1993 Copy of Order to Attys. Wm. Pineo, R. Charles Thomas, Barbara Walton, Wm. Pineo, Plf., Dft.

Dec. 9, 1993 Motion For De Novo Hearing and Order filed. And now, December 1993 upon presentation of the within Motion, a de novo hearing is scheduled for the 14th day of January, 1994 at 1:30 o'clock p.m. in Court Room No. 1, 2 or 3 of the Crawford County Court House, Meadville, Pennsylvania.

FOR THE COURT,
Ann A. Walker, CA

Dec. 15, 1993 Copies of order to Atty's. Thomas, Walton and Pineo

Jan. 21, 1994 MODIFICATION ORDER, filed. AND NOW, January 14, 1994, at the time set for hearing de novo on this matter, the parties and their counsel appear before the Court and advise the Court that they have amicably resolved the situation and will use the Temporary Order issued November 29, 1993 as a general statement of their amicable resolution, except that the following numbered paragaraphs of said Order are to be changed as follows in modification of the aforesaid Order:

1. Paragraph 3a of the Temporary Order of November 29, 1993 shall be changed to read as follows:

The plaintiff, Jacqueline L. Morrison, shall have primary physical custody of the subject minor child. The defendant, Michael E. Morrison, shall have the right to visitation and temporary physical custody each weekend of every month from Friday at 5:00 o'clock p.m. through Sunday at 5:00 o'clock p.m., except for the third weekend of the month.

2. The defendant, Michael E. Morrison, shall have the right to visitatiions and temporary physical custody during the summer months as follows:

He shall be entitled to have the subject minor child in his custody for the first full two (2) weeks of the month of June; for the first full two (2) weeks of the month of July; and, for the first full two (2) weeks of the month of August.

3. Paragraph 3b shall be changed to read as follows:

The parent not having physical custody shall have the right to telephone the child at reasonable times and for a reasonable length of time and such conversations will not be unreasonably monitored by the parent having physical custody. The plaintiff, Jacqueline L. Morrison, shall provide to the defendant, Michaell E. Morrison, her current listed telephone number for that purpose. But the defendant, Michael E. Morrison, shall not disclose that telephone number to any other persons.

The remaining paragraphs of the Order entered on November 29, 1993 are affirmed as written.

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

Jan. 21, 1994 copy to R.C.Thomas & B. Walton & W. Pineo

10/18/02 for future entries see computer

1993

Tammy L.Arrington
vs.
William C. Arrington

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of record

AD 1993 - 1021

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12. A copy of this Order shall be delivered to the Pennsylvania State Police Barracks at Meadville, Pennsylvania, and by regular mail to the plaintiff at R.D.#2, Box 85, Linesville, Pennsylvania, 16424, and to the defendant, in care of Deborah Nichols, 4495 Center Road, Andover, Ohio, 44003.

13. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

14. The defendant is ordered to pay court costs in this matterin the amount of $85.50 to the Prothonotary of Crawford County on the First Floor of the Crawford County Courthouse within 90 days of this date.

15. This Order shall remain in full force and effect through October 19, 1994.

BY THE COURT,
Anthony J. Vardaro, Judge

10-22-93 Copies dist. to Pa.SPD, Plft, Deft. & Co. Control.

Feb. 4, 1994 Motion To Amend Or Modify A Protection From Abuse Order, filed.

Feb. 7, 1994 ORDER filed. AND NOW, February 4, 1994, the Plaintiff appeared in motions court and signed a motion to amend or modify this matter indicating that she no longer wished to have a Protection From Abuse Order in effect. Accordingly, the Protection From Abuse Order entered October 20, 1993 is hereby vacated.

The prothonotary shall send a true and correct copy fo this Order to the Pennsylvania State Police, County Control, and tos the Defendant at 4495 Center Road, Andover, Ohio 44003.

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

Feb. 7, 1994 copies dist. to PSP, County Control & Dft.
Feb. 10, 1994 copy to Plf.

504

1993

Linda Lee Hannold
vs.
Christopher Scott Drusko

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to do so by mutual consent and agreement.

6. Each of the parents and any adult, including grandparents, coming into regular contact with the child involved in this case to develop and express that natural love and respect due a parent from his or her child. Neither of the parents (nor any adult coming into regular contact with the child) will do or say anything to blacken the character of either parent in the eyes of the child.

7. This Order shall not prejudice the righat of either party to request further Mediation if there are changed circumstances in the lives of the parties or the child or in the event that the best interest of the child would be served by further Mediation. For the purposes of this paragraph, the mother shall give the father a writtennotice of thirty days of any intention to move from Crawford County on a more or less permanent basis, during which time the father shall be entitled to request further mediation.

8. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either of the parents or the child resides in the Court's jurisdiction and for a least six months from the date of this Temporary Order.

9. The fee for Child Custody Mediation shall be paid 50% by the defendant father and 50% by the County of Crawford on behalf of the plaintiff mother because she is on Public Assistance and is, therefore, indigent.

10. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within ten days from the date of this Temporary Order.

BY THE COURT:
Anthony J. Vardaro,J.

Dec. 23, 1993 copy to B. Smith, Plf. & Dft.

1993

Korine E. Chace
vs.
James E.Chace, Jr.

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7. The Defendant is reminded that this is an order of Court and violation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

8. The Defendant shall pay court costs in the amount of$89.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania no later than November 19, 1993.

9. This order shall remain in full force and effect through November 8, 1994.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Nov. 12, 1993 Copies to Atty.Barrett, Pltf., DFT, Vernon Twp. Police & Co. Control.
Nov. 16, 1993 Copy of Order to Atty. Lindsay.

506

1993

1993

Laura Newhard
vs.
Paul Newhard

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of Record
AD 1993 - 1165

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9. A copy of this Order shall be delivered by the Prothonotary to County Control and the Pennsylvania State Police insofar as the Plaintiff resides at R.D.#1, Box 700, Saegertown, Pennsylvania, 16433.

10. The Defendnt is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

11. The Defendant shall pay record court costs in the amount of $89.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse within ninety (90) days of the date of this Order.

12. This Order shall remain in full force and effect through November 23, 1994 unless modified or terminated by further Court Order.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

12-1-93 Copies dist. to Pa. S.P.D., Co. Control, Irwin & Deft.

508

1993

David Lee Cantrell
vs.
Tammy Cantrell

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

12. Costs and fees of this Mediation, which are fixed at $127.00, are divided equally between the parties. The mediator notes for the Court that the mother is indigent and receives public assistance. Her share shall therefore be paid by Crawford County. The father's share shall be assessed to him as costs in this case.

13. The deposit required for the appointment of the Custody Mediator wasmade by the father. The deposit shall first be applied agaisnt the father's share of costs and the remainder, if any, shall be remitted to him.

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

By the Court,
Anthony J. Vardaro, J.

Jan. 5, 1994 copy to W. Pineo, S. Hall, C. Brode, W.T. Powell, Clerk of Courts (Astabula, Ohio), Plf. & Dft.

1993

DARLENE DULL
vs
LENA DULL

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AD 1993 - 1309

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In the meantime, the Temporary Order entered December 28, 1993, shallremain in full force and effect.

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

1-12-94 Copies dist. to Deft.(Cert.), Hatheway & Co. Control.

Feb. 8, 1994 ORDER filed. AND NOW,February 4, 1994, the Defendant's motion for lack of jurisdiction is DENIED. HOWEVER,the Defendant's point that the Plaintiff being a minor cannot bring this suit in her name is well taken and, therefore, the Court hereby amends the caption to read, "DarleneeDuell, a minor by her parent and natrual guardian, Michael Duell."

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

2-8-94 Copies dist.to Hatheway & Kirkpatrick

Feb.8, 1994 ORDER filed. AND NOW,February 4, 1994, after Plaintiff's case in chief was presented and the Plaintiff rested, and after the Court heard one (1) witness on behalf of the Defendant, we are not convinced by the fair weight of the evidence that thePlaintiff has proved than physical abuse occurred and, therefore, the Petition is dismissed.

A copy of this Order shall be delivered to Meadville City Police Department and to County Control Costs shall be paid by Crawford County.

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

2-8-94 Copies dist. to Hatheway, Kirkpatrick, County Control & MCP

510

1993

KIMBERLEE MILLER VS. J. MARK MILLER RECORD CONTINUED FROM PAGE 495 OF AD 1993 - 1153

June 12, 1998 Petition to Withdraw Petition to Modify Child Custody Court Order and for Return of Unused Portion of $200.00 Deposit for Child Custody Mediator and ORDER filed. AND NOW, this 12th day of June, 1998, after presentation and consideration of the Defendant's Petition to Withdraw Petition to Modify Child Custody Court Order for for refund of unused portion of $200.00 deposit for child custody mediator, said petition is hereby granted.

The Defendant's Petition to Modify child custody court order filed on Dec. 29, 1997 is hereby withdrawn.

The Prothonotary's Office is directed to issue a check in the amount of $175.00 and made payable to "J. Mark Miller." This $175.00 is to be sent to Edward J. Hatheway, Esq--who in turn will forward it to Mr. Miller, less any costs due to Prothonotary.

The Prothonotary's Office is also directed to make arrangements that John F. Spataro, Esq. is paid $25.00 for his services rendered in connection with this matter.

BY THE COURT:
Anthony J. Vardaro, J.

June 15, 1998 FAXED Atty. Hatheway.

MARK ALLEN SMOCK
VS.
CINDY CASPERSON

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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 mvoes, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Feb. 8, 1994 copy to W. Pineo, B. Walton, C. Brode, Plf. & Dft.

Feb. 9, 1994, Praecipe and Affidavit to Proceed In Forma Pauperis filed.

Feb. 9, 1994, Motion for Hearing De Novo and Stay of the Temporary Custody Order and Order filed. ORDER: AND NOW, this 9 day of Feb. 1994 upon presentation and consideration of the within Motion, a Hearing De Novo is scheduled in this matter for the 30 day of March 1994 at 1:30 p.m. in the Court of Common Pleas of Crawford County, Pa.

For all periods of time that the father has custody he shall reside, and the child shall reside, at the home ofthe paternal grandparents and no where else.

This motion and order shall be served upon the plaintiff Mark Allen Smock, and/or the atty. of record by the Crawford County Sheriff Dept. or by first class reg. mail.

BY THE COURT,
Gordon R. Miller, J

Feb.9, 1994, copies of order to W. Pineo, B. Walton, C. Brode.

Mar. 9, 1994 Petition for Contempt and Order, filed. AND NOW, this 9 day of March, 1994, upon presentation and consideration of the within Petition on Contempt, a hearing is scheduled for March 30,1994, at 1:30 P.M. o'clock in Court-room 1 or 2 of the Crawford County Courthouse located in Meadville, Pennsylvania.

By the Court:
Anthony J. Vardaro, J.

Mar. 10, 1994 copy to b. Walton, C Brode, W. Pineo

Apr. 8, 1994 Order filed. AND NOW, March30, 1994 we have before us a petition for contempt with respect to alleged violations of the temporary order of February 2, 1994 and the supplemental order of February 9, 1994.

We have this date conducted a de novo custody hearing and have entered an order based on that hearing.

The parties agree that the Court will not hear the petition for contempt but that the Plaintiff will withdraw that petition andin return, he willhave the child in his custody for the entire week of his vacation.

He shall notify the Defendant of when that week will occur at least two weeks prior to the vacation period, andso that the parties are clear, the week will begin on a Sunday at 5:00 p.m. and end on the following Sunday at 5:00 p.m., except that whatever the normal period of temporary custody is, the Defendant shallhave the child in her custody formn the Friday before the week custody begins through the Sunday that it begins at 5:00 p.m.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Apr. 8, 1994 Copies dist. to Walton and Brode

Apr. 8, 1994 Order filed. AND NOW, March 30, 1994 after a de novo hearing with regard to this child custody matter, it is ordered and DECREED as follows:

1. the temporary order of February 2, 1994 is AFFIRMED to the extent it is not inconsistent withthe remainder of this order.

2. The supplemental order entered by Judge Miller on February 9, 1994 is rescinded.

3. During any period of time when mother is not in full-time attendance at school, which presumably will begin for this year in approximately the first part of June of 1994, the period of temporary physical custody each week for father form Wednesday at 4:00 p.m. through Saturday at 5:00 p.m. shall be changed to be Thursday at 4:00 p.m. through Sunday at 5:00 p.m. In the event that mother then returns to school in the fall of 1994, such period of temporary custody ea ch week shall revert back to the Wednesday at 4:00 p.m. through Saturday at 5:00 p.m. schedule.

4. The Plaintiff shall be required to exercise his periods of temporary custody at the home of his mother for all such periods of temporary custody for the next 30 days only. At the end of those 30 days, father shall have cleared out a room which is available at his residence and appropriately prepared it for the child to exercise his periods of temporary physical custody at his own residence. He may, of course, bring the child to his mother's residence during his work hours so that she may be the daytime caretaker or to such other appropriate place for day care as he may deem appropriate during his periods of temporary physical custody.

5. When a party has the child in their physical custody, the other party shall not telephone the party with physical custody of the minor child unless it is necessary to discuss the welfare of the child. Obviously, it is not appropriate under those circumstances for a party to have to call theother party two or threes times in an evening or for that matter even once in a normal evening or day.

6. Holiday visitation shall remain as set forth in the temporary order, except that if for some reason the temporary physical cusotdy schedule is that which has father with temporary physical custody from Thursday at 4:00 p.m. through Sunday at 5:00 p.m. Thanksgiving would them be changed so that mother would have physical custody of the child until 4:00 p.m. on Thanksgiving, when the normal Thursday through Sunday period of temporary custody would revert to father.

In the event the Thursday through Sunday schedule would be in effect for the Easter holiday, father's period of temporary physical custody would end at noon on Easter Sunday rather than at 5:00 p.m.

In the event that the Thursday through Sunday schedule would be in effect for mother's day, then father's period of temporary custody would end at noon on mother's day rather than at 5:00 p.m.

7. As indicated in the temporary order, the provisions of that order with respect to visitation for holiday and to the extent it is modified by this order shall take precedence over the other provisions of this order relating to custodial or visitation periods.

8. With respect to the provision that the parties shall not call one another unnecessarily, the Court also ORDERS and DECREES that they shall not procure any other party to do so.

9. The parties are again reminded that they may not use illegal drugs or be under the influence of alcohol at any time they have the care and custody of the minor child nor shall they allow anyone else within the residence to be under the influence of alcoholic beverages or use illegal drugs.

10. If a party who is to receive the child for a period of temporary custody is more than one half hour late without having made prearrangement, that period of physical custody may be canceled.

11. The parties at all times shall make every effort to be courteous to the other party in making such arrangements and with respect to any cancellation or modification that is necessary.

12. In the event the child is ill when there is to be an exchange of custody, both parties shall take party in the decision with rrespect to whether or not custody shall change, the Court reminding these parties that they are both the parents of this child and this is a shared custody arrangement.

The Prothonotary has noted to the Court that the Defendant has failed to pay mediation costs in the amount of $76 and we note that she is proceeding in forma pauperis and themediator was in error in ordering her to do so. Accordingly, those mediation costs shall be paid by the Court.

As previously indicated, to the extent that the order of February 2, 1994 is not inconsistent with this order, that order is AFFIRMED: however, the order of February 9,1 994 is RESCINDEN in its entirety.

BY ORDER OF THE COURT,
Anthony J. Vardaro ,J

Apr. 8, 1994 copies dist. to Walton and Brode

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MARK ALLEN SMOCK

vs.

CINDY CASPERSON

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Apr. 8, 1994 Memorandum and Order filed. AND NOW, April 6, 1994, our order of March 30, 1994 with respect to the petition for contempt is modified to the extent that if Plaintiff father's normal period of tempoary physical custody is ending on Saturday on 5:00 p.m. his osne week period of temporary physical custody shall begin at 5:00 PM on that Saturday and extend to 5:00 p.m. the following Saturday and if his normal period of temporary physical custody shall end on Sunday at 5:00 p.m. his one week shall begin on that Sunday at 5:00 p.m. and continued through the following Sunday at 5:00 p.m. Effectively, that will give father a period of temporary physical custody from Wednesday at 4:00 p.m. until the second Saturday at 5:00 p.m. or else Thursday at 4:00 p.m. through the second Sunday at 5:00 p.m.

Recognizing the effectively is approximately a ten day period of temporary physical custody, it is ordered and directed that provided Plaintiff father is not on an out-of-town vacation the Defendant mother shall have a period of visitation on the Tuesday of father's extended period of temporary physical custody with said period of visitation to be from noon until 5:00 p.m. If Plaintiff father chooses to take an out-of-town vacation, then such period of visitation to defendant mother will not be applicable.

This order is in no way intended to affect our order with respect to the de novo custody matter also entered on March 30, 1994 and is only intended to modify the order we entered with respect to the petition for contempt.

BY THE COURT,
Anthony J. Vardaro,

Apr. 8, 1994 Copies dist to Walton and Brode

Dec 10, 1997 Petition to Temporarily Suspend Father's Visitations, filed.

December 12, 1997 PETITION TO MODIFY EXISTING CHILD CUSTODY COURT ORDER ON BEHALF OF CINDY CASSPERSON DEFENDANT AND ORDER AND NOTICE AND NOTICE AND ORDER TO APPEAR FILED. AND NOW, this 15 day of December, 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 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 Prothonontary's Office and in the CRawford County Law Library or contact the center for Family Services, Inc.

By the Court
Anthony J. Vardaro, J.

12/16/97 FAXED HATHEWAY & PINEO

You, Mark Allen Smock, have been sued in court regarding your son, Codi A. Smock.

You are ordered to appear in person for a Child Mediation Conference at the Crawford County Courthouse in Meadville PA 16335 before, William Pineo, Esq., Child Custody Mediator. The date and time of the Child Mediation Conference will be scheduled by the Child Custody Mediator. The Child Custody Mediator chosen in your case will contact you and inform you of the date and time of the Child Mediation Conference.

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

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

Court Administrator
Crawford County Courthouse
Meadville, PA 16335 (814) 336-1151 ext. 298
AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Please of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrator's Office. all arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attned the scheduled conference of hearing.

BY THE COURT:
Anthony J. Vardaro, J.

Date Dec. 15, 1997

Dec. 17, 1997 ORDER FILED. AND NOW, Dec. 10, 1997, this matter comes before the Court in Motion Court with counsel for both parties present, as well as the litigants present. The defendant is requesting a suspension of the plaintiff's periods of temporary physical custody with the child or alternatively, restrictions with regard to that temporary physical custody pending mediation.

After hearing this matter in Motion Court, pending mediation, ti is ORDERED and DIRECTED that the father shall exercise his periods of temporary physical custody either at his parents' residence in Cochranton, PA, or else in his home, but without ten year old Patrick, the son of Cathy Hays present at any time when the child who is subject to this Order is present in that home.

In the event there is an unfounded determination with regard to any sexual activity between Patrick and this child this Order shall automatically be rescinded.

In the event the defendant has not petitioned for mediation and paid the appropriate fee within 72 hours from this Order, it shall be rescinded.

BY THE COURT
ANTHONY J. VARDARO, J.

12/17/97 DISIRIBUTED WALTON & HATHEWAY

Feb. 3, 1998 MOTION TO WITHDRAW PETITION TO MODIFY EXISTING CHILD CUSTODY COURT ORDER AND TO CANCEL THE FEB. 18, 1998 CHILD CUSTODY MEDIATION CONFERENCE AND ORDER FILED. AND NOW, this 3 day of Feb. 1998, upon presentation and consideration of the Defendant's Motion to Withdraw Petition to Modify Existing Child Custody Court Order and to Cancel the Feb. 18, 1998 Child Custody Mediation Conference, said motion is hereby granted.

BY THE COURT:
Anthony J. Vardaro, J

2/3/98 FAXED Pineo, Hatheway and Copy ot Walton

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1993 TERM

Kimberly Ann Minnis Foulk
vs
John Floyd Foulk

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of Record
AD 1993 - 1185

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III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten(10) days of the date hereof. However, this order is entered without prejudice to the right of either party to request a further mediation conference at any time after April 1, 1995.

IV. Cost of the mediation conference will be divided equally between the parties. The Prothonotary of Crawford County is hereby directed to refund a port of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Gordon R. Miller, Judge

10-11-94 Copy of Order to Attys. Kikrpatrick, Irwin & Fuller

514

1993 **TERM**

MARK ALLEN SMOCK VS. CINDY CASPERSON RECORD CONTINUED FROM PAGE 512 AD 1993 - 1275

March 30, 1998 Motion for Return of Unused Deposit for Child Custody Mediator and ORDER filed. AND NOW, this 27 day of March, 1998, after presentation and consideration of the Defendant's Motion for Return of Unused Portion of her Deposit for Child Custody Mediator, said motion is hereby granted.

The Prothonotary's Office is hereby directed to issue a check payable to "Cindy Casperson" for the amount unused from her original $200.00 deposit. The Prothonotary's Office shall forward this check to her attorney, Edward J. Hatheway, Esq., Mr. Hatheway shall then forward this check to Ms. Casperson.

BY THE COURT:
Gordon R. Miller, J.

April 1, 1998 FAXED Atty. Hatheway, copy to B. Walton.

Sept 3, 1999 Motion for Special Relief and Order filed. And Now, this 3 day of Spetember 1999 upon consideration of the within Motion, Said Motion is granted. The subject minor child shall be in teh primary physical custody of the Deft Mother pending mediation and further order of court. The Plaintiff father shall havetemporary physical custody each weekend from Saturday at 8 am until Sunday at 7 pm commencing Sept 4, 1999. The exchange shall occur at maternal Grandmothers house in Meadville. This Order is entered pending mediation and is not intended as guidelines for the mediator.

By the Court
Anthony J. Vardaro, J.

9/3/99 Faxed Brode & Keenan

Sept. 10, 1999 Petition For Modification of Custody and Order filed. AND NOW,this 14th day of September, 1999, Upon consideration of the within Motion, said Motion is granted. This matter is granted. This matter is hereby reffered to Custody Mediator John Spataro, Esq. for Modification.

BY THE COURT,
Gorodn R. Miller,

9/15/99 Faxed Walton, Spataro & Brode

Oct 11, 1999 Certificate of complyetion of the Seminar for Separating Parents for Mark Smock, filed.

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1993 31275

South Park Plaza, Inc.
vs.
Evelyn Camasi

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of record
AD 1993 - 1107

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Oct. 28, 1994 In Re: Scheduling of Non-Jury Trials for Cases Listed on October, 1994 Trial List. ORDER filed. AND NOW, this 27th of October,1994, non-jury trials are hereby shceduled in the following cases on the dates and at the times set forth below:

# on October, 1994 Civil Trial List	(Abbrvd.) & Docket Number	Non-Jury Trial Date and Time: Courtroom
#29	South Park Plaza, Inc. vs. Evelyn Camasi A.D. 1993 - 1107	December 6, 1994 9:15 A.M., #2 (1 day)

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

10-28-94 Faxed to Attys. Swisher & Bailey

Dec. 6, 1994 Upon Praecipe of C.Crady Swisher, III, Esquire, The counterclaim in the above-captioned matter is discontinued of record.

Dec. 13, 1994 Certificate of Service filed. A copy of this document has been served on all other parties or their counsel on the 6th day of December, 1994.
By: Robert S. Bailey

Dec. 13, 1994 Request for Supplemental Attorney Fees filed.

Dec.13, 1994 VERDICT,filed. AND NOW, December 7, 1994, after non-jury trial in this matter, we find in favor of the Plaintiff South Park Plaza, Inc. and against the Defendant Evelyn Camasi in the amount of $17,401.55 together with total reasonable attorney's fees in the amount of $3,200 which amount shall include those previously awarded and interest shall accrue at the legalrate of 6% with respect to the $17,401.55 commencing August 12, 1993. Additionally, the Defendant shall pay all record costs.
We note that the counterclaim in this matter has been discontinued.

BY THE COURT:
Anthony J.Vardaro, J.

12-13-94 Mailed Swisher, Faxed Atty. Bailey

Dec. 15, 1994 Exhibits filed.

Dec. 20, 1994 Motion for New Trial filed.

Dec. 22, 1994 Plaintiff's Motion toStrike Defendant's Motion for New Trial filed.

Dec.22, 1994 Plaintiff's Reply to Defendant's Motion for New Trial, filed.

Dec. 22, 1994 Upon Praecipe of Robert S.Bailey, Esquire,Attorney for Plaintiff,the above captioned matter is placed on the next available Argument list.

Dec. 22, 1994 ORDER filed. AND NOW,December 21, 1994,the Defendant having filed a motion for new trial pursuant to Pa. R.C.P. 227.1 it is ordered and directed that the Court Administrator schedule this matter for oral argument at the February 1995 argument list.
The Defendant indicates in hermotion that the entire record should be transcribed and we note that we do not believe it is necessaryfor the record to be transcribed at all for us to consider the issues raised but the Defendant may arrange with the Court Reporters to have all or part of the record transcribed at her expense.

BY THE COURT:
Anthony J.Vardaro,J.

12-22-94 Faxed to Atty. Bailey,given Atty. Swisher.

ON FEBRUARY, 1995 ARGUMENT LIST

516

1993 **TERM**

AD 1993 - - 1271

~~Continuation of Crawford County vs. Pa. Labor Relations Bd. adn AFSCME, Dist. Council 85, AFL CIO from page 371~~

And Now, April 12, 1996, upon Motion for Assessment of costs and entry of Judgment, with copies from the Appeals court attached, Pursuant to Pa. Rule of Appellate Procedure 2762(a) and the order of Commonwealth Court entered May 30, 1995, Assessment of costs and Entry of Judgment is hereby entered in favor of Intervenor and against the plaintiff in the amount of Two Hundred Eighty Four and 00/100 dollars.

Judgment entered
4/12/96
C - 184

Debt - $284.00
JUDGMENT - ASSESSMENT OF COSTS

Barbara H. King,
Prothonotary

May 8, 1996, notice of entry of judgment mailed to plff atty.

FOR FUTURE ENTRIES AS OF MARCH 19, 2001 SEE COMPUTER.