CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 285
Vol. 1

Jan 1989

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1989

Hayt, Hayt, & Landau
Arthur Lashin

1.

Culbertson, Weiss,
Schetroma and Schug
Nancy M. Sennett

FORD MOTOR CREDIT COMPANY
One American Road
Dearborn, Michigan 48122

vs.

STEVEN E. VAN DUSEN a/k/a
STEVEN VAN DUSEN AND
LEWIS R. ANDREWS
R. D. #2, Box 30
Linesville, Pennsylvania 16424

Filed Jan. 3, 1989
@ 11:09 a.m.

Tax & entry Paid	$40.50
bal. Pd 1/11/89	10.00
Sheriff's Costs	32.00
Pro Co Pd 6-7-89	9.00
Sat pd. 5/8/91	5.00

COMPLAINT - CIVIL ACTION

2 copies (sheriff)

Jan. 17, 1989 Sheriff's Return filed. SERVED Steven VanDusen personally on January 17, 1989 at 11:50 AM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Lewis r. Andrews within named defendant on January 17, 1989 at 11:51 aM by serving his authorized agent, Steven E. vanDusen (his son-in-law) as per his signed Acceptance of Service attached.
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 3, 1989, Apppearance of Culbertson, Weiss, Schetroma & Schug, by Nancy M. Sennett, attorneys for defendants filed.

Feb. 28, 1989 Answer and New Matter of Defendants, Steven E. Van Dusen and Lewis R. Andres, to Plaintiff's Complaint file.

AND NOW, June 7, 1989 Upon Stipulation for Judgment Against Defendants, Judgment is hereby entered in favor of the Plaintiff and against the Defendants in the amount of Two Thousand Dollars plus court costs and interest at 6% per year from date of judgment.
The execution upon said judgment is stayed on the conditions that the Defendant comply with the following payment schedule:
Thirty dollars ($30.00) a month payable on the 5th day of each month commencing June 5, 1989, until the aforesaid balance is paid (for further conditions, see paper filed).
D-153, 153; A-215
Debt.....$2000.00 + costs & int.
JUDGMENT
James F. Simmons
Prothonotary

June 12, 1989 Notice of Judgment mailed defendants.

EX1991-14

May 6, 1991, UPon praecipe of plaintiff attorney, the above judgment is hereby satisfied of record upon pyament of costs.

1989

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

2.

SHIRLEY BISBEE

vs.

ROBERT P. BISBEE, III

Filed Jan. 3, 1989
@ 11:28 a.m.

Tax & entry Paid	$50.50
Pro Co pd 3/30/89	9.00
State pd 3/30/89	10.00
Pro Co pd 8/30/90	15.00
User's Fee pd 8/30/90	5.00

COMPLAINT IN DIVORCE

(Plaintiff's Affidavit Under Section 201(d) of the Divorce Code attached to complaint)

Jan. 3, 1989 Return of Service filed. Ann H. Gamble, being duly sworn ac cording to law, deposes and says:
That she is an attorney at law licensed to practice in the Com. of Pa. and that she did serve a Notice to Defend and Claim Rights, and the complaint Notice of Availability of Counseling, Plaintiff's affidavit Under Section 201(d) of the Divorce Code on Dec. 30, 1988, at 2:40 p.m. at the office of Fuller, Kinnunen, Petruso & Gamble, Titusville, Pa. 16354, on Robert P. Bisbee, III.
Said service was made by reading the same to him and making the contents thereof known to him, and by handing him copies thereof.
Ann Hansen Gamble, Esq.

Feb. 21, 1989 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 28, 1989 Affidavit of Service filed. And Hansen Gamble being first duly sworn deposes and says: That is an attorney at law licensed to practive in the Commonwealth of Pennsylvania, and that she did serve a Proposed Praecipe for Review under Section 201(d) of the Divorce Code, a Notice of Intention to Request Entry of Divorce Decree and a Form for the defnedant's Counter-Affidavit Under Section 201(d) ofthe Divorce Code, to the Defendant, Robert P. Bisbee, III by mailing the said to him by U.S. Postal Service, certified, return receipt requested, a copy ofthe said receipt and return being attached hereto on February 2, 1989, the same being received by the defendnat on or before February 15, 1989 the same having been sent to him at his place of employment at Seminary Plaza Ramada Inn, Alexandria, Virginia 22300. Ann Hansen Gamble

Mar. 28, 1989 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 28, 1989 Notice Of Intention To Request Entry of Divorce Decree filed.

Mar. 28, 1989 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) ofthe Divorce Code, this case moved to court.

Apr. 10, 1989 Order filed. AND NOW, April 10, 1989, this case having been submitted to the Court for review under Section 201(d) of the Divorce Code, and it appearing that on February 21, 1989, defendant filed a counter-affidavit under Section 201(d) alleging that the marriage was not irretrievably broken and that he desired to claim economic relief, it would appear that there are factual issues which preclude the grant of a divorce at this time, and the file is , therefore, returned to the Prothonotary's Office. BY ORDER OF THE COURT,
Robert L. Walker, J

Apr. 10, 1989 Copies mailed by Judge's secretary

Aug. 30, 1990 Petition For Additional Claims Alimony, Alimony Pendente Lite, & Counsel Fees filed.

Sept 4, 1990 Motion for Hearing and Order filed: AND NOW, this 31 day of August, 1990, hearing is set for October 2, 1990, at 9:00 a.m. in Courtroom #1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania in regard to the above motion.

For the Court,
Imogene Yetman, Ct. Adm.

Sept 6, 1990 Copies of order mailed to Atty. Gamble

Sept. 7, 1990 Petition To Proceed In Forma Pauperis and Order filed. AND NOW, this 6th day of Sept., 1990, hearing is set for 2nd day of October, 1990, at 9:00 o'clock a.m., in Courtroom #1 or 2, of the Crawford County Courthouse, Meadville, Pennsylvania.
Imogene Yetman, C.A.

Sept. 12, 1990 Copy of order mailed to Ann Hansen Gamble.

Sept. 11, 1990, Notice to Attend to Robert Bisbee filed.

Oct. 2, 1990, Plaintiff's Monthly Income and Expenses filed.

Oct. 2, 1990, Inventory and Appraisement of Plaintiff filed.

Oct. 2, 1990 Letter to Plaintiff's Attorney from Defendant filed.

Oct. 4, 1990 Order filed. AND NOW, October 2, 1990 the matter is before the Court on a petition by the plaintiff to proceed in forma pauperis and a petition for alimony pendente lite and counsel fees. The defendant fails to appear. Counsel for the plaintif advises that service was made by regular mail and was acknowledged in a letter dated September 9, 1990, a copy of which is filed as part of the record in this case.
This divorce was proceeding as a routine 201(d) divorce until the defendant filed on February 21, 1989 a counter-affidavit alleging that the marriage was not irretrievably broken and that he wished to claim aliomny, property division, lawyers fees, expenses and other rights. In regard to this counter-affidavit, the Court notes the record shows the defendant has filed no further pleadings and with the passage of time, the Court assumes he does not intend to do so.
The Court hereby sets a hearin gon the defendant's claim that the marriage is not irretrievably broken and his claim that the marriage is not irretrievably broken and his claim for ancillary relief for November 1, 1990 at 9:00 a.m. Of the defendant wishes to pursue his counter-affidavit, he must file the requisite pleadings and serve them on the attorney for the plaintiff on or before October 22, 1990, and the defnedant, if he wishes to pursue said claims, must personally appear for th ehearing scheduled November 1, 1990. The defendant is advised that if he fails to appear, even though he has filed supplemental pleadings, the Court will consider that he has abandoned his counter-affidavit claims.
The plaintiff's request to proceed in forma pauperis is tentatively granted and she is relieved from paying any further costs in the case, bu thte Court reserves the right to modify this Order in the event the matter proceeds further in litigation.
The plaintiff has likewise made a claim for alimony pendente lite and we reserve ruling on awarding her temporary alimony and attorney fees pending the outcome of the hearing on November 1, 1990. In this regard, the defendan tis advised that if the Court awards temporary alimony and counsel fees as part of this litigation, it reserves the right to date the commencement of the Order back to the time the petition was filed August 30, 1990.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct. 8, 1990 Copies of order mailed to Ann Hansen Gamble and Defendant.

Continued on Page 2A

Oct. 11, 1990, Affidavit of Service filed. Ann Hansen Gamble being first duly sworn deposes and says: That she is an atty. licensed to practice in the Com. of Pa., and that on the 9th dayof Oct. 1990 she did send by re. mail a copy of the order dated Oct. 2, 1990 by depositing it in the U.S. Postal Service at the address stated int eh Petition to the defendant Robert p. Bisbee III.

Ann Hansen Gamble, Esq.

Nov. 1, 1990 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

Nov. 5, 1990 ORDER filed. AND NOW, Nov. 1, 1990, at the time set for a hearing on the Defendant's contest of the 201(D) divorce and consideration of the petition for alimony and counsel fees, the Court notes that an affidavit of service of notice of the hearing was filed Oct. 11, 1990 indicating regular mail notice to the Defendant at his last known address. This Court is advised that over the weekend of October 27/28, 1990, the Defendant appeared at the residence of the Plaintiff for a visit with the children. He acknowledged receipt of said notice and advised that he did not intend to appear, and pursue his opposition to the divorce.

Accordingly, the Court will entertain a praecipe to grant a 201(d) divorce filed by the Plaintiff.

In view of the foregoing, counsel for the Plaintiff in this forma pauperis divorce advises the Court that they now wish to withdraw the petition for alimony and counsel fees and said request is granted.

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

Nov. 7, 1990 Copy of Order to Atty. Ann Hansen GAmble, defendant.

Nov. 15, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, November 15, 1990, it is ordered and decreed that Shirley Bisbee, plaintiff, and Robert P. Bishbee III, defendant, are divorced fromthe bonds of matrimony.

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

Nov. 15, 1990 **D I V O R C E D E C R E E F I L E D .**

2B

1989

1989

Apple and Apple
Joel E. Hausman

3.

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

POWER DRIVES, INC.

vs.

CARMACO, INC.

Filed Jan. 3, 1989
@ 11:39 a.m.

Tax & entry Paid	$40.50
Bal.	10.00
Sheriff's costs	15.00
Pro Co Pd 2/22/90	5.00

COMPLAINT

1 copy (sheriff)

Feb. 10, 1989 Sheriff's Return filed. Not Found, as to within named defendant Carmaco, Inc. as of February 2, 1989. Not at address, mailman never heard of them.
So answers,

Howard N. Stewart, Sheriff

Apr. 20, 1989, Acceptance of Service filed. Service of a certified coy ofthe palitniff original complailnt, filed on Jan. 3 1989 with the Prothonotary at No. AD 1989 - 3 are hereby accepted this 20 day of April 1989, by and on behalf of the defendant.

Paul D. Shafer, Jr.

May 9, 1989 Preliminary Objections to Plaintiff's Original Complaint filed.

Dec. 15, 1989, Amended Complaint filed.

Dec. 21, 1989, Defendant's Answer to Amended Complaint filed.

Feb. 22, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby discontinued. of record.

4

1989

Blystone & Blystone
Peter E. Blystone

4.

Mary Beth Kotcella
Attorney for U.S.A.

PENNBANK

vs.

DAVID P. KUHNS AND ELIZABETH A. KUHNS, AND
THE UNITED STATES OF AMERICA

Filed Jan. 3, 1989
@ 2:18 p.m.

Tax & entry paid $50.50 ✓
She;riffis Costs 55.00 ✓
Pro Co. Pd ~~3/14/89~~ 3/14/89 9.00 ✓
ProCo Pd 3/14/89 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE ACTION

3 copies (sheriff)
1 copy (atty)

Jan. 11, 1989 Affidavit Of Service filed.
1. The undersigned, Peter E. Blystone, is attroney for Pennbank, plaintiff in the above captioned action in mortgage foreclosure.
2. On January 3, 1989, affiant mailed a true and attested copyof theComplaint in the above case to the Honorable Dick Thornburgh, Attorney General of the United States,pursuant to Title 28 US Code Sction 2410, by certified United States mail addressed to the Department of Justice, Constitution Avenue and Tenth Street, N.W. Washington, D.C. 20530.
3. The aforesaid certified mail article P 724 950 685 was delivered January 6, 1989 as indicated by the certified mail return receipt attached hereto and made a part hereof.

I hereby verify that the statements set forth in the foregoing Affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subject the penalties of 18 PA.C.S. Section 4904 relating to unsworn falsificationto authorities.

Peter E. Blystone

Feb. 15, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared James Nelson who being duly swornaccording to law, deposes and says that on the 25 day of Jan., 1989, at 11:20 A.M., he served comp. in Mort. Foreclosure, filed at No. 4 Term, 1989, Crawford County, Pennsylvania, upon defendant U.S. Attorney at 633 US PO & Courthouse, Pgh, By making known the contents thereof to Debra Harvey sec. and handing to and leaving with her the certified copy of the received from Crawford.

So answers,

J. Nelson, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVEDSERVED David P. Kuhns personally by handing copy of Complaint to himon January 13, 1989 at 9:53 AM at his residence, R.D.#2, Matt Road, Meadville, Crawford County,PA.
SERVED Elizabeth Kuhns on January 13, 1989 at 9:54 AM by handing copy of Complaint to her husband, David P. Kuhns, at their residence, R.D. #2, Matt Road, Meadville Crawford County, PA.
SERVED The United States Attorney General by deputizing the Sheriff of Allegheny County,PA, as per his affidavit of service attached, Served: 1-25-89.

So answers,

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

Mar 8, 1989 Consent Judgment filed: AND NOW, to-wit, this 8 day of March, 1989, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED ADJUDGED AND DECREED that a judgment be entered in favor of the plaintiff and against the United States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendants David P. Kuhns and Elizabeth A. Kuhns.

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

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendants in the within proceeding.

BY THE COURT,
P. Richard Thomas, j

Mar 8, 1989 Copies of order to Peter Blystone and Mary Beth Kotcella, Esqs.

March 8, 1989 at 3:32 p.m., AND NOW upon Praecipe of Plaintiff Attorney, judgment is entered in favor of the plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Principal debt due pursuant to the terms of the mortgage and note	$27,311.60
Reasonable atty's fees of 20% of the mortgage debt in accordance with the contract terms.	5,462.32
TOTAL DEBT AND ATTORNEY'S FEES	$32,773.92
Together with interest on the principal debt at the rate of 10.99% per annum from 1/15/88.	

K-43,53
Judgment entered 3/8/89.

Debt $32,773.92
Interest from 1/15/88
Judgment
James F.Simmons, Pro.

EXECUTION NO. 1989 - 32

1989

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

5.

DEBBIE W. RUSSO

vs.

FRANK R. RUSSO, JR.

Filed Jan. 3, 1989
@ 2:47 p.m.

Tax & entry Paid	$50.50
3 counts paid	45.00
Pro Co Pd 5-25-89	9.00
State Pd 5-25-89	10.00

COMPLAINT UNDER SECTION 201(c) OR 201(d),EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CHILD CUSTODY, COUNSEL FEES, OF THE DIVORCE CODE

1 copy (atty)

Feb. 15, 1989, Verification filed. I, James R: Irwin, do herey certify that I am the atty. of record for Debbie W. Russo, Plaintiff and that as such, I amauthorized toexecute this Verification; that I did, on the 4th day of Jan. 1989 send byCert. Mail, Ret. Rec. req. addressee only, to Lt. Frank R. Russo, Jr. a true and correct ocpy of divorce complaint filed at the above no. at his last known address of USS AUBREY FITCH (FFG- 34), FPO Miami, FL-34091-1490, as evidenced by athte attached sender's receipt No. P 724 954 427 and that on the 13th day of Feb. 1989 I did receive the duly executed ret. rec. dated the 23rd day of Jan. 1989. James R. Irwin, Esq.

Apr. 11, 1989 Affidavit of Consent of Plaintiff filed.

Apr. 14, 1989, Affidavit of Consent of defendant filed.

May 24, 1989 Separation and Property Settlement Agreement filed.

May 24, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

May 26, 1989 **DECREE FILED.**

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

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named aprties shall be divided in accordance with a Separation and Property Settlement Agreement dated December 29, 1988, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the above captioned number and term, which states:

a). All of the personal property currently in Wife's possession shall be the sole and separate property of wife.

b). All ofthe personal property currently in husband's possession shall be the sole and separate property of husband, including a certain 1985 V.W. Golf motor vehicle.

3. Child Custody: This Decree provides that custody of the minor children shall be shared legally with primary physical custody of the children with Wife. Husband shall have liberal visitation according to a schedule to be agreed upon by the parties, as is more specifically set forth in paragraph 15 of the aforesaid December 29, 1988 Agreement, which states:

Husband shall have liveral visitation according to a schedule to be agreed upon by the parties and which shall be consistent with the best interests and welfare of the said children.

The parties hereto acknowledge that Husband cannot be afforded a minimum of visitation due to his military status in the U.S. Navy whereby husband is 'at sea' and unable to set up formal visitation with the minor children. The parties agree to work together to afford Husband reasonable visitation when he is able to exercise same.

In the event that the aprties are unable to agree upon visitation, or in the event the Husband's military status should significantly change, the parties hereto agree to renegotiate the visitation provisions or to petition the matter before a court of competent jurisdiction.

In addition, each parent shall be afforded reasonable telephone calling provileges; access to report cards and other relevant information concerning the progress of the children in school; approval of extraordinary medical and/or dental treatment, except in an emergency, and provided that such approval shall not be unreasonably withheld; approval of summer camp and schools provided that such approval shall not be unreasonably withheld.

4. Counsel-Fees: This Decree provides that Husband agrees to pay one-half (1/2) of Wife's counsel fees incurred in this divorce action.

5. A copy of the Separation and Proper ty Settlement Agreement of the parties, dated December 29, 1988, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

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

This Order shall be effective as of this 26th day of May, 1989.

BY ORDER OF THE COURT,

1989

6.

Bruce A. Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

CHARLES DAMICO, SR.

Filed Jan. 3, 1989

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

Jan. 5, 1989, Report of Mental Health Review Officer, Recommendation and Order filed. ORDER: AND NOW, this 5 day of Jan. 1989, upon consideration of the petition filed at the above no. and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED AND DIRECTED that the said Charles Damico, Sr. be committed to Warren State Hospital for treatment for a period not to exceed 90 days. This order shall take effect when arrangements can be made for the transfer of the patient. BY THE COURT,
P. Richard Thomas, J.

Jan. 4, 1988, copy to Mead. Med Ctr. for WSH.
Jan. 9, 1989, copies to Bruce Barrett and Mr. Lilly.

1989

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

7.

PAMELA J. BICHARD

vs.

RICK BICHARD

Filed Jan. 3, 1989
@ 4:20 p.m.

Tax & entry Paid	$40.50
bal Pd 1/6/89	10.00
Pro Co pd 11/12/91	9.00
State pd 11/12/91	10.0-

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 19, 1989 Acceptance Of Service filed. AND NOW, this 19 day of January, 1989, I hereby certify that I was served a certified copy of the Complaint in Divorce On January 9, 1989. Rick Bichard

Apr. 21, 1989. Affidavit of Consent of plaintiff filed.

June 1, 1989 Affidavit of Consent of Defendant filed.

Nov. 12, 1991 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of th eDivorce Code, this case moved to Court.

Nov. 14, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 13, 1991, it is ordered and decreed that Pamela J. Bichard, plaintiff, and Rick Bichard, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

Altomare & Barnhart
Joseph C. Barnhart

8.

RONALD G. SHINGLEDECKER AND KRISTY A. SHINGLEDECKER, HUSBAND AND WIFE, INDIVIDUALLY AND AS PARENTS AND NATURAL GUARDIANS OF TOSHA A. SHINGLEDECKER, A MINOR

vs.

JAMES BEACH AND LINDA M. BEACH, HUSBAND AND WIFE

Filed Jan. 4, 1989
@ 11:31 a.m.

Tax & entry Paid $50.50

PETITION TO COMPROMISE ACTION, ALLOW COUNSEL FEES AND EXPENSES, AND DIRECT DISTRIBUTION

2 copies (atty)

ORDER OF APPROVAL OF COMPROMISE: ALLOWANCE OF COUNSEL FEES AND EXPENSES: DIRECTION OF DISTRIBUTION: AND NOW, this 4th day of January 1989, upon petition to compromise the above action, allow counsel fees and expenses, and direct distribution, the court hereby enters the following order:

1. The paRTIES MAY COMPROMISE THIS ACTION UPON the terms of the proposed compromise set forth in the petition filed this date by Ronald G. Shingledecker and Kristy A. Shingledecker as parents and natural guardians of Tosha A. Shingledecker, a minor.

2. Ronald G. Shingledecker and Kristy a Shingledecker, parents and natural guardians of Tosha A. Shingledecker, a minor, are authorized to enter into a settlement agreement of the minors claim that provides for settlement payments as follows:

Date of payment	Payment Amount
Immediate (see distribution schedule set forth below)	$40,000.00
Age 18	$10,000.00
Age 19	$10,000.00
Age 20	$10,000.00
Age 21	$10,000.00
AGe 25	$20,000.00
Age 30	$20,000.00
AGE 35	$30,000.00
Age 40	$50,000.00
AGe 45	$75,000.00
Age 50	$100,000.00

Said Said parents and natural guardians are further authorized to pay the following claims, expenses and counsel fees from the immediate cash disbursement of the settlement proceeds that the minor is entitled to receive in this action.

A. To the Commonwealth of Pennsylvania, Department of Public Welfare (compromise of medical assistance claim)	$6,351.60
B. To Altomare & Barnhart, attorneys (actuary, medical records and court costs advanced)	$ 300.00
C. To Altomare & Barnhart, attorneys for Ronald G. and Kristy A. Shingledecker (gross proceeds of settlement of parental claim)	$18,541.35
D. To Altomare & Barnhart (counsel fees on behalf of the minor)	$14,807.05
Total Cash Distribution	$40,000.00

3. The balance remaining of deferred payments shall be paid in accordance with the distribution schedule set forth above.

BY THE COURT,
P. Richard Thomas, J.

Jan. 5, 1989, copy of order to Jos. Barnhart.

1989

Bozic and Thomas
R. Charles Thomas

9.

Kathleen R. Nelson

WILLIAM L. JACKSON,JR.

vs.

CYNTHIA L. JACKSON

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

1 copy (atty)

Filed Jan. 4, 1989
@ 3:17 p.m.

Tax & entry Paid	$40.50 ✓
Bal Pd 3/22/89	10.00 ✓
Pro Co pd 3/23/90	9.00
State pd 3/23/90	10.00

July 20, 1989 Answer and Counter Claim filed.

*

Aug. 21, 1989 Motion to set Hearing on Alimony Pendente Lite, Counsel Fees, Costs and Expert Fees and Order filed.
Order: AND NOW , this 21st day of August, 1989, a hearing on the Motion for Alimony Pendente Lite, Counsel Fees, Costs, and Expert Fees is set for Sept. 21, 1989, at 1:30 P.M. in Courtroom 1 or 2.

By the Court,
Robert L. Walker, J.

Aug. 23, 1989 copies of order to R.Chas. Thomas and Kathleen R. Nelson, attys.

* Aug. 21, 1989 Inventory and Appraisement of Cynthia L. Jackson, Defendant filed.

Aug. 21, 1989 Statement of Monthly Income and Expenses filed.

Sept. 25, 1989, Motion for Continuance and order filed. ORDER: AND NOW, this 25 day of Sept. 1989, the hearing in the above matter is continued generally.

Robert L. Walker, J.

Sept. 26, 1989, copies in boxes of R. C. Thomas and K. Nelson.

Sept. 25, 1989, Motion for Continuance and order filed. ORDER OF COURT: AND NOW, Sept. 20, 1989 the within Motion is granted and this hearing is continued to the 22nd day of Sept. 1989 at 1:30 p.m.

Robert L. walker, J.

Sept.26, 1989 copies to Attys. R. C. Thomas and K. Nelson, attys. (boxes)

Mar. 22, 1990 Affidavit Of Service filed. R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on January 6th, 1989, he sent a true and correct copy of the Complaint in Divorce, to the defendant, cynthia L. Jackson, by certified Mail No. 414739080, Postage Prepaid, Restricted Delivery, Return Receipt Requested, at her last known address, R.D. #1, Hadley, Pennsylvania; further that there is attached hereto a duly executed return receipt card showing date of delivery as January 9, 1989.

R. Charles Thomas,

Mar. 22, 1990 Marital Agreement filed.

Mar. 22, 1990 Affidavit Of Consent of defendant filed.

Mar. 22, 1990 Affidavit Of Consent of Plaintiff filed.

Mar. 22, 1990 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of the Divorce Code, this case moved to court.

Mar. 22, 1990 Motion For Authority To Amend Caption and Order filed. And now, March 26, 1990 The within Motion is allowed and the original Complaint in this case and all documents filed thereto in connection with this divorce case shall be considered to have been amended so as to reflect the correct given name of the Defendant to-wit Cindy L. Jackson. Gordon R. Miller, J

Mar. 27, 1990 Copy of order put in R. Charles Thomas' box.

Mar. 26, 1990 DIVORCE DECREE FILED.

AND NOW, March 26, 1990, it is ordered and decreed that William L. Jackson, plaintiff, and Cindy L. Jackson, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

David W. Pickens

10.

JOSEPH S. BADAGLIACCA AND JOANNA BADAGLIACCA, HIS WIFE

vs.

CONSTANTINE PUCKLY, III and the United States of America

Filed Jan. 4, 1989
@ 3:54 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	19.00
Pro Co Pd 2-15-89	9.00 ✓
Pro Co pd-5-3-89	9.00 ✓

COMPLAINT IN ACTION OF FORECLOSURE

2 copies (sheriff)

Jan. 24, 1989 Sheriff's Return filed. SERVED CONSTANTINE PUCKLY, III, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure No. A.D. 1989 - 10 to Stacy Puckly an adult member of the family withwhom he resides, namely daughter, on January 13, 1989, at 11:03 A.M. at their residence, 875 Rogers Ferry Road, Meadville, in the County of Crawford, State of Pennsylvania.
No one was found in possession of the property located at 392 North Street, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar d. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Feb 15, 1989 @ 10:55 A.M. Upon Praecipe of Plaintiff's attorney with notice of judgment attached, judgment his hereby entered in favor of the plaintiffs and against the defendant for failure to respond to the complaint and the same is liquidated as follows: Principal debt due pursuant to the terms of the mortgage, Fifty-nine Thousand Nine Hundred One and 15/100 Dollars; Interest from 5/1/88-12/31/88 @ 8.5% or $13.95 per diem, Two Thousand One Hundred Thirty-four and 35/100 Dollars; Taxes not paid, Twelve Thousand Two Hundred Forty-seven and 47/100 Dollars; Attorney fees, Three Thousand Six Hundred Ninety-three and 36/100 Dollars; TOTAL Seventy-seven Thousand Nine Hundred Seventy-six and 33/100 Dollars, together with interes on the principal debt at the rate of $13.95 per diem from 12/31/88.
P-31
Debt.....$77,976.33 + int.
JUDGMENT
James F. Simmons
Prothonotary

EX/1989-30

May 3, 1989 Petition To Open Judgment By Consent filed.

May 3, 1989 Amended Complaint in Action of Foreclosure filed.

May 3, 1989 Consent Judgment filed. AND NOW, to wit, this 3rd day of May, 1989, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favor of the plaintiff and against the United State of Amercia for foreclosure of the mortgage of plaintiff of defendnat Constantine Puckly, III.

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

Nothing contained in the wihtin Order shall, in any way, be construed as entry of a monetary judgment against the United States of Amercia, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendant in the within proceeding.

BY THE COURT:
Robert L. Walker, J

May 5, 1989 copies of order to David Pickens and Mary Beth Kotcella

U-183
judgment entered 5-3-89
Judgment
James F. Simmons
Prothonotary

1989

David W. Pickens

11.

JOSEPH S. BADAGLIACCA AND
JOANNA BADAGLIACCA, HIS WIFE

vs.

CONSTANTINE PUCKLY, III

Filed Jan. 4, 1989
@ 3:59 p.m.

Tax &.entry Paid $50.50
Sheriff's Costs 19.00

COMPLAINT IN CONFESSION OF JUDGMENT
FOR AMICABLE EJECTMENT

1 copy (sheriff)

And Now, Jan. 4, 1989 Pursuant to the authority contained in the warrant of attorney, (attached to Complaint) David W. Pickens, Esq. appears for the defendant and ocnfesses judgment in ejectment against him and in favor of plaintiff for possession of the real property described below:

All that certain piece or parcel of land situate in the Second Ward of the City of Meadville, Crawford County, Pa. bounded and described as follows, to-wit:

ON THE North by North St., and fronting thereon, fifty (50) feet; on the South by an alley fifty (50) feet on the East byLiberty Street; and having a depth or front thereon of eighty-eight feet, and on the West by land now or formerly of the widow of Jacob Prenatt, deceased, eighty-eight (88) feet.

P - 31
Judgment entered 1/4/89

JUDGMENT
James F. Simmons,
Prothonotary

Jan. 24, 1989 Sheriff's Return filed. SERVED Constantine Puckly, III the within named defendant by handing a true copy of the within Confession of Judgment No. A.D. 1989 - 11 to Stacy Puckly, an adult member of the family with whom he resides, namely daughter, on January 13, 1989 at 11:01 A.M., at their residence, 975 Rogers Ferry road, Meadville, in the County of Crawford, State of Pennsylvania.

So answers,

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

Ex 1989-3

1989

Quinn, Gent, Buseck and Leemhuis, Inc.
Natalie Dwyer Haller

12.

Gordon R. Miller

Anthony J. Vardaro
Thomas, Truax, Spadafore, Vardaro & Walker

JEANNE M. MILLER

vs.

DEBRA LYNN WASSON

Filed Jan. 5, 1989
@ 1:02 p.m.

Tax & entry Paid	50.50 ✓
Sheriffs costs	22.90
Pro Co Pd 10/3/90	6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Feb. 8, 1989, Writ Returned. SERVED Debra Lynn Wasson personally on Jan. 21, 1989, at 6:53 p.m. by handing a true copy of the Summons to her at her place of visitation, Luv-Lee Acres, R. D. #1, Box 365, Saegertown, Crawford County, Pa.
So answers, Leola M. Copeland, Dep. Sheriff
Howard N. Stewart, sheriff

Feb. 10, 1989, Appearance of Gordon R. Miller, attorney for defendant filed.

June 12, 1989 Rule Upon Plaintiff to filed Complaint issued.

June 21, 1989 On June 19, 1989 Service of the foregoing Rule is hereby accepted by Natalie Dwyer Haller

July 19, 1989 Complaint filed. (1 copy atty).

Oct. 18, 1989, Answer filed.

Jan. 3, 1990, Appearance of Thomas, Truax, Spadafore, Vardaro and Walker, Anthony J. Vardaro, attorneys for defendant filed.

Feb. 2, 1990 Notice Of Service Of INterrogatories and Requests For Production of Documents filed.

Apr. 24, 1990 Notice Of Service of Answers To Interrogatories filed.

Oct. 2, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby Marked settled and discontinued of record.

1989

13.

William J. Gregg

BRIAN AND ANDREA KEBERT

vs.

PAUL KURT t/d/b/a
PENN LAKE VILLAGE MOBILE
HOME PARK

Filed Jan. 5, 1989
@ 2:32 p.m.

Tax & entry Paid $50.25

APPEAL OF DEFENDANTS FROM JUDGMENT OF
DISTRICT MAGISTRATE HUBERT E. VOGAN

Jan. 5, 1989, Rule entered upon plaintiff to file complaint issued.

Jan. 13, 1989, Proof of Service filed.

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

14.

LAURIE A. BLACK

vs.

GEORGE S. BLACK

IN RE:
CUSTODY OF HEIDI JO

Filed Jan. 6, 1989
@ 9:36 a.m.

Tax & entry Paid $50.50 ✓
John Fuller, Mediator

PETITION FOR CUSTODY (UCCJA)

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 6th day of January 1989, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the mediator, John Fuller at a time to be set by the mediator in the Crawford County court house with thechild custody mediator as required by Rule 31(e) of the court of common pleas of crawford county.

It is further ordered and decreed that pending final determination by the court the aforesaid minor child shall not be removed from the jurisdiction ofthe court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT:
Robert L. Walker, J.

Jan. 19, 1989 Verification filed. I, James R. Irwin, Esq., do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 9th day of January, 1989 send by Certified Mail, REturn Receipt requested, addressee only, to the Defendant, George S. Black a true and correct copy of the Petition filed at the above term and number at his last known address of: 31 San Gabriel Ave., San Francisco, CA-94112, as evidenced by the attached sender's receipt No P966-078-071 and that on the 17th day of Jan., 1989 I did receive the duly executed return receipt dated Jan. 13, 1989.

James R. Irwin, Esq.

Jan 25, 1989 Stipulation and Consent to Entry of Custody Order and Order filed: AND NOW, this 25 day of January, 1989, upon consideration of the Petitioner's petition for hearing and the Stipulation and Consent of the parties, it is hereby ORDERED, DIRECTED AND DECREED THAT:

1. General legal care and custody of Heidi Jo Black shall be awarded to the Petitioner, Laurie A. Black.

2. Visitation is awarded to the Respondent at such times as the parties shall agree, with it being contemplated by and between the parties that visitation by the Respondent with his minor child shall take place in accordance with a schedule to be determined by the parties and which shall be consistent with the best interests and welfare of the said child.

The parties hereto acknowledge that Respondent has not been afforded a minimum visitation due to his residencey in California. Further, the parties agree that should Respondent be in the local area he shall be entitled to visitation with the minor child, provided he give Petitioner forty-eight (48) hour notice of his intention to exercise said visitation.

BY THE COURT,
P. Richard Thomas, J

Jan 26, 1989 Copis of order to James Irwin, Esq. and John Fuller, Mediator.

1989

Stranahan & Stranahan
James A. Stranahan IV
Jack W. Cline

15.

MacDonald, Illig,
Jones & Britton
Marcia H. Haller

CHERYL L. BYLER,
ADMINISTRATRIX OF THE ESTATE
OF STEPHEN M. THOMAS,
DECEASED

vs.

DEBORAH L. BRAND,
ADMINISTRATRIX OF THE ESTATE
OF ELDON A. BRAND, DECEASED,
AND BURNS CONSTRUCTION
COMPANY, INC., NOW DOING
BUSINESS AS ASHTABULA COUNTY
CONSTRUCTION COMPANY, INC.
AN OHIO BUSINESS CORPORATION

Filed Jan. 6, 1989
@ 10:55 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 2-15-89	9.00
Sheriff's Costs	27.80

COMPLAINT

2 copies (sheriff)

Feb. 10, 1989, Notice of Removal to the United States District Court for the Western District of Pennsylvania, filed.

AND NOW, Feb. 15, 1989 @ 11:54 A.M., Upon Praecipe of Plaintiff's attorney, with notices of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant Deborah L. Brand, Administratrix of the Estate of Eldon A. Brand, deceased for failure to file a responsive pleading to Plaintiff's Complaint.
B-44

JUDGMENT
James F. Simmons
Prothonotary

Feb. 17, 1989 Sheriff's Return filed. SERVED Deborah L. Brand by Certified Mail January 13, 1989 at her last kno;wn address, 2386 Chapel Road, Jefferson, Ohio 44047. Return receipt attached to return. SERVED Burns Construction Company, Inc. by Certified Mail January 13, 1989 at their last known address, 15 S. Sycamore Street, Jefferson, Ohio 44047. Return Receipt attached to return.
So answers, Howard N. Stewart, Sheriff

16.

1989

Mason and Mason
Joan D.Mason

16.

LUCILLE I. KIRCHNER

vs.

MARC JOHN KIRCHNER

Filed JAN. 6, 1989
@ 1:09 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co pd 6/30/89	9.00
State pd 6/30/89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 20, 1989 Affidavit Of Service filed, I, Joan D. Mason, Esquire, Attorney for the P laintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on January 12, 1989 mail to the above Defendant, Marc John Kirchner, by certified mail #P-547 808 440, return receipt requested deliver to addressee only, a complaint in the above divorce action. Said notice was received on January 13, 1989, ad indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

June 12, 1989 Affidavit of Consent of Plaintiff filed.

June 30, 1989 Affidavit of Consent of Defendant filed.

June 30, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

July 13, 1989 STIPULATION AND DECREE FILED.

AND NOW, this 13 day of July, 1989, the court orderes 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 on matrimony to the above-named parties, onthe grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorc Code.

2. REAL ESTATE:

a. Defendant shall retain the jointly owned real estate located at 503 Euclid Avenue, Saegertown, Crawford County, Pennsylvania, which property is worth $70,000.00 or more, and shall assume the balance of the mortgage owed to Pennbank, with approximate principal balance now being $29,000.00. He shall assume all responsibility regarding any poast or future debts regarding said property, including real estate taxes and insurance.

b. Plaintiff shall retain the real estate titled to her alone, located at 466 Chestnut Street Meadville, Crawford County, Pennsyvlania, and shall be solely responsible for the mortgage in her name alone, owed to Pennbank. She shall assume all responsibility regarding any past or future debts regarding said property, including real estate taxes and insurance.

c. Each party shall execute a quitclaim deed relinquishing his or her interest in the property that is to belong to the other party hereto, as set forth above.

3. VEHICLES:

A. Defendant shall retain the 1988 Chevrolet Nova, which is presently titled to both parties, and which is unencumbered. Plaintiff shall sign the necessary documents to transfer any right, title and interest she may have in said vehicle, to the defendant.

b. Plaintiff shall retain the 1988 Acura Integra automobile, and shall assume full responsibility for the debt owed to Pennbank for said vehicle, which debt is in her name alone. Husband hereby relinquishes any right, title and interest he may have in said vehicle.

4. TANGIBLE PERSONAL PROPERTY: The parties hereto have divided all tangible personal property that they have acquired during the marriage, to theirmutual satisfaction. and each party shall retain those items of tangible personal proeprty now in his or her possession.

5. MEDICAL PRACTIVE: Plaintiff is presently employed by Meadville Medical Center as a staff physician in the emergency department. She received her degree as a doctor of medicine from West Virginia University School of Medicine in 1978.

Husband, Marc John Kerchner hereby waives any right, action, or claim that he may otherwise have to wife's medical practice, whether she works as an independent contractor or otherwise.

6. Neither party hereto shall be required to file an inventory and appraisement as required by the Pennsylvania Rules of Civil Procedure. Both parties are fully aware of the debts and assets of the other party hereto, and of the income of the other party hereto.

7. Neither party makes any lcaim of any nature against the other party hereto, other than is specifically set forth in this decree and attached stipulation. Each par ty hereto is aware that he or she is entitled to retain independent legal counsel for consultation and advice regarding this divorce action, and entry into agreement to settle the various issues raised therein. Each party has fully read this decree and attached stipulation, and understands the contents of the decree and stipulation, and that this decree is intended to settle any and all claims between the parties. EAch affirms that there no representations regarding property, finances or contribution to the support of each party, whether verbal or otherwise, apart from this decree and stipulation.

BY THE COURT,
P. Richard Thomas, J

1989

Mason and Mason
Joan D. Mason

17.

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

11-17-93 Rec from Plf
150[a] med dep

6-2-94 Pd Plff
Bal Med Dep
Ft Mason 66[00]

6-13-94 Rec from Def[t]
Med Fee 75[00]
Pd Co 6-23-94
Ck#8329 150[a]

9-15-95 Rec'd from Plf
Med dep 150[a]
11-28-95 Pd Plf
Med Refund 57[a]
12-15-95 Pd Co 90[a]
#625

CAROL A. WARP

vs.

DENNIS A. WARP

Filed Jan. 6, 1989
@ 3:21 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Pro Co Pd 11-17-89	9.00
State Pd 11-17-89	10.00
Pro Co pd 6-18-93	5.00
John Fuller, Mediator	150.00
Pro Co Pd 6-23-94	9.00
Pro Co Pd 12-15-95	-9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 13, 1989 Appearance of Ferguson, Spataro & Rowden by Douglas W. Ferguson for Defendant filed.

Jan. 25, 1989, Complaint Reinstated.

June 12, 1989 Affidavit of Service filed: I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, despose and say that I did on January 27, 1989, mail to the above Defendant, Dennis A. Warp, by certified mail #P-547 808 441, return receipt requested deliver to addressee only, a complaint in the above divorce action. Said notice was received on January 30, 1989, as indicated by the return receipt card which was returned to the Office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

Aug. 2, 1989 Motion to Appoint Custody Mediator and Order filed. AND NOW, this 2 day of August, 1989, John Fuller is appointed child custody mediator inthis matter.

BY THE COURT,
P. Richard Thomas, J

1 copy atty. 1 copy mediator

Oct. 11, 1989, Affidavit of Consent of plaintiff filed.

Oct. 11, 1989, Affidavit of Consent of defendant filed.

Nov 17, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

NOV 28, 1989 STIPULATION AND DIVORCE DECREE FILED.

AND NOW, this 28th day of November, 1989, the court orders and decrees as follows:

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

2. LESLIE ROAD REAL ESTATE: Plaintiff shall transfer to Defendant, all of her right, title and interest in the jointly owned residential real estate located at 1523 Leslie Road, Meadville, Pennsylvania, by way of quit claim deed. In consideration therefore, Defendant shall assume full responsibility for the mortgage owed to Banc Plus Mortgage Corp (loan #10290900), which loan is guaranteed by the Federal Housing Administration (case #442-116-151-8703). In the event that Plaintiff decides to pursue formal assumption of the mortgage by the Defendant, he shall fully cooperate in filling out aNY NECESSARY PAPERS AND SUPPLYING ANY NECESSARY DOCUMENTATION or information required for said formal assumption, which assumption shall result in release of the Plaintiff, Carol A. Warp from any responsibility under said mortgage, and assumption of sole responsibility for said mortgage by Dennis A. Warp. The existing principal balance on said mortgage is approximately $53,000.00.Said assumption expenses (anticipated to be approximately $543.00) shall be the responsibility of the Plaintiff, Carol A. Warp.

Defendant, Dennis A. Warp shall be solely and fully responsible for any real estate taxes,home owner's insurance, and all mortgage payments in connection with the Leslie Road property , past, present or future, and shall make all such payments on a timely basis.

In connection with the Leslie Road real estate, debts have been incurred in favpr pf Bechtel Excavating ($53.00) and Rod Hoesch ($400.00-500.00). Defendant shall be solely responsible for said debts. There is some dispute over the quality of work relating to said bills, and in the event that Defendant does not pay them, and that legal action is brought against the Plaintiff, Defendant Dennis A. Warp shall be fully responsible for any defense expenses and attorney fees in regard to said action, and shall promptly pay any verdict once final, if entered against him, or against the Plaintiff, or against both of the parties hereto, on account of said debts. Defendant shall save Plaintiff harmless and indemnify her regarding any debts relating to the Leslie Road property.

3. LOOMIS STREET REAL ESTATE: Defendant shall transfer to Plaintiff, all of his right, title and interest in the jointly owned rental/residential real estate located at 292 Loomis Street, Meadville, Pennsylvania, by way of quit claim deed. In consideration therefore, Plaintiff shall assume full responsibility for the mortgage owed to Pennbank (account #10016524). The existing principal balance on said loan is $14,409.32 as of September 12, 1989.

Plaintiff, Carol A. Warp shall be solely and fully responsible for any real estate taxes, home owners insurance, and all mortgage payments in connection with the Loomis Street property , past present or future, and shall make all such payments on a timely basis.

Plaintiff, C arol A. Warp has made arrangements with American Federal Savings to pay off the existing mortgage, thereby removing the Defendant, Dennis A. Warp from any responsibility for the same, and she agrees to proceed to obtain a home equity loan and remove Dennis A. Warp from any responsibility for debt in connection with the Loomis Street property, once said property is transferred to her. However, Plaintiff shall have no responsibility to refinance the existing mortgage with American Federal Savings, into her name alone, or to remove Defendant, Dennis A. Warp from said ,mortgage, unless and until the formal assumption of the Banc Plus mortgage on the Leslie Road property takes place, so that Dennis A. Warp is sole obligor as to said Banc Plus (FHA insured) mortgage.

Plaintiff shall assume responsibility for the existing deposit of $810.00 received from the current tenants of the Loomis Street property, and Defendant shall make no claim to the same.

Plaintiff shall assume full responsibility for the plumbing debt owed to Roy Deeter, in the approximate amount of $600.00,which was incurred in connection with the Loomis Street property. She shall indemnify and hold Defendant harmless, regarding said debt. Plaintiff shall assume full responsibility for the balance of $900.00 ow ed to her parents, Nick and Jennie Bellan, which is the remaining balance of the $1,000.00 loan received by the parties hereto to make their down payment on the Loomis Street property.

4. MARINE BANK LOAN: The parties hereto borrowed approximately $15,000.00 from Marine Bank (loan #19013949-00307), for the purpose of financing a business known as Garden Matthews and Associates, which debt was secured by the Loomis Street property. The existing balance on said debt, and any interest accrued to date of final payment, shall be divided equally between the parties, and shall be paid within ten days of thedate that the last of the parties hereto signs the attached Stipulation. The existing balance is approximately $9,042.44 , with interest accruing at the rate of $2.68 per day.

Continued on Page 595

1989

William B. Moore

18.

D. EARL SMITH AND RAYTHA E. SMITH HUSBAND AND WIFE, AND MARSHALL JESSUP AND BETTY JESSUP, HUSBAND AND WIFE

vs.

THOMAS WENTWORTH, ARTHUR WENTWORTH, HOMER WENTWORTH, ORMOND WENTWORTH, AND ANABELLE YOUNG, THEIR HEIRS, EXECUTORS, ADMINISTRATORS AND ASSIGNS

Filed Jan. 6, 1989
@ 3:55 p.m.

Tax & entry Paid	$40.50
bal pd 1/10/89	10.00
Sheriff's costs	319.00
Pro Co Pd 5-26-89	9.00

COMPLAINT - ACTION TO QUIET TITLE

Jan. 6, 1989, Motion for Leave to Serve by Publication, Affidavit, and Order filed. ORDER: AND NOW, to-wit, this 6th day of January, 1989, upon consideration of the foregoing motion, the plaintiffs are granted leave, and the sheriff of crawford County is ordered and directed to make service of the foregoing complaint unon the defendants, their executors, administrators, heirs and assigns, by publication once in the Meadville Tribune and once in the Crawford County Legal Journal.

PER CURIAM,
Robert L. Walker, J.

Jan. 6, 1989, copy to Atty.Moore.

March 7, 1989 Sheriff's Return filed. Published once only on Wednesday, Feb. 8, 1989 in The Meadville Tribune and The Crawford County Legal Journal, Meadville, Crawford Co., Pa. Proof of publication attached.
So answers, Howard N. Stewart, Sheriff

Apr. 21, 1989 Motion for Final Order, Affidavit, and Order filed. AND NOW, this 21st day of of April, 1989, an Affidavit of service of the Complaint with Notice to Plead having been filed, and no answer having been made by the Defnedants, this Court now, upon Motion of William B. Moore, Esq., Attorney for the Plaintiffs, hereby Orders and Decrees that the Defnedants above named, their successors and assigns be, and they are hereby, forever barred from asserting any right, lien, title, interest of claim in and to the certain pieces of parcels of land herein after described:

ALL that certain piece or parcel of land situate in Wayne Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point, where the West line of Public Road 768 intersects the Northline of Public Road 375-20152; thence West along the North line of Public road 375-20152; a distance of Three Hundred Eighteen (318) feet, to a point in land now or formerly of Marshall Jessup, et ux.; thence due north, by land of said Jessup, a distance of three Hundred Ten (310) feet, more or less, to a point in land of said Jessup; thence due East by land of siad Jessup, a distrance of Three Hundred Eighteen (318) feet, more or less, to the Wes tline of Public road 768, a distance of three Hundred Ten (310) feet, to the point or place of beginning.

BEING the same land conveyed to D. Earl Smith, and Raytha E. Smith, husband and wife, by deed of Larry A. Ramsay, and Barbara A. Ramsay, husband and wife, and Marshall Jessup, and Betty Jessup, husband and wife,dated October 12, 1988, and recorded in Crawford County Record Book 50, page 729

AND all that certain piece or parcel of land situate in Wayne Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

BOUND on the north by land now or formerly of M. Check; on the east by public road 768; on the south by public road 375-20152; and on the west by land now or formerly of M. Check, consisting of 25 acres of land, more or less, excepting and reserving therefrom the parcel described in the foregoing paragraph.

BEING the remainder of the same land conveyed to Marshall Jessup and betty Jessup, husband and wife, by deed of Larry A. Ramsay, dated November, 1970, and recorded in Crawford County Deed Book 452, page 285.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the defnedants, their successors and assigns, be, and they are her eby, forever barred from asserting any right, lien, title or interest in the aforementioned premises, inconsistent withthe interests or claims of the Plaintiffs as set forth in the Plaintiffs' Complaint; or from impeaching, denying, or in any way attacking the Plaintiffs' titles to said property; from issuing or maintaining any action attaching the smae or any part thereof, unless the Defendants shall enter an appearance and file an Answer to the Complaint, or Petition to open judgment within thirty (30) days after the entry of this Order. Upon the expiration of said thirty (30) days, if no action or contest of these proceedings is entered on behalf of the Defendants, then the Prothonotary of Crawford County, Pennsylvania, upon Praecipe of the Plaintiffs, shall enter a final judgment against the said Defendants, their successors and assigns.

PER CURIAM,
Robert L. Walker, J

Apr. 25, 1989 Copy of order put in William Moore's box

AND NOW, May 26, 1989 @ 3:15 P.M. Upon Praecipe of Plaintiff's attorney judgment is hereby entered in favor of the Plaintiffs and against the defendants in accordance with the Order of Court dated April 21, 1989.
W-163, 13, 83, 123,
Y-13

FINAL JUDGMENT
James F. Simmons
Prothonotary

1989

Ely & Smith
James B. Griffin

19.

MORRIS E. GUY AND PHYLLIS A. GUY, HIS WIFE

vs.

KAREN COREY

Filed Jan. 9, 1989
@ 11:06 a.m.

Tax & entry Paid	$40.50
bal. Pd 2/16/89	10.00
Sheriff'sCosts	20.10
Pro Co Pd 3-22-89	9.00
Pro Co Pd 10/15/90	5.00

COMPLAINT

1 copy (sheriff)

Feb. 14, 1989 Sheriff's Return filed. SERVED Karen Corey personally on February 6, 1989 at 2:05 PM by handing a true copy of Complaint to her at her residence, R.D.#2, Saegertown, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Mar 22, 1989 @ 1:08 P.M. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiffs and against the defendants for failure to file an answer and the same is liquidated in the amount of One Thousand Nine Hundred Seventy-nine and 95/100 Dollars together with interest and costs of suit.
C-104 Debt ....$1,979.95 + Int. & costs
JUDGMENT
James F. Simmons
Prothonotary

Mar 22, 1989 Judgment entered.

Mar 23, 1989 Notice of Judgment mailed Defendant.

Oct. 15, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby satisfied of record.

1989

Barrett & Dratler
Bruce A. Barrett

20.

SUSAN F. DIMERLING

vs.

THOMAS J. DIMERLING

Filed Jan. 9, 1989
@ 1:02 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 12-28-89	9.00 ✓
State Paid 12-28-89	10.00

COMPLAINT UNDER 201(c) OF THE DIVORCE CODE

1 copy (atty)

Jan. 16, 1989 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff inthe above captioned action.
2. That a true and correct copy ofthe Complaint Under Section 201(c) of the Divorce was sent by registered mail to the Defendant on January 10, 1989. The sender's receipt is attached hereto.
3. The registered mail was sent to Thomas J. Dimerling, at 693 N. Main Street, Meadville, PA 16335.
4. That the Defendant received said registered mail on January 12, 1989. Said receipt card number P 724 950 987 is attached hereto and signed by Thomas J. Dimerling.

Bruce A. Barrett

Dec 21, 1989 Affidavit of Consent of Defendant filed.

Dec 21, 1989 Affidavit of Consent of Plaintiff filed.

Dec. 21, 1989 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Dec. 29, 1989 **DIVORCE DECREE FILED.**

And now, December 29, 1989, it is ordered and decreed that SUSAN F. DIMERLING, plaintiff, and THOMAS J. DIMERLING, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Brabender
Plate, Shapira, Hutzelman, Berlin, May, Walsh,
Stephen H. Hutzelman

21.

S

HOUSEHOLD FINANCE COMPANY

vs.

SAMUEL L. WHITE

Filed Jan. 10, 1989
@ 10:38 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	67.30
Pro Co Pd 4/5/89	9.00

COMPLAINT

1 copy (sheriff)

Feb. 8, 1989, Sheriffs Return filed. Before me, the undersigned authority personally appeared William E. Hazlett, Deputy Sheriff who being duly sworn ac cording to law, deposes and says that on the 23rd dayof Jan. 1989 ,at 1:24 p.m. he served Notice to Defend and Complaint in Civil action filed at No. AD 1989-21, Crawford County Pa. upon Dft. samuel L. White at R. D. #4, Titusville, Pa. 16354, by making known the contents thereof to him in person and handing to and leaving with him the cert. copy of the Complaint received from Howard N. Stewart, Crawford County sheriff. William E. Hazlett, Dep. Sheriff
so answers, Gene Price, Sheriff, Venango Co.
SERVED Samule L. White by deputizing the Sheriff of Venango County, Pa. as per his affidavit of service attached. Served: Jan. 23, 1989.
So answers, Howard N. Stewart, Sheriff

And Now, Apr. 5, 1989, at 11:46 a.m., upon praecipe of plaintiff attorney, and with consent of defendant by stipulation filed, Judgment is hereby entered in favor of plaintiff and against the defendant in the amount of Four Thousand Four Hundred Seventy Three and 50/100 Dollars plus interest from Nov. 22, 1988, attorney's fees of $889.17 and costs of court. Defendant agrees to pay $100. per month beginning Apr. 1, 1989.
Judgment entered - 4/5/89
w - 155

Debt.....$4,473.50
Int. from 11/22/88
JUDGMENT
James F. Simmons,
Prothonotary

May 18, 1989 Notice Of Intent To File Execution filed.

Ex 1989-74

1989

?	DON SEHER	APPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT U. LEONHART, DISTRICT MAGISTRATE -30-3-03
22.	. vs.	
Peter W. Bailey	C. A. SPIEGEL â/K/â CHARLES A. SPIEGEL	Jan 10, 1989, Rule entered upon plaintiff to file complaint issued. Jan. 17, 1989 Proof Of Service filed.
	Filed Jan. 10, 1989 @ 10:47 a.m. Tax & entry Paid $50.25 ✓	

1989

Bettie J. Peterson-Muth

23.

JODIE W. FAIT

vs.

CHRISTIANNE C. FAIT

Filed Jan. 10, 1989
@ 11:01 a.m.

Tax & entry Paid $50.50 ✓

Pro Co Pd 11-2-89 9.00 ✓
State Paid 11-2-89 10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 2 1989 Affidavit of Service filed: Bettie J. Peterson-Muth, being duly sworn according to law, deposes and says that she is a competent adult; that she served the Complaint in Divorce filed in the above matter on Christianne C. Fiat, personally, by handing her a true and correct copy thereof and informing her of its contents at the Crawford County Jail, on January 10, 1989, at 11:03 a.m.

Deponent further avers that, at the time of said service, the said plaintiff identified herself to deponent.

Bettie J. Peterson-Muth

Nov 2, 1989 Affidavit of Consent of Plaintiff filed.

Nov 2, 1989 Affidavit of Consent of Defendant filed.

Nov 2, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Nov. 8, 1989 **DIVORCE DECREE FILED.**

AND NOW, Nov. 8, 1989, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JODIE W. FAIT and CHRISTIANNE C. FAIT

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

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

1989

Jorden & White
Harry F. White, II

24.

Kenneth G. Vasil

DON SEHER

vs.

C. A. SPIEGEL AND
MRS. C. A. SPIEGEL

Filed Jan. 10, 1989
@ 1:16 p.m.

Tax & entry Paid	$40.25 ✓
bal	10.00 ✓
Pro Co. PD 1/13/89	5.00 ✓

APPEAL OF DEFENDANTS FROM JUDGMENT OF
ROBERT J. LEONHART, D. J._ 30-3-03

Jan. 10, 1989, Rule entered upon plaintiff to file complaint issued.

Jan. 13, 1989, Proof of Service filed.

Jan. 30, 1989 Complaint filed.

(See Motion to Amend Complaint and Order of Court filed at EQ 1989 - 5)

March 22, 1991 Upon Precipe of Plaintiff Attorney, this case discontinued, with prejudice,at the above captioned term and number.

1989

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

25.

AMERICAN FEDERAL SAVINGS

vs.

MARK B. ZIMMERMAN AND DONNA M. ZIMMERMAN

Filed Jan. 10, 1989
@ 4:26 p.m.

Tax & entry Paid	$40.50
bal Pd 1/11/89	10.00
Sheriff's costs	25.00
Pro Co Pd 2/22/89	9.00
Pro Co Pd 5-31-89	5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Jan. 10, 1989, Affidavit of Non-Military Service of Defendants filed.

Feb. 8, 1989 Sheriff's Return filed. SERVEd Mark B. Zimmerman on Jan. 23, 1989 at 2:33 PM by handing true copy of Complaint to Donna Zimmerman, adult member of family, his wife, at their residence, 1313 Leslie Rd., Meadville,Crawford Co.PA.
SERVED Donna Zimmerman personally on Jan. 23, 1989 at 2:34 pm by handing copy of Complaint to her at her residence, 1413 Leslie Road, Meadville, Crawford Co. PA.
So answers,

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

And Now, Feb. 22, 1989 at 10:30 a.m. upon praecipe of plaintiff attorney, Judgment is hereby entered in favor ofthe plaintiff and agasint the defendants, for want of an answers, in the sum of Thirty Two Thousand Eight Hundred Eighty three and 59/100 Dollars, with interest on debt at rate of 10% per annum from Jan. 1, 1989 and costs of suit. (debt includes Int. to 12/31/88 of $1,886.13; late chgs of $423.12; taxes and Ins. of $667.12 and Atty. Comm. of $2,718.84)

judgment entered 2/22/89
Z - 112, 42

Debt --- $32,883.59
Int. from Jan. 1, 1989
JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION NO. 1989 - 23

May 31, 1989 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued without prejudice to commence further foreclosure actions in the event of additional defaults.

Watts, Pepicelli,
Youngs and Youngs, PC
Alan L Pepicelli

26.

Mutzabaugh, Mutzabaugh,
Saunders & Mattie
Richard Mutzabaugh
for Wm. D. Johnson

MacDonald, Illig,
Jones & Britton
Norman H. Stark
National Fuel Gas
Distribution Corp.

WAYNE A. BEGGS

vs.

NATIONAL FUEL GAS DISTRIBUTION CORPORATION AND WILLIAM D. JOHNSON

Filed Jan 11, 1989
@ 2:09 p.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 33.00
Pro Co pd. 3/20/89 5.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 17, 1989 Writ Return filed. SERVED National Fuel Gas Distribution Corporation onJanuary 11, 1989 at 4:19 PM by handing true ocpies of the within Summons, Requests for Production of Documents, and Interrogatories to Joyce Baiera, Office Coordinator, at place of business, 901 Water Street, Meadville, Crawford County, PA.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan 17, 1989, Acceptance of Service and Entry of Appearance filed. I, Richard Mutzabaugh, esq. hereby accept service of a Writ of Summons in Civil aCtion, a true and correct copy of requests for Production of Documents Directed to Dft. (First Set) in Aid of Filing Complaint, and orig. and two copies of plaintiffs Interrogatories (First Set) in Aid of Filing a complaint, on behalf of said defendant William D. Johnson, being duly authorized to accept service on behalf of defendant. I enter my appearance for william D. Johnson, one of defendants.
Richard Mutzabaugh, Esq.

Jan. 17, 1989, Upon praecipe of attorney for defendant, Rule is hereby entered upon plaintiff to file complaint within twenty (20) days of service of rule, or suffer judgment of non pros.

Jan. 18, 1989 Appearance of MacDonald, Illig, Jones & Britton by Norman H. Stark for National Fuel Gas Distribution Corporation filed.

Feb. 7, 1989 Service of the foregoing Rule is hereby accepted Extension granted per letter of 1-31-89. Alan Pepicelli

Feb. 14, 1989, Objections of Defendant, William D. JOhnson, and William B. JOhnson, Guardian of the Estate of William D. JOhnson, an incompetent, filed.

Feb. 15, 1989 Motion to compel Answers to Discovery, and Rule filed. RULE: AND NOW, this 15th day of February 1989, upon presentation fo the within Motion, a rule is hereby entered upon the Defendant Johnson to show cause, if any there be, why the court should not enter an order dismissing his objections and directing that the Interrogatories and Requests for production of Documents be answered as prayed for in the within Petition.
Argument is hereby set for the 28th dayof Feb., 1989 at 11:00 a.m. in C. R. No. 1 or 2.
BY THE COURT,
Robert L. Walker, J.
Feb. 15, 1989, copies to A. Pepicelli, Richard Mutzabaugh, and Norman H. Stark. attys.

Feb. 21, 1989, Certificate of Service of copy of Objections of Defendant to Plaintiff's Interrogatories and Request for production of Documents upon Atty. Stark, filed.

Mar. 16, 1989 Upon praeacipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1989

Berger, Reed and Green
Laurence B. Green-

27.

Gordon R. Miller

JAMES WALLACE BARON, A MINOR, BY CONNIE JO BARON, HIS MOTHER AND NATURAL GUARDIAN: AND CONNIE JO BARON, IN HER OWN RIGHT

vs.

KERRY DOUGLAS WENTZ

Filed Jan. 11, 1989
@ 2:14 p.m.

TAx & entry Paid $40.50 ✓
Pro Co pd 1/13/89 10 00 ✓
Sheriff's Costs 27.15
Pro Co pd 7/13/89 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 31, 1989, Appearance of Gordon R. Miller, attorney for defendant filed.

Feb 8, 1989 Writ Returned: SERVED Kerry Douglas Wentz personally by handing a true copy of the Summons to him on January 26, 1989 at 4:19 P.M. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa
So answers, Howard N. Stewart, Sheriff

July 12, 1989 Petition For Approval and Distribution of Minor's Personal Injury Recovery and Order filed. AND NOW, this 12, day of July, 1989, upon consideration of the foregoing Petition for Approval and Distribution of Minor's Personal Injury Recovery, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

That Petitioner, Connie Jo Baron, in her own right and as parent and natural guardian of James Wallace Baron, a minor, is hereby authorized to compromise and settle the liability and underinsured motorists claims in the above matter; and that Petitioner, Connie Jo Baron, is hereby authorized to receive from State Fram Insurance Companies the sum of FIFTY THOUSAND ($50,000.00) DOLLARS and form the Aenta, the sum of FIVE THOUSAND ($5,000.00) DOLLARS, in full satisfactionof the actions filed at the above term and number, and in full satisfaction of all claims against the Defendant by reason of the accident of April 1, 1988, resulting in injuries to the Minor Plaintiff, and upon receipt of the same, she shall execute and deliver to the defendant, or his authorized representative, a General Release of all claims and shall cause the docket at case number AD 1989-27 to be marked settled and discontinued.

The Petitioner, Connie Jo Baron shall make allocation of said settlement funds in the amount of $55,000.00 as follows:

1. $34,471.04 payable to Joames Wallace Baron to be deposited in Savings Accounts of Certificates of Deposit of an insured banking or savings and loan institution, said account to be marked NOT TO BE WITHDRAWN WITHOUT LEAVE OF COURT OR UNTIL JAMES WALLACE BARON BECOMES EIGHTEEN (18) YEARS OF AGE";
2. $18,333.33 payable to Berger and Green, representing attorney's fees at 33-1/3%
3. $130.23 payable to Berger and green, representing reimbursement of costs;
4. $671.40 payable to commonwealth of Pennsylvania Department of PUblic Welfare Medical Assitance Division, representing satisfaction of Medical Assistance Lien.
5. $1,134.00 payable to Curtis Laub, M.D., representing the balance due to prefessional services;
6. $225.00 payable to Danilo Guanzon, M.D., representing the balance due for professional serrvices;
7. $35.00 payable to Robert Santora, M.D., representing the balance due for prefessional services.

BY THE COURT,
P. Richard Thomas, J

July 13, 1989 1 copy of order mailed to Laurence Green and 1 copy put in Gordon Miller's box.

July 13, 1989 Upon praecipe of Plaintiff Attorney the above-captioned matter is marked settled and discontinued of record.

1989

Specter Law Offices
John C. Evans

Diane Clark Hoffman

28.

Culbertson, Weiss, Schetroma & Schug
Nancy M. Sennett
E. Max Weiss

LESLIE A. SMITH, A MINOR, BY HIS PARENT AND NATURAL GUARDIAN VELMA SMITH AND VELMA SMITH, IN HER OWN RIGHT

vs.

CITY OF MEADVILLE

Filed Jan 11, 1989
@ 2:40 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	20.00
Pro Co. PD. 10-31-90	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Feb. 10, 1989 Writ return filed. SERVED City of Meadville on January 31, 1989 at 3:43 PM by handing a true copy of the Summons to Ronald L. Rushton, City Clerk, at their place of business, Municipal Building, Water St., Meadville, Crawford County, PA.
So answers,
Edgar D. Househodler, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 17, 1989, Complaint filed. (Jury Trial Demanded)

Mar. 9, 1989, Important Default Notice filed.

Mar. 10, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by Nancy M. Sennett for the Defendant filed.

Mar. 22, 1989, Answer and New Matter of the CIty of Meadville to Plaintiff's Complaint filed.

Mar. 22, 1989 Notice of Service of Interrogatories and Requests for Production of Documents filed.

Apr 13, 1989 Reply to New Matter filed.

June 12, 1989, Notice of Service of Plaintiffs' Interrogatories to Defendant and REquest for Production of Documents filed.

Sept. 22, 1989, Defendant's response to Notice of Service filed.

Oct. 31, 1989 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Leslie Smith filed.

Nov. 16, 1989 Plaintiffs' Notice Of Deposition of Wayne Best and David Albaugh filed.

Dec. 15, 1989 Motion of the City of Meadville to Amend Answer and New Matter and Order filed. And Now, this 15 day of Dec., 1989, upon consideration of the Motion of th eCity of Meadville, for Leave to Amend its Answer and New Matter, said Motion for Leave to amend is granted and the City of Meadville shall have Twenty (20) days from the date of this Order to file an amended pleading including the defense ofthe Recreation Use of Land and Water Act, 68 P.S. Section 477.1, et. seq.
BY THE COURT,
P. Richard Thomas, J

dec. 15, 1989 Copy of order mailed to Diane Hoffman and copy put in Nancy Sennett's box.

Dec Dec. 15, 1989 Amendment to Answer and New Matter of the City of Meadville to Plaintiff's Complaint filed.

Jan. 18, 1990, Plaintiff's Reply to Defendant's Amendment to New Matter filed.

Apr. 9, 1990 Plaintiffs' Notice Of Deposition of Wayne Best and David Albaugh filed.

Apr. 9, 1990 Notice Of Taking Deposition on Oral Examination Under Pa. R.C.P. NO 4007.1 of Leslie Smith filed.

June 5, 1990, Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 filed.

Oct. 31, 1990 Upon Praecipe of Plaintiffs Attorneys this case marked settled and discontinued of record.

1989

William Kuhar

29.

Blystone & Blystone
Peter E. Blystone

COMMONWEALTH OF PENNSYLVANIA

vs.

WEBER-HARRIS FORD, LINCOLN, MERCURY, INC.

Filed Jan 12, 1989
@ 9:11 a.m.

Tax & entry Paid $50.50
Pro Co 9.00

PETITION OF APPEAL FROM SUSPENSION OF CERTIFICATE OF APPOINTMENT AS OFFICIAL INSPECTION STATION

3 copies (atty)

ORDER:
AND NOW, this 12 day of January 1989, upon presentation and consideration of the foregoing petition, it is hereby ordered and decreed that a hearing on the within appeal shall be held on the 30th day of March 1989, at 9:30 a.m. in court room 1 or 2 Crawford County Courthouse, Meadville, Pa.

Petitioner is directed to give sixty (60) days written notice to the Comm. of Pa. Dept. of Trans. Trans and Safety Bldg., Harrisburg, Pa. 17120, and also to theDept. of Trans. Office of Chief Counsel, 1209 State Office Bldg., Pittsburgh, Pa. 15222, by mailing copies of the foregoing Petition of Appeal and this order by cert. mail, ret. rec. req.

It is further ordered and decreed that petitioner's appointment as an official inspection station shall remain valid pending the outcome of this appeal which shall act as a supersedeas.

Robert L. Walker, Judge

Jan. 11, 1989, REquests for Production of Documents Directed to Defendant (First Set) in Aid of Filing a Complaint, filed. (to Nat. Fuel Gas)

Jan. 11, 1989, Requests for Production of Documents Directed to Defendant (First Set) in Aid of Filing a complaint, filed. (to Wm. Johnson)

Feb. 17, 1989 Affidavit Of Service filed. 1. The undersigned, Peter E. Blystone, is attorney for Petitioner in the above captioned Appeal from Suspension of Certificate of Appointment as Official Inspection Station.
2. On January 12, 1989, affiant mailed the attached notice of appeal and copies of the Petition of Appeal and the Court's Order of January 12, 1989 to: (1) Pennsylvania Department of Transportation, Transportation and Safety Building, Harrisburg, PA, 17120 and (2) Pennsylvania Department of Transportation, Office of Chief Counsel, 1209 State Office Building, Pittsburg, PA, 15222. Both items were mailed by United States certified mail as indicated by the receipts for certified mail attached and were delivered to the addressees on January 17, 1989 and January 18, 1989 as indicated by the return receipts for articles numbers P 724 950 687 and P 724 950 686.
I hereby verify that the statements set forth in the foregoing are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities. Peter E. Blystone
Dated: 2-17-89

Mar 30, 1989 Order filed: AND NOW, March 30, 1989, at the conclusion of the evidentiary hearing, at the request of counsel, counsel for the Commonwealth shall have until April 21, 1989, in which to file a brief on the legal issues, and counsel for the appellant shall have until May 5th to file a reply.

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

Apr 4, 1989 Copies of order to Attys. Dively and Blystone.

Dec. 15, 1989, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Dec. 14, 1989, the appeal of Weber-Harris Ford lincoln-Mercury, Inc. from the Order of the Department of Transportation on allegations that the appellant made a faulty inspection and failed to affix a certificate of inspection immediately following completion of the inspection is dismissed. The appeal relating to fraudulent recordkeeping is sustained and in lieu thereof a suspension is imposed for improper recordkeeping for a period of two (2) months. All suspensions imposed shall run concurrentlyp. The beginning of the suspension period shall be fixed by the Department of Transportation with notice to the appellant.

BY THE COURT,
Robert L. Walker, J.

Dec. 15, 1989 copies mailed by "G", Judge's sec.

Dec. 15, 1989 Exhibits filed.

1989

Thomas R. Haist 30.	IN RE: CONDEMNATION BY THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, OF RIGHT OF WAY FOR STATE ROUTE 2040, SECTION 000, IN THE TOWNSHIP OF VERNON, AND CITY OF MEADVILLE PROPERTY OF RACE LUMBER COMPANY, INC. Filed Jan. 12, 1989 @ 9:57 a.m. TAx & entry Paid $50.50 ✓	DECLARATION OF TAKING, ENTRY OF APPEARANCE 2 copies (atty) Jan. 25, 1989, Memorandum to Prothonotary filed. Jan. 25, 1989, Proof of Service filed. Raymond L. Cramer, being duly sworn according to law, deposes and says that he is Dist. right of Way ADmin. of Dist. 1 - 0 Dept. of Trans., Com. of Pa. and that on or before Jan. 21, 1989, notice of the filing of the Declaration of Taking in above matter was served on the condemnees affected thereby in compliance with Art. IV Sect. 405 of the Eminent Domain Code, Act of Juen 22, 1964, P.L. as amended, A sc hedule of the condemnees so notified is attached hereto and made a part hereof. Raymond L. Cramer, Dist. Right of Way Administrator

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

31.

MARINE MIDLAND BANK

vs.

SAMUEL A. NAPLES, JR. AND ANNE NAPLES

Filed Jan. 12, 1989
@ 11:36 a.m.

Issued (sheriff)

Pro Simmons paid	$15.00
plff on origs.	118.86
Sheriff's costs	31.00
Pro Co pd 3/21/89	9.00

WRIT OF REVIVAL

of

AD 1985 - 1091

Writ of Revival indexed against the defendants in favor of the plaintiff, in the sum of Two Thousand Four Hundred Ninety Seven and 23/100 Dollars with interest from Feb. 15, 1980. and costs.

Debt.....$2,497.23
Int from 2/15/80
N -= 151, 11
JUDGMENT REVIVAL
James F. Simmons, Pro.

Issued (sheriff)

Jan. 19, 1989 Writ Return filed. SERVED Samuel A. Naples, Jr. personally by handing him a true copy of the Writ of Revival on January 18, 1989 at 9:51 AM at his residence, 632 Warren Ave., Meadville, Crawford Co. PA.

SERVED Anne Naples on Jan. 18, 1989 at 9:52 AM by handing a true copy of the Writ of Revival to Samuel A. Naples, Jr., her husband, at residence, 632 Warren Ave., Meadville, Crawford Co., Pa.

So answers,

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

And Now, Mar. 21, 1989 at 11:14 a.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Two Thousand Four Hundred Ninety-seven and 23/100, plus interest and cost of suit.

N-151-11
judgment entered 3/21/89

Debt $2,497.23
Int. from Feb. 15, 1980
Judgment
James F. Simmons
Prothonotary

Revived to AD 1992 769

1989

Gordon R. Miller

32.

pro se
Emil M. Spadafore, Jr.

WILFORD E. MILLER

vs.

RON HART d/b/A
ALLAN HART FARM

Filed Jan. 12, 1989
@ 2:03 p.m.

Tax & entry Paid $50.25
Pro Co Pd 9/24/89 15.00
Pro Co Pd 2/27/90 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30-3-04

Jan 12. 1989, Rule Entered upon plaintiff to file complaint, issued.

Jan 17, 1989, Proof of Service filed.

Feb 1, 1989 Complaint filed.

Feb. 8, 1989 Proof Of Service filed. Gordon R. Miller, being duly sworn according to law, deposes and says that he is the attorney for the plaintiff that he is authorized to make this affidavit and proof of service; that the pla intiff's complaint, filed in this aciton was served upon the defnedant, for whom there is no attorney of record, by mailing a copy to the address endorsed on the appeal to-wit: %Allan Hart Farm Equipment, Custard Road, Cochranton, Pennsylvania 16314 by certified mail return receipt requested by certified article no.P 404 874 478; that said complaint was served on the defnedant when it was delivered to him on February 2, 1989 as is evidenced by the return receipt for said certified article no. P404 874 478, attached hereto and made a part hereof. Gordon R. Miller

May 12, 1989 Answer Containing New Matter filed.

Sept. 21, 1989 Upon praecipe of Plaintiff Attorney For Reference To Arbitrators the following are hereby appointed:
M. Dana Mason, Chairman
William B. Moore
David W. Pickens

Oct. 5, 1989 Arbitrators take the qualifying oath.

Dec. 12, 1989, Decision of the ARbitrators filed in which they find in favor of the plff. in the amount of $300.00 on the complaint and against dft. on the new matter. Costs of suit awarded to plff. No delay damages.
H - 144, 184 DECISION OF ARBITRATORS
Decision entered- 12/12/89 James F. Simmons, Pro.
Dec. 12, 1989, copies of decision to plff and dff counsel.
Dec. 12, 1989, Reply of plaintiff filed.

Feb. 26, 1990, Upon praecipe of plaintiff attorney, the above case is hereby marked settled and discontinued of record.

1989

Bozic and Thomas
R. Charles Thomas

33.

Knox McLaughlin Gornall
& Sennett PC
Mark E. Mioduszewski
for Spectrum Ind. & Yenkin
Majestic Paint Corp.
& Fisher's Big Wheel

Marsh, Spaeder, Baur,
Spaeder & Schaaf
John B. Fessler
for Cont. Gen. Packaging
and Continental Can Co.

Fuller, kinnunen,
Petruso & Gamble
JOhn D. Petruso
for Wellston Aerosol Mfg Co

BILL DAVENPORT AND ELEANOR DAVENPORT, HIS WIFE

vs.

SPECTRUM INDUSTRIES; YENKIN MAJESTIC PAINT CORPORATION; CONTINENTAL GENERAL PACKAGING; CONTINENTAL CAN COMPANY, INC. WELLSTON AEROSOL COMPANY; AND FISHER BIG WHEEL, INC.

Filed Jan. 12, 1989
@ 4:20 p.m.

Tax & entry paid $50.50
Sheriff's Costs 69.30
Pmo Co Pd 8/28/90 6.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Feb. 21, 1989; Appearance of Knox McLaughlin Gornall & Sennett, P.C., By Mark E. Mioduszewski, attorneys for Spectrum Industries, a Division of Yenkin Majestic Paint Corp., only; filed.

Feb. 21, 1989 Rule Entered upon plaintiffs to file Complaint within 20 days, Issued. (2 copies-Mioduszewski)

Apr. 13, 1989 Writ Return filed. SERVED Fisher Big Wheel, Inc. on January 24, 1989 at 11:45 AM by handing copy of Summons to Edward Lauch, Manager, at place of business, Titusville, Crawford County, PA.
SERVED Continental Can Company by Certified Mail on January 20, 1989 at 800 Connecticut Avenue, Norwalk, Conn. 06856. Return receipt attached.
SERVED Wellston Aerosol Company by Certified Mail on January 20, 1989 at Wellston, Ohio, REturn receipt attached.
SERVED Continental general Packaging on January 20, 1989 at 800 Connecticut Avenue, Norwalk, Conn. 06856. Return receipt attached.
SERVED Yenkin Majestic Paint Corp. by Certified Mail onJanuary 23, 1989 at East Fifth and Leonard Avenue, Columbus, OH 43219. Return receipt attached.
SERVED Spectrum Industries by Certified Mail February 1, 1989 at 2370 Morse Road, Columbus, OH 43229, Return receipt attached.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 26, 1989 Affidavit of Service filed: Before me, a notary public in and for the Commonwealth and County aforesaid, personally appeared Mark E. Mioduszewski, who, being duly sworn according to law, deposes and says that he is the attorney for the defendant, Yenkin Majestic Paint Corp., and that, as such, on February 24, 1989, he forwarded by United States first class mail to R. Charles Thomas, Esquire, counsel for the plaintiffs, a rule to file a complaint within twenty (20) days of service or suffer judgment of non pros. filed.

June 9, 1989, Complaint filed. 4 copies (atty)

July 17, 1989, Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, by John B. Fessler, attorneys for defendants, Continental General Packaging and Continental Can Co. Inc. filed.

July 25, 1989, Answer and New Matter on behalf of Spectrum INdustries, Yenkin Majestic Paint Corporation, and Fisher's Big Wheel, Inc. filed.

July 25, 1989Appearance of Mark E. Mioduszewski, of Knox McLaughlin Gornall & Sennett, P.C. attorneys for defendants, Spectrum Industries, div. of Yenkin-Majestic Paint Corporation, and Fisher's Big Wheel, Inc., filed.

Aug. 28, 1989, Answer and New Matter of Continental General Packaging and Continental Can Company, Inc. filed.

Aug. 28, 1989, Continental General Packaging, a div. of Continental Can Company, Inc's, Reply to Spectrum Industries, a div. of Yenkin Majestic Paint Corporation and Fischer Big Wheel Inc.'s New Matter, filed.

Sept. 15, 1989 Notice Of Taking Depositions Upon Oral Examination of Eleanor Davenport and Bill Davenport filed.

Sept. 18, 1989 Reply Of Defendants, Spectrum Industries, Yenkin Majestic Paint Corporation and Firsher's Big Wheel, Inc., To New Matter of Continental General Packaging and Continental Can Company, Inc filed.

Sept. 19, 1989 Notice Of the Rescheduled Depositions Upon Oral Examination of Eleanor Davenport and Bill Davenport filed.

Oct. 31, 1989 Notice Of Service Of Request For Production To Plaintiffs (First Set) filed.

Oct. 31, 1989 Notice Of Service Of Interrogatories To Plaintiffs (First Set) filed.

Nov. 13, 1989, Answer and New Matter of Wellston Aerosol Manufacturing Company filed.

Nov. 13, 1989, Reply of Wellston Aerosol Manufacturing Company to New Matter of Spectrum Industries, a Div. of Yenkin Majestic Paint Corporation and Fisher's Big Wheel, Inc. filed.

Nov. 13, 1989, Reply of Wellston Aerosol Manufacturing Company to New Matter of Continental General Packaging and Continental Can Company, Inc. filed.

Nov. 20, 1989, Reply of Spectrum, Yenkin and Fisher's Big Wheel to New Matter of Wellston filed.

Nov. 28, 1989, Reply of Continental General Packaging and Continental Can Company, Inc., to New Matter of Wellston Aerosol Manufacturing Company, filed.

Mar. 14, 1990 Notice Of Service Of Interrogatories To Wellston Aerosol Company (First Set) filed.

Apr. 11, 1990, Notice of Service of Answers to Interrogatories filed.

Aug. 28, 1990, Upon praecipe of plaintiff attorneys, the above captioned matter is hereby settled and discontinued of record.

34

1989

Legal Services
Margaret M. Eglinton

34.

DOROTHY M SHOFFNER

vs.

BRYAN SHOFFNER

Filed Jan. 13, 1989
@ 9:18 a.m.

Tax & entry Pd 9/22/89 $50.50
Rec. Pd 9/22/89 9.00
Sheriff's Costs 16.00

PETITION FOR PROTECTION FROM ABUSE

5 copies (atty)

ORDER:

AND NOW, this 13th day of Jan. 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 20th day of Jan. 1989, at 1:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, pa.

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

The defendant is excluded immediately and forthwith from the plaintiffs residence which is located at an undisclosed location in Crawford County, Pa., pending the hearing scheduled above.

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

The State Police of the Com. of Pa. are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means.

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

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

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

Crawford CountyBar assoc. ser. to the Public Comm. c/o Prothonotary Courthouse; Meadville, Pa. 16335. 814 724-4636.

BY THE COURT,
Robert L.Walker, J.

Jan 24, 1989, Order filed: AND NOW, January 20, 1989, the Court notes that the Defendant does not appear but has contacted the Court by telephone this date advising he only got notice of the hearing on January 19, 1989, and it was impossible for him to be here at the time of the hearing. The Defendant inquired of the Court of the consequences if he did not show up for the hearing. The Court advised the Defendant it would have to rely on the testimony of the Plaintiff and if it established threatened abuse, it would enter an appropriate order which would be binding on the Defendant for which he could be held in contempt if he violated the same. The Defendant advised the Court that was fine with him as he had no intent to threaten, harass, or annoy the Plaintiff.

Accordingly, on the testimony of the Plaintiff wife, we enter the following order:

The Defendant is prohibited from directly or indirectly threatening, annoying, or harassing the wife or their children in any fashion. The Defendant is specifically prohibited from contacting the wife by telephone, or by mail. The Defendant may not go to the place of residence of the wife unless he has her written consent to do so.

This order shall remain in effect for a period of one year. The Defendant is directed to pay the costs in this case when billed by the Prothonotary to his address at P.O. Box 34, Allport, Pa 16821. Defendant is advised that if he violates the terms and conditions of this order and the Court so finds after hearing, the Court could hold him in contempt of Court and impose a possible sentence of six months imprisionment. Upon probable cause to believe the terms and conditions of this order have been violated, to the end that the defendant appeared at the household of the Plaintiff or accosted her in any fashion in a public or private place, the Court authorizes any duly appointed police officer to immediately apprehend the Defendant and lodge him in the County Jail and report the fact to the Court.

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

Jan 25, 1989 Copies of order to atty Eglinton, County Control and Defendant.

Feb. 8, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Robert Snyder, Deputy Sheriff and Dominic Morgillo, Deputy She;riff, both who being duly sworn according to law, deposes and says that on the 19th day of January, 1989, at 12:46 P.M., he served Bryan Shffner, defendant filed PFA at No. AD 1989-34 Term, 19, Clearfield County, Pennsylvania, upon defendant Bryan Shoffner, at allport Post Office, Allport, Clearfield County, Pennsylvania By making known the contents thereof to Bryan Shoffner, Defendant and handing to an dleaving with himthe certified copyof the PFA received from Crawford County.

So answers,

Robert Snyder, deputy Sheriff
Micky Morgillo, Deputy Sheriff
Chester A. Hawkins, Sheriff

SERVED Bryan Shoffner by deputizing the Sheriff of Clearfield County, PA as per his affidavit of service attached. Served: January 19, 1989.

So answers,

Howard N. Stewart, Sheriff

1989

Stephen E. Hall
Raymond Radakovich

35.

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

DANIEL VARGO

vs.

CHRISTINA HUNT

Filed Jan. 13, 1989
@ 11:39 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	22.00
Pro Co	9.00
Appeal pd. 2/22/90	30.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan. 20, 1989 Writ Return filed. SERVED Christina Hunt on January 18, 1989 at 10:55 AM by handing a true copy of the Summons to Megan McKenchie, her room-mate and person in charge of the residence, 279 Church Street, Meadville, Crawford County, PA. So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 1, 1989 Rule upon Plaintiffto file complaint issued appearance of Shafer, Swick, Bailey, Irwin & Stack for defendant filed.

Feb. 1, 1989 Certificate of Mailing filed. I, Paul D. Shafer, Jr. do hereby certify that a copy of the foregoing Praecipe for Rule To File Complaint and Appearance has been mailed this date by first class mail, postage prepaid to the following: Raymond Radakovich, Esq.
1318 Fifth Avenue
Pittsburgh, PA 15219
By: Paul D. Shafer, Jr.

Feb. 22, 1989 On 2-3-89 Service of the foregoing Rule is hereby accepted by Ray Radakovich, plaintiff attorney.

Feb. 22, 1989 Complaint in Civil Action filed.

Mar. 10, 1989, Preliminary Objections filed.

Apr. 26, 1989, Upon praecipe of defendant attorney, Preliminary Objections placed on next ARgument list.

ON ARGUMENT LIST FOR MAY 1989

May 25, 1989 Affidavit of Service of Defendant's Brief filed.

June 16, 1989 Re: Defendant's Preliminary Objections, Memorandum and Order filed: And now, June 16, 1989, the Court denies the defendant's demurrer to the plaintiff's Complaint. The defendant's Motion to Strike is granted to the end that the Court will consider the clause to have been amended to $10,000.00 in compliance with Pa. R.C.P 1021.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

June 16, 1989 Copy put in Atty. Stack's box and copy mailed to Atty Radkaovich.

July 17, 1989, Answer and New Matter filed.

July 27, 1989, Reply to New Matter filed.

Nov. 13, 1989 Defendant's Motion For Sanctions filed.

Nov. 13, 1989 ORDER filed. AND NOW, this 13th day of November, 1989 upon consideration of Defendant's Motion for Sanctions it is hereby ordered that the Plaintiff shall appear for the purposes of having his deposition taken on the 21st day of Nov., 1989 at 9:00 a.m. at the office of Defendant's counsel, Louis J. Stack, and further, if Plaintiff refuses to so appear as ordered above, then this Court shall enter a Judgment of Non Pros pursuant to Rule 4019 (C) (3) against the Plaintiff.

By The Court:
Robert L. Walker, J.

Nov. 14, 1989 Copy of Order to Attys. Raymond Radakovich, Louis J. Stack.

Nov 17, 1989 Defendant's Motion for Summary Judgment filed.

Nov 17, 1989 Order filed: AND NOW, this 17 day of November, 1989 upon presentation of Defendant's Motion for Summary Judgment it is hereby ordered that the Motion shall be placed upon the December 1989 Argument list for argument, and Defendant shall file it's brief on or before December 3, 1989 and Plaintiff shall file it's Opposing Response and Brief on or before December 13, 1989.
BY THE COURT,
P. Richard Thomas, J.

Nov 20, 1989 Copies of order mailed to Atty. Radakovich and put in Atty. Shafer's box.

ON DECEMBER 1989 ARGUMENT LIST

Dec 18, 1989 Motion to Prohibit Plaintiff's Counsel from Presenting Oral Argument and Order filed: Denied.

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

Dec 18, 1989 Copies of order mailed to Atty Radakovich and copy put in Atty. Stack's

Jan. 8, 1990, Upon praecipe of defendant attorney and Certificate of REadiness, this case listed on next Jury Trial List.

Jan. 25, 1990, Appearance of Allen and Hall, by Stephen E. Hall, attorneys for plaintiff filed.

ON FEBRUARY 1990 TRIAL LIST

Jan. 25, 1990, Motion of plaintiff to Continue Scheduled trial, filed.

Jan. 26, 1990, RE: DEFENDANT'S MOTION FOR SUMMARY JUDGMENT - MEMORANDUM AND ORDER filed. ORDER: And Now, January 25, 1990, Summary Judgment is entered in favor ofthe defendant Christina Hunt. BY ORDER OF THE COURT, P. Richard Thomas, P.J.

Jan. 26, 1990, copy put in boxes of Stephen Hall and L. Stack; copy mailed to Atty. Radakovich.

(RECORD CONTINUED ON MARGIN)

Record Continued.....

And Now, Feb. 22, 1990 at 1:53 p.m., upon praecipe of plaintiff attorney, Judgment is hereby entered against Plaintiff, Daniel Vargo from the Order of Jan. 25, 1990.
Judgment entered -2/22/90
V - 44
JUDGMENT
James F. Simmons,
Prothonotary

Feb. 22, 1990, Notice of Appeal of plaintiff to the Superior Court of Pennsylvania from Order entered in this court on Jan. 25, 1990, filed.

Mar. 5, 1990, NOtice of Appeal Docketing of Superior Court Docket NO. Assigned 00288PGH90 filed.

On April 1990 Trial List

Continued on page 554

1989

Ferguson, Spataro
& Rowden
John F. Spataro

36.

LOUISE W. SPAID

vs.

NEOMA KAY MATTOCKS

Filed Jan. 13, 1989
@ 2:49 p.m.

Tax & entry Paid	$50.50 ✓
Sheriffs costs	22.50 ✓
Pro co pd 4/6/89	5.00 ✓
Pro co pd 4-7-89	1.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Jan 24, 1989 Complaint filed.
Writ Returned.
Feb. 8, 1989, SERVED Neoma Kay Mattocks personally by handing a true copy of the Summons to her on Jan. 20, 1989, at 11:33 a.m. at her residence 449 Euclid Ave, Saegertown, Crawford County, Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart Sheriff

Apr. 5, 1989 Upon praecipe of Plaintiff Attorney the above action is marked settled and discontinued of record.

1989

Ferguson, Spataro & Rowden Douglas W. Ferguson 37. pro se	BLOOMFIELD TOWNSHIP SEWAGE AUTHORITY vs. MICHAEL DWOREK, SR. Filed Jan. 16, 1989 @ 10:22 a.m. Tax & entry paid $50.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT MAGISTRATE Jan. 16, 1989, Rule entered upon plaintiff to file complaint issued. Jan. 17, 1989 Proof of Service filed. FEb. 2, 1989 Complaint in Assumpsit filed. Feb. 2, 1989, Two copies to attorney.

1989

Allen and Hall
Stephen E. Hall

38.

Terry Toomey

ACTING AGING, INC.,
A PENNSYLVANIA NON-PROFIT
CORPORATION

vs.

JOHN F. DONOHUE AND
FRANCES S. DONAHUE, HIS WIFE,
PATRICK E. DONAHUE AND
JOHN MARK DONAHUE

Filed Jan. 17, 1989
@ 10:16 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	39.00
Pro Co 1-3-95	5.00

COMPLAINT IN EJECTMENT

4 copies (sheriff)

Feb 7, 1989 Sheriff's Return filed: I accept service of the Complaint in Ejectment No. AD 1989-39 on behalf of John F. Donahue, Patrick Donahue, & John Mark Donahue and certify that I am authorized to do so.
1-18-89 Francis Donahue

SERVED Frances S. Donahue, personally by handing a true copy of Complaint in Ejectment to her on January 18, 1989 at 12:04 P.M. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

SERVED John Mark Donahue on January 18, 1989 at 12:05 P.M. by serving his authorized agent, Francis Donahue, his mother, at Sheriff's Office, Courthouse, Meadville, Pa. Signed Acceptance of service attached.

SERVED John F. Donahue on January 19, 1989 at 12:06 P.M. by serving his authorized agent, Francis Donahue, his wife, at Sheriff's Office, Courthouse, Meadville, Pa. Signed acceptance of service attached.

SERVED Patrick E. Donahue on January 18, 1989 at 12:07 P.M. by serving his authorized agent, Francis Donahue, his mother , at Sheriff's Office, Courthouse, Meadville, Pa. Signed Acceptance of Service attached.

So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 24, 1989 Answer To Plaintiff's Complaint In Ejectment filed.

Mar 15, 1989 Reply to New Matter filed.

Dec. 22, 1994 Upon praecipe of plaintiff attorney the above captioned case is settled and discontinued of record.

1989

39.

RAYMOND R. PARRY

vs.

SAM A. NAPLES, JR.

Filed Jan. 17, 1989
@ 12:48 p.m.

Pro Simmons Paid	$9.00
plff on orig	15.50

AGREEMENT TO REVIVE

of

AD 1984 - 54

Above judgment hereby revived and indexed in favor of the plaintiff and against the defendant in the sum of Twenty Five Hundred Dollars plus costs.

Debt ---- $2,500.00
Dated --- Jan 16, 1989
N - 151 -----JUDGMENT

James F. Simmons,
Prothonotary

1-14-94
Revived AD1994-40

1989

Mary McKeen Houghton

40.

EQUIBANK, N.A.

vs.

THOMAS JOHN TIBERI AND
C. MARGARET TIBERII

WRIT OF REVIVAL

of

DSB 1984 - 408

Writ of revival indexed in favor of plaintiff and agaisnt the defendant Thomas John Tiberi, only, in the sum of Twelve Thousand Seven Hundred Ninety Seven and 63/100 Dollars, plus interest at reate of 6% per annum from Jan. 1, 1989.costs and atty's fees.
Debt.....$12,797.63
Int.from...Jan. 1, 1989 at rate of 6% per annum
T - 164....JUDGMENT OF REVIVAL
James F. Simmons, Pro.

Filed Jan. 17, 1989
@ 1:24 p.m.

Pro Simmons paid	$15.00
plff on orig	9.50
Sheriff's Costs	39.00

Issued (attorney)

Feb. 27, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Dennis C. Richard, Sheriff, Butler County who being duly sworn acco rding to law, deposes and says that on the 8th day of February, 1989, at 9:04 A.M., she served Writ of Revival, filed 1/17/89 at No. AD 1989-40 Term, 19, Crawford County, Pennsylvania, upon defendant Thomas JOhn Riberi at his place of being, Sheriff's office, Courthouse, Main Street, City of Butler, Butler County, PA. By making known the contents thereof to Thomas John Tiberi, personally and handing to and leaving with him the certified ocpy of the Writ of Revival received from Crawford County.
So answers, Dennis C. Richard, Sheriff
SERVED Thomas John Tiberi by deputizing the Sheriff of Butler County, PA as per his affidavit of service attached. Served: February 8, 1989.
So answers, Howard N. Stewart, Sheriff

1989

Gordon R. Miller

41.

pro se

JOHN FURNO

vs.

WILLIAM SHIFFLETT

Filed Jan. 17, 1989
@ 1:29 p.m.

Tax & entry Paid $50.25 ✓
Pro Co Pd 2/24/89 5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30- 3- 02

Jan. 17, 1989, Rule entered upon plaintiff to file complaint issued.

Jan. 18, 1989 Proof Of Service filed.

Jan. 30, 1989 Complaint filed.

Feb 2, 1989 Proof of Service filed: Gordon R. Miller, being duly sworn according to law, deposes and says that he is the attorney for the plaintiff, that he is authorized to make this affidavit and proof of service; that the plaintiff's complaint, filed in this action, was served upon the defendant, for whom there is no attorney of record, by mailing a copy to the address endorsed on the appeal to-wit: Hayfield Estates Mobile Homes, 1219 Conneaut Lake Road, Meadville, Pa., 16335 by certified mail, return receipt requested by certified article no. P 404 874 372; that said complaint was served on the defendant when it was delivered to him on January 27, 1989 as is evidenced by the return receipt for said certified article no. P 404 874 372, attached hereto and made a part hereof. Gordon R. Miller

Feb. 24, 1989, Upon praecipe of plaintiff attorney, this case is hereby settled and discontinued as all claims that have been brought herein have beeen settled and compromised.

42

1989

Legal Services
Margaret M. Eglinton

42.

pro se
Donald E. Lewis

ELINE DUKAISH
(ELAINE)
vs.
WILLIAM SHIFFLETT
d/b/a HAYFIELD ESTATES MOBILE HOMES

Filed Jan. 17, 1989
@ 1:30 p.m.

Tax & entry Paid $50.25✓
Sheriff's Costs 19.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30- 3- 02?

Jan. 17, 1989, Rule entered upon plaintiff to file complaint, issued.

Jan. 18, 1989 Proof of Service filed.

Feb. 7, 1989 Complaint in Assumpsit filed.(5 copies Attorney).

Feb. 7, 1989 Affidavit and Praecipe to Proceed in Forma Pauperis filed. (4 copies Attorney).

Feb. 14, 1989 Sheriff Return filed. SERVED William Shifflett personally by handing a copy of Complaint to him on February 8, 1989 at 1:50 PM at his place of business, Hayfield Estates Mobile homes, 1219 Conneaut Lake Road, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 23, 1989, Answer and Counterclaim of defendant filed.

May 24, 1989 Plaintiff's Amended Complaint filed.

Oct. 26, 1989 Upon praecipe of Plaintiff Attorney the above matter is marked settled and discontinued of record.

Bozic and Thomas
R. Charles Thomas

43.

VIRGIE M. JORDAN

vs.

H. RUSSELL HUDSON

Filed Jan. 17, 1989
@ 3:54 p.m.

Tax & entry Paid $50.50 ✓

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Feb. 7, 1989 Writ Return filed. SERVED H. Russell Hudson personally by handing a true copy of the Summons to himon January 19, 1989 at 9:32 AM at Sheriff's Office, Crawford County Courthosue, Meadville PA.
So answers, Edgar D. Householder, DeputySheriff
Howard N. Stewart, Sheriff

1989

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

44.

BERLEKAMP PLASTICS, INC.
A CORPORATION

vs.

ED MOORE, a/k/a
H. EDWIN MOORE

Filed Jan. 17, 1989
@ 4:28 p.m.

Pro Simmons paid	$15.00
plff on orig	30.00
Pro Co Pd 6-1-89	9.00

WRIT OF REVIVAL

of

DSB 1984 - 42

Revival of Judgment indexed in favor of the plaintiff and against the defendant in the usm of Seventeen Thousand Dollars, with interest from Jan. 18, 1984.

Debt.....$17,000.00
Int.....from Jan. 18, 1984
M - 54, 84....JUDGMENT OF REVIVAL
James F. Simmons, Pro

Issued (atty)

Mar. 20, 1989 Writ Reissued.

May 10, 1989 Affidavit Of Service filed. Christopher J. Youngs, hereby certifies that he is the Attorney for the Plaintiff Berlekamp Plastics, Inc., in the within Action and that a copy of the Praecipe of Writ of Revial was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Ed Moore, a/k/a H. Edwin Moore, at R.D.#7, 1345 Laurel Drive, Meadville, Pennsylvania 16335 on March 21, 1989 and was received by the defendant on March 22, The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A". I verify that the statements in this Affidavit are true and correct. I understand that false statements herein are made subject tothe penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities. Christopher Youngs

AND NOW, May 26, 1989 @ 4:04 P.M. Upon Praecipe of Plaintiff's Attorney with notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to file an Answer and the same is liquidated in the following amount: Principal amount Seventeen Thousand Dollars; Costs Sixty Dollars; Total Seventeen Thousand Sixty Dollars plus interest from 1/18/84.

M-54,84

Debt.....$17,060.00 + Int.
JUDGMENT
James F. Simmons
Prothonotary

1989

Kathleen R. Nelson

Fuller, Kinnunen,
Petruso & Gamble
Ann H. Gamble

45.

LINDA M. KANYUCK

vs.

WILLIAM D. KANYUCK

Filed Jan 18, 1989
@ 9:25 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Pro Co. Pd. 6-7-90	9.00
State Surcharge Pd.	10.00
Pro Co pd 7/26/91	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
ALIMONY

1 copy (atty)

Jan. 24, 1989 Affidavit Of Mailing filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in th eCommonwealth of Pennsylvania and that on January 19, 1989, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, receipt requested, to William D. Kanyuck, P.O. Box 212 Centerville, PA 16404, the defendant's last known address. The said receipt being attached. hereto.
Ann Hansen Gamble

Feb. 12, 1990, Appearance of Kathleen R. Nelson, attorney for plaintiff filed.

June 7, 1990 Agreement filed.

June 7, 1990 Affidavit of Consent of Plaintiff filed.

June 7, 1990 Affidavit of Consent of Defendant filed.

June 7, 1990 Upon Praecipe of Plaintiff Attorney for Reveiw under Section 201(c) of Divorce Code, this case is moved to Court.

June 27, 1990 **D E C R E E F I L E D .**

AND NOW, this 27th day of June, 1990, the marriage between LINDA M. KANYUCK and WILLIAM D. KANYUCK is her eby dissolved.
By the court,
Gordon R. Miller, J

July 26, 1991 Notice Of Election To Retake Maiden Name filed. Linda M. Kanyuck TO BE KNOWN AS: Linda m. Nakagawara

1989

Specter Law Offices
John H. Clough

46.

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss

NORMA JEAN BAYER AND FRANK BAYER

vs.

MARK RYDBOM

COMPLAINT

1 copy (atty)

(JURY TRIAL DEMANDED)

Feb. 14, 1989 Sheriff's Return filed. SERVED Mark Rydbom on February 8, 1989 at 10:00 AM by handing a copy of Complaint to bernice Rydbom, his mother, at their residence, R.D.#10, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Filed Jan. 18, 1989
@ 11:21 a.m.

Tax & entry Paid $50.50
Sheriff's Costs 19.00

Pro Co Pd 6-28-90 6.00

Mar 17, 1989 Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss, Esq for Defendant filed.

Sept. 20, 1989 Consent To File And Acceptance of Service Of Amended Complaint filed. I, E. MAX WISS, Counel For the defend=ant, Mark Rydbom, do hereby consent to the filing of Plaintiff's Amended Complaint and accept service of said Amended Complaint on behalf of my client in the above-captioned matter.
E. Max Weiss

Sept. 20, 1989 Notice Of Service Of Interrogatories To Defendants and Request For Production of Documents filed.

Sept. 20, 1989 Amended Complaint filed.

Sept. 27, 1989, Answer and New Matter of Mark Rydbom to Plaintiff's Amended Complaint filed.

Nov. 13, 1989, Reply to New Matter filed.

Jan. 4, 1990, Notice of deposition of defendant Mark Rydbom filed.

Jan. 9, 1990 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Norma Jean Bayer filed.

Jan. 9, 1990 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Frank Bayer filed.

June 28, 1990 June 28, 1990 Upon Praecipe of plaintiff's attorney this cas is hereby marked settled and discontinued of record.

1989

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

47.

SAINT VINCENT HEALTH CENTER

vs.

IRENE STERLING AND
RICHARD E. STERLING

Filed Jan. 18, 1989
@ 11:25 a.m.

Tax & entry Paid	$40.50
bal Pd 2/1/89	10.00
Sheriff's Costs	32.90
Pro Co Pd 3-7-89	9.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Feb 8, 1989 Sheriff's Return filed: I accept service of the Complaint No. AD 1989-47 on behalf of Irene Sterling and certify that I am authorized to do so.
1-26-89 Richard E. Sterling, Authorized Agent

SERVED Richard E. Sterling personally by handing true copy of Complaint to him on January 26, 1989 at 10:40 A.M. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa..

SERVED Irene Sterling on January 26, 1989 at 10:41 A.M. by serving her authorized agent, Richard E. Sterling, at Sheriff's office, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Mar 7, 1989 @ 10:44 A.M. Upon Praecipe of Plaintiff's Attorney with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants in the sum of Four Thousand Four Hundred Ninety-two and 35/100 Dollars plus interest from Jan 18, 1989, and all costs of suit for failure to answer or otherwise plead.
S-85, 145

Debt.....$4,492.35 + int. & costs
JUDGMENT
James F. Simmons
Prothonotary

Revived to AD1993-76

1989

William F. Goodrich

48.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
Nancy M. Sennett
for dft. Alderman

Gordon R. Miller
for dft. M. Swick

CHARLOTTE A. KIMPLE, ADMINISTRATRIX OF THE ESTATE OF HERMAN LLOYD KIMPLE, JR. ON BEHALF OF THE ESTATE, AND CHARLOTTE A. KIMPLE, IN HER OWN RIGHT

vs.

MARK ALAN SWICK AND ERIC ALDERMAN

Filed Jan. 18, 1989
@ 11:33 a.m.

Tax & entry Paid	$50.50
Sheriffs costs	28.15
Pro Co Pd. 1/8/90	6.00

Jury Trial Demanded

SUMMONS IN CIVIL ACTION

Issued (atty)

Feb. 16, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss and Nancy M. Sennett for defendant Eric Alderman filed.

FEb. 22, 1989, Writ REturned. SERVED Mark Alan Swick personally by handing a copy of the Summons to him on Feb. 14, 1989 at 4:18 p.m. at Sheriffs Office, Crawford CountyCourthouse, Meadville, Pa. 16335.
So answers Catherine I. Allen, Dep Sheriff
Howard N. Stewart, Sheriff

Apr. 18, 1989, Appearance of Gordon R. Miller, attorney for defendant Mark Alan Swick, filed.

Apr. 27, 1989, Complaint in Civil Action filed.

June 7, 1989, STIPULATION signed by (counsel) parties, to Modify Complaint filed.

June 13, 1989 Answer and New Matter of defendant Eric Alderman To Plaintiff's Complaint filed.

July 10, 1989 Reply to New Matter of Defendant Eric Alderman filed.

July 21, 1989, ANSWER filed. (of defendant Mark Alan Swick)

Aug. 30, 1989 Petition To Compromise The Action Of A Decedent Against Defendant Swick and Order filed. AND NOW, to-wit, this 30th day of August, 1989, upon consideration of the foregoing Petition, it is hereby ORDERED, ADJUDGED and DECREED that the proposed settlement is approved. It is further ORDERED and DECREED that distribution shall be made according to the following terms:

To Charlotte A. Kimple
Upon approval by Court $25,000.00

The distribution ordered herein is in payment of general damages and said distribution is approved under the Wrongful Death Act and as such according to the terms of the Joint Tortfeasors Release executed herein.
BY THE COURT:
Robert L. Walker, J

Aug. 30 1989 Copies of order put in E. Max Weiss and Gordon Miller's box and copy mailed to William Goodrich

Jan. 8, 1990, Upon praecipe of plaintiff attorney, the above captioned action is hereby marked satisfied and discontinued of record.

Jan. 8, 1990 Petition to Compromis the Action of a Decedent Against Defendant Alderman and order filed.(3 copies atty)
ORDER: AND NOW, to-wit, this 8th day of Jan. 1990, upon consideration of the foregoing Petition, it is hereby ORDERED, ADJUDGED AND DECREED that the proposed settlement is approved. It is further ORDER AND DECREED that distribution shall be made according to the following terms:

TO: William F. Goodrich, esq. Attorney's fees $11,655.00
TO: Charlotte A. Kimple 23,345.00

The distribution ordered herein is in payment of general damages and said distribution is approved under the Wrongful Death Act and as such according to the terms of the Release executed herein.
BY THE COURT:
Robert L. Walker, J.

Jan. 8, 1990Copies of order put in E. Max Weiss and Gordon Miller's box

1989

Ferguson, Spataro & Rowden Douglas W. Ferguson 49. James R. Irwin	DANNY COLEMAN vs. KAREN TAR Filed Jan. 19, 1989 @ 11:17 a.m. Tax & entry Paid $50.25 ✓ Pro Co Pd 3/8/89 6.00 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF MAGISTERIAL DISTRICT 30- 2- 01 Jan. 19, 1989, Rule Entered upon Plaintiff to file complaint Issued. Jan 24, 1989 Proof of Service of Notice of Appeal and Rule to File Complaint filed. Feb, 14, 1989, Complaint in Assumpsit filed. 1 copy (atty) Mar. 7, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1989

Anthony V.Clarke

Mutzabaugh, Mutzabaugh, Saunders & Mattie
Richard Mutzabaugh

50.

MacDonald Illig Jones & Britton
Norman H. Stark
for dft. Nat. Fuel Gas Distribution Corp.

Watts, Pepicelli, Youngs and Youngs
Alan L. Pepicelli
for dft. Beggs

WILLIAM D. JOHNSON, AN INCOMPETENT, BY WILLIAM B. JOHNSON, HIS GUARDIAN

vs.

NATIONAL FUEL GAS COMPANY, NATIONAL FUEL GAS DISTRIBUTION CORPORATION, AND WAYNE A. BEGGS

Filed Jan. 19, 1989
@ 11:38 a.m.

Tax & entry Paid	$40.50
bal Pd 1/25/89	10.00
Sheriff's costs	22.00
Pro Co pd 5-22-95	5.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)
(atty)

Jan. 30, 1989, Appearance of MacDonald, Illig, Jones & Britton, by Norman H. Stark, attorneys for dft. Nat. Fuel Gas Dist. Corp. only, filed.

Jan. 30, 1989, Acceptance of Service filed. I, Norman H. Stark, of MacDonald Illig Jones & Britton, accept service of Writ of Summons in Civil action on behalf of National Fuel Gas Distribution Corporation and cert. that I am authorized to do so. I enter my appearance for Nat. Fuel Gas Dist. corp.
Norman H. Stark, Esq.

Writ Return filed. SERVED National Fuel Gas Company on Feb. 9, 1989 at 3:25 PM by handing a copy of Summons to Barbara Filley, person in charge at the time, at their place of business, 901 Water St., Meadville, Crawford Co., PA.
So answers,,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 21, 1989, Summons Reissued.

Mar. 2, 1989, Acceptance of Service and Entry of Appearance filed. I, Alan L. Pepicelli, of Watts, Pepicelli, Youngs and Youngs, PC, accept service of the Writ of Summons, in Civil Action on behalf of defendant Wayne A. Beggs, and certify that I am authorized to do so. I hereby enter may appearance for defendant Wayne A. Beggs. Alan L. Pepicelli, Esq.

Nov. 27, 1989 Plaintiff's Complaint filed.

Dec. 12, 1989, Answer filed.

Dec 6, 1991 Motion to Summary Judgment on Behalf of Defendants National Fuel Gas Company (NFG) and National Fuel Gas Distribution Corp. (National) filed.

Dec 6, 1991 Upon Praecipe of Attorney for NFG & National this case is placed on the Argument List.

ON JANUARY 1992 ARGUMENT LIST

Jan. 15, 1992 ASSIGNMENT OF ARGUMENT DATE filed. Jan. 14, 1992, argument in the above matter is set for Feb. 6, 1992, at 11:00 A.M., in Courtroom No. 2.
FOR THE COURT,
Imogene Yetman, Crt. Adm.
Jan. 17, 1992 copy in box for A. Pepicelli; mailed copy to R. Mutzabaugh & N. Stark

Mar. 2, 1992 ORDER filed. AND NOW, Feb. 28, 1992, the motion for summary judgment filed on behalf of National Fuel Gas and National Fuel Gas Distribution Corporation is denied.
BY THE COURT:
Anthony J. Vardaro, J.
Mar. 5, 1992 copy in box for A. Pepicelli, mailed copy to R. Mutzabaugh & N. Stark

July 14, 1992 Notice Of Service Of Requests For Admissions filed.

Aug 17, 1992 REQUESTS FOR ADMISSIONS, filed.

May 24, 1993 Motion for Leave to Withdraw Appearance and Order filed. AND NOW, this 21 day of May, 1993, upon consideration of the within Motion, leave is hereby granted to Alan L. Pepicelli, Esquire, Watts, Pepicelli, Youngs and Youngs, PC, and Watts and Pepicelli PC, to withdraw their appearance on behalf of the Defendant, Wayne A. Beggs, who is now deceased.
BY THE COURT,
Anthony J. Vardaro,
May 28, 1993 Copies of order to Atty's Mutzabagh, Stark and Pepicelli

May 28, 1993, NOtice of Service of Request for Admission filed.

June 1, 1993, Certificate of Readiness filed.

ON OCTOBER 1993 TRIAL LIST

Oct. 21, 1993, Motion for Continuance filed.

Oct. 21, 1993, ORDER filed. AND NOW, this 18 day of Oct. 1993, upon consideration of the foregoing motion for continuance, the two day non jury trial scheduled for Oc. 19 and Oct. 20 1993, at 9:15 a.m. is hereby rescheduled for Dec. 15 and 16, 1993, at 9:15 a.m. at Crawford County Court House, Meadville, pa.
BY THE COURT,
Gordon r MIller, J.
Oct. 28, 1993, copies to Attys. Mutzabaugh, Norman Stark and Alan Pepicelli.

Sept. 30, 1993 Pre-Trial Statement on Behalf of Plaintiffs, William D. Johnson, an Incompetent, By William B. Johnson, His Guardian, filed.

Nov. 12, 1993 Motion For Pre-Trial Conference and Order, filed. A Pre-trial Conference is scheduled in the above-captioned matter to be held on NOvember 29, 1993 at 9:15 a.m. in the chambers of Anthony J. Vardaro,
Anthony J. Vardaro, J.
11-12-93 copies sent to Atty's by Court.

Nov. 12, 1993 Defendant National Fuel Gas Company's ("NFG") Motion in Limine to Dismiss NFG as a Party to This Litigation, filed.

CONTINUED ON PAGE 50A

	William D. Johnson, an Incompetent, by William B. Johnson, His Guardian vs. National Fuel Gas Company, National Fuel Gas Distribution Corporation, and Wayne A. Beggs	CONTINUED FROM PAGE 50 of Record A. D. 1989 - 50

Nov. 12, 1993 Defendants National Fuel Gas Company ("NFG") and National Fuel Gas Distribution Corporation's ("Natiional Motion inLimine to Exclude Plaintiff's Expert Testimony, filed.

Nov. 12, 1993 ORDER filed. AND NOW, November 10, 1993, at the time set for a pre-trial conference on November 29, 1993 at 9:15 A.M. set by a separate order, the Court will also consider Defendant's motion to dismiss and motion in limine.
BY THE COURT:
Anthony J. Vardaro, J.

Nov. 12, 1993 copies were sent to Atty's by Court.

Nov.30, 1993 Motion for Continuance and ORDER filed. AND NOW, this 29thday of November,1993,upon consideration of the foregoing Motion for Continuance the Pre-Trial Conference scheduled for November 29, 1993,has been rescheduled for the 6th day of December,1993,at 9:15 A.M., in the Chambers of Anthony J.Vardaro.
BYTHE COURT:
Anthony J.Vardaro,J.

Nov.30, 1993 Copies dist.by Court.

Dec. 6, 1993 Motion in Limine filed.

Dec. 6, 1993 Plaintiffs' Response to Defendants' Motion in Limine filed.

Dec. 13, 1993 ORDER filed. AND NOW, December 10, 1993, this matter having come to the attention of the Court that the Plaintiffs intend to pursue a voluntary non-suit, the trial scheduled for December 15 and 16, 1993 is continued generally to be reset if necessary upon the motion of either party.
BY THE COURT:
Anthony J.Vardaro, J.

12-13-93 Copies dist. by Court.

Dec. 14, 1993 Motion for Continuance filed.

Dec. 14, 1993 Affidavit of David J. Paolella, filed.

Dec. 29, 1993 Petition for Voluntary Non-Suit filed.

May 17, 1995 Upon praecipe of plaintiff attorney the above-entitled matter is settled, satisfied, and discontinued of record.

50
-6-

1989

1989

Mahany, Roeder & Smith
Tamera Ochs-Rothschild

51.

FIRST ASSEMBLIES OF GOD
BY PASTOR WILLIAM R. CONRAD

vs.

CRAWFORD COUNTY TAX CLAIM
BUREAU

Filed Jan. 19, 1989
@ 12:21 p.m.

Tax & entry Paid $50.50 ✓

PETITION FOR DISAPPROVAL OF THE PROPOSED SALE OF LOT A-4-11 SECOND WARD, TITUSVILLE, CRAWFORD COUNTY, PA.

RULE TO SHOW CAUSE:
AND NOW, Jan. 19, 1989, a rule is granted upon Crawford County Tax Claim Bureau toshow cause why the proposed private sale of property assessed to Harold Jordan, and situated in the Second Ward of Titusville, Crawford County, Pa., and identified as Lot A-4-11, should not be disapproved.
Rule returnable Feb. 21, 1989, at Crawford County Court House, Courtroom No. 1 or 2 at 4:00 p.m. All proceedings to be stayed pending the outcome of this Rule.

BY THE COURT,
P. Richard Thomas, J.

Jan. 19, 1989, copy of order to Atty. Ochs-Rothschild.

Jan 23, 1989 Certification of Service filed:
I hereby certify that on the Nineteenth Day of January, 1989, a copy of Petition for Disapproval of Proposed Sale of Lot A-4-11, Second Ward, Titusville, Crawford County, Pennsylvania, was served by First Class Mail, postage prepaid, on Respondent and other interested parties, addressed as follows:

Crawford County Tax Claim Bureau
c/o Frederic Wagner, Tax Claim Bureau Director
Crawford County Courthouse
Meadville, Pa 16335

Mr. Harold Jordan
c/o Harold Jordan, Jr.
10½ Spruce Street
Titusville, Pa 16354
(Per legal notice which appeared in Crawford County Legal Journal on 12/28/88 and 1/4/89)

City of Titusville
c/o City Treasurer
City Building, 127 N. Franklin Street
Titusville, Pa 16354

Rodney K. Harmon and Doris A. Harmon
R.D.1
Schenecksville, Pa 18078

Anthony J. Vardaro, Esq,
County Solicitor
989 Park Avenue
Meadville, Pa 16335

Mr. Harold Jordan
c/o Harold Jordan, Jr.
10½ Spruce Street
Oil City, Pa 16301
(Per legal notice which appeared in Titusville Herald on 12/21/88 and 1/4/89)

Mahany, Roeder & Smith
Tamera Ochs-Rothchild
Attorney for Plaintiff

Jan. 31, 1989 Affidavit Of INcompete Service filed. On January 20, 1989, I mailed a true and correct copy of a Petition for Disapproval of Proposed Sale by First Class Mail, postage prepaid, to the landowner of record, Harold Jordan, at the following addresses:

Harold Jordan,
c/o Harold JOrdan, Jr.
10-1/2 Spruce Street
Titusville, PA 16354
(Address listed in Crawford County Legal notice)

Harold Jorden,
c/o Harold Jordan, Jr.
10-1/2 Spruce Street
Oil City, PA 16301
(Address listed in Titusville Herald Notice)

The Petition addressed to Titusville, PA was returned undelivered on January 23, 1989, marked "Unknown" as evidenced by the copy attached and marked Exhibit A.
The Petition addressed to Oil City, PA was returned undelivered on January 21, 1989, marked "no such st" as evidenced by the copy attached and marked Exhibit B.

Tamera Ochs-Rothschild, Esq.

Feb. 23, 1989 Order filed. AND NOW, February 21, 1989, at the time set for hearing on objection to the sale of a lot assessed as A-411 in Second Ward, Titusville, the Court establishes an upset bid of $300.00 for purchase of the property. One bid only is received from the First Assemblies of God Church, 103 Union Street, Titusville, PA 16354. ACCORDINGLY, the property is sold to the aforesaid for the sum of $300.00 and the Court directs that Frederic Wagner, Tax Claim Bureau Director, be directed to execute a deed for said lot to the successful bidder.

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

Feb. 24, 1989 Copies of order to Tamera Ochs-Rothschild and Anthony Vardaro

Anthony Vardaro

52.

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

CREATIVE CABINETS

vs.

RICHARD PITTS

Filed Jan. 19, 1989
@ 2:30 p.m.

Ta x & entry Paid $50.25

APPEAL OF PLAINTIFF FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30- 3-02

Jan. 20, 1989 Proof Of Service filed.

Feb. 8, 1989, Complaint filed.

Mar. 2, 1989 Defendant's Preliminary Objections filed.

Mar. 15, 1989 Upon praecipe of defendant attorney the above captioned case is placed on the next available argument list.

1989 April Argument List

Apr. 26, 1989, ORDER and ORDER FILED. AND NOW, April 24, 1989, at the time set for argument on preliminary objections to strike the plaintiff's Compalint for failure to comply with the Fictitious Name Reg. Act. (54 Pa. C.S.A. 301, et seq.), the plaintiff admits this matter cannot proceed because of the plaintiff's failure to so register under the Act.

The court is uncertain and discusses with counsel the appropriate remedy. Since the Act provides an actioncannot be"maintained" until registration, the question arises as to whether the originally filed Complaint should be totally stricken or whether the court should allow an appropriate time for registration and amending of the original complaint.

We note this issue was addressed in Smith Atwell versus Billigen Home Improvements, Inc. 34 D&C 3rd 578 (1984) when Judge kunselman was faced with the same issue and resolved the same by granting leave to the plaintiff to file an amended complaint after registration of his fictitious name. Counsel for defendant Pitts advises the court he has no objeciton to this court following said precedent. ACCORDINGLY, we enter the following .

ORDER: The Preliminary Objections of the defendant are sustained, but the plaintiff is accorded forty (40) days from this date to register under the aforesaid statute, pay the penalty prescribed for late registration and file an amended Complaint.

This order is entered without prejudice to the right of the plaintiff to register, pay the penalty and refile at any time within the prescribed statute of limitations period.

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

Apr. 27, 1989, copies to attorneys of record - put in boxes.

Legal Services
Gerald Sullivan

53.

Mahany, Roeder & Smith
Tamera Ochs-Rothschild

GREGORY ROYDES

vs.

CYNTHIA ROYDES

Filed Jan. 20, 1989
@10:08 a.m.

Indigent filing

COMPLAINT FOR CUSTODY

((5 copies Atty) (1 copy Mediator)

Order:

You, Cynthia Roydes, defendant, have been sued in Court to obtain custody of the minor children, Jeffrey Roydes and Christopher Roydes.

You are ordered to appear in person at the time and place selected by William Pineo, Custody Mediator,

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

The Crawford County Sheriff's Department is directed to serve a certified copy of this Complaint and Order upon the defenant, in the alternative, this Petition and Order may be served by any competant adult or by certified mail.

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

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

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, Pennsylvania 16335
Telephone: (814) 724 - 4636

BY THE COURT,
P. Richard Thomas, J

Jan. 20, 1989 Affidavit To Proceed In Forma Pauperis filed.

Feb 1, 1989 Proof of Service filed: I hereby certify that a copy of the foregoing Order and Complaint for Custody was served on defendant Cynthia Roydes by certified mail on January 24, 1989 by U.S. Mail, Return Receipt Requested.

Northwestern Legal Services
Gerald Sullivan

Feb. 6, 1989, Appearance of Mahany, Roeder & Smith, by Tamera Ochs-Rothschild, attorneys for defendant, filed.

Mar. 16, 1989 Temporary Order filed. AND NOW, this 15 day of March, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody ofthe subject minor children is temporarily awarded to their mother. The father shall have the right of visitation with his children every weekend, except for the last full weekend of each month, from Friday at 6:00 p.m. through Sunday at 7:00 p.m.
2. The major holidays are defined as Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas, and New Year's Day. The holiday visitation periods shall begin at 9:00 a.m. and end at 8:00 p.m. The father shall have his children for visitation on Easter and the parties shall thereafter alternate the periods. The provisions of this paragraph shall take precedence over the other provisions of this Order regarding the custodial and visitation periods.
3. Each party shall teach the children to give to the other party that love and respect which is due a parent formhis or her children and neither shall do or say anything to blakcen the character of the other in the eyes of the children.
4. Neither party shall use or possess illegal drugs nor be under their influence while he or she has the care ofthe children and shall not expose them to the company of anyone using or under the influence of illegal drugs, nor shall the children to be exposed to their use.
5 Neither party shall use or be under the influence of alcohol while he or she has the care of the children and neither party shall take the children to any tavern, inn, or other commercial establishment whose primary business is the sale and consumption of alcoholic beverages.
6. The Mediator has reported to the Court that further invenstigation is necessary. The Mediator is directed to complete the investigation and make further report to Court. Health care and school personnel are her eby authorized to release to the Mediator any and all confidential information which the Mediator may require in order to pursue the investigation.
7. Costs and fees of this Mediation, which are fixed at $102.00, are assessed to crawford County the Mediator having advised the Court that both parties are indigent and qualify for free legal services.
8. Further Mediation may be scheduled by either party after the close of the school year for the subject minor children without regard to the requirement for a substantial change of circumstances.
9. Either party may move the Court for a he aring de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be ocnsidered permanent.

By the Court,
P. Richard Thomas, J

Mar. 17, 1989 Copies of order to Gerald Sullivan, Tamera Ochs-Rothschild and William Pineo

Apr 14, 1989 Motion for Hearing De Novo and Order filed: AND NOW, this 14th day of April, 1989, upon presentation and consideration of the within Motion, a hearing is scheduled in this matter for the 2nd day of May, 1989, at 9:00 A.M. in the Court of Common Pleas of crawford County, Pennsylvania.

This Motion and Order shall be served upon defendant's attorney of record by regular mail.

BY THE COURT,
Robert L. Walker, J.

Apr 14, 1989 Copies of order put in Atty. Sullivan's box and copy mailed to Atty. Occhs-Rothchild.

Continued on page 601

1989

Legal Services
Gerald Sullivan

54.

FELECIA DAVIS

vs.

JEFFREY DOWDY

Filed Jan. 20, 1989
@ 10:11 a.m.

Tax & entry	$50.50
Pro Co	9.00
Sheriff's costs	17.00

PETITION FOR PROTECTION FROM ABUSE

6 copies (atty)

ORDER:

AND NOW, this 20 day of Jan. 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 27 day of Jan. 1989 at 3:00 p.m. in C. R. No. 1 or 2 of the Crawford County courthouse, In Meadville, Pa.

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

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

The city of Meadville Polcie Dept and/or the State Police of the Com. of Pa. and/or any appropriate law enforcement agency are directed to enforce this order.

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

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

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

Crawford County Bar Assoc. Ser. to the Public Comm. 310-312 Chestnut St., Meadville Pa. 16335. 814 724-7719.

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

Jan. 31, 1989, ORDER filed. AND NOW, Jan. 27, 1989, at the time set for hearing, the defendant fails to appear. Defendant has advised counsel for the wife and the court's office that he is in Farrell, Pa., and has no means of transportation, and could not attend the heaRING.

Accordingly, we take testimony from the wife. The court is satisfied that the alleged events occurred without justification and that an abuse order is appropraite.

Accordingly, the defendant is DIRECTED that he shall not annoy, threaten, assault or harass the plaintiff in any fashion nor procure others to do so on his behalf.

This order shall remain in effect for a period of six (6) months.

Any police officer after reveiw of a copy of this order having reasonable grounds to believe the terms and conditions of the order have been violated may apprehend the defendant forthwith, commit him to the county jail and report said fact tothe court, when a prompt hearing will be granted.

This order shall contain a condition that the defendant may not go to any residence or any home occupied by the plaintiff for any purpose.

Defendant is DIRECTED to pay costs within ten (10) days of the date the same are billed by the Prothonotary's Office.

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

Feb. 1, 1989, copies to Gerald Sullivan and defendant.

Feb 8, 1989 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Albert Rock, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 25th day of January, 1989, at 11:05 A.M. he served Order, Petition for Protection from Abuse with Temporary Order filed at AD 1989-54, Crawford Co., Pa , upon defendant Jeffrey Dowdy at 209 Fruit St., Farrell, Pennsylvania 16121, by making known the contents thereof to Jeffrey Dowdy personally and handing to and leaving with him the certified copy of the order, petition received from Sheriff of Crawford County.

Albert Rock, Deputy Sheriff
William H. Romine, Sheriff

SERVED Jeffrey Dowdy by deputizing the Sheriff of Mercer Co., Pa as per his affidavit of service attached. Served: January 25, 1989.
So answers, Howard N. Stewart, Sheriff

1989

Ferguson, Spataro & Rowden
J. Wesley Rowden

55.

CYNTHIA J. HOPE

vs.

GARY D. HOPE

Filed Jan. 20, 1989
@ 11:58 a.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 4/27/89	9.00 ✓
State Pd 4/27/89	10.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 25, 1989, 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 Compalint in Divorce certified by the Prothonotary of Crawford County, Pa. on the above dft. by cert. mail, addressee only, ret. rec. req. dated Jan. 24, 1989, by accepting delivery on that date as evidenced by the attached signed ret. receipt. J. Wesley Rowden, Esq.

Apr. 25, 1989, Affidavit of Consent of plaintiff filed.

Apr. 25, 1989 Affidavit of Consent of defendant filed.

Apr. 25, 1989, Upon praecipe of plaintiff attorney, to Transmit the Record - Section 201(c) ofthe Divorce Code, this case moved tocourt.

May 2, 1989 **DIVORCE DECREE FILED.**

And now, May 2, 1989, it is ordered and decreed that Cynthia J. Hope, plaintiff, and Gary D. Hope, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Fuller, Kinnunen,
Petruso and Gamble
John D. Petruso

56.

DONNA R. GRAY

vs.

EDWARD L. GRAY

Filed Jan. 20, 1989
@ 2:06 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co. PD 10/4/89	9.00 ✓
State Surcharge Pd.	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 23, 1989, Acceptance of Service of Complaint in Divorce filed. AND NOW, this 23rd day of Jan. 1989, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy of the complaint in divorce.
Edward L. Gray, Defendant.

Sept. 26, 1989, Affidavit of Consent Under Section 201(c) of the divorce code filed. (of plaintiff)

Oct. 2, 1989 Affidavit Of Consent Under Section 201(c) of the Divorce Code, of Defendant filed.

Oct. 4, 1989 Upon Praecipe of Plaintiff Attorney for Review under Section 201(c) of Divorce Code, this case is moved to Court.

Oct. 23, 1989 **DIVORCE DECREE FILED.**

And now, October 23, 1989, it is ordered and decreed that DONNA R. GRAY, plaintiff, and EDWARD L. GRAY, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

C. Barton Jones

57.

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

CHERYL L. SANTELL

vs.

RICHARD M. SANTELL

Filed Jan. 20, 1989
@ 2:27 p.m.

Tax & entry Paid	$40.50 ✓
bal Pd 1/27/89	10.00 ✓
2 counts paid 2/6/89	30.00 ✓
Pro Co Paid 5-9-89	9.00 ✓
State Paid 5-9-89	10.00 ✓
Pro Co Pd 6-2-89	5.00 ✓

COMPLAINT UNDER **SECTION 201(c)** OF THE DIVORCE CODE

Jan. 31, 1989, Petition for Special Relief filed.

Jan. 31, 1989, Petition for AWard of Alimony Pendente Lite Counsel Fees and Expenses filed.

Jan. 31, 1989, Amended Complaint Under Section 201(c) of the Divorce Code filed. (adds Property Distribution)

Feb. 3, 1989, ORDER FOR HEARING AND ARGUMENT filed. And Now, Feb. 1,.1989, the court notes the plaintiff has filed two separate complaints in this divorce, separate petitions requesting ancellary relief and a request for alimony pendente lite, counsel fees and expenses, and a separate petition requesting special relief regarding the marital domicile.

The court notes the records in this case do not disclose that service of the original two divorce complaints has at yet been made.

Hearing on all ancellary issues raised by the plaintiff is hereby set for Feb. 28, 1989 at 2;30 p.m. in Courtroom No. 1 or 2.

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

Feb. 3, 1989, all copies of order to C. Barton Jones, atty.

Feb. 7, 1989 Appearance of Shafer, Swick,Bailey, Irwin & Stack by James R. Irwin for Defendant filed.

Feb. 9, 1989, Certificate of Service filed. I, C. Barton Jones, Esq. do hereby certify depose and say that I am the atty. for plff., Cheryl L. Santell, and that I did mail a true and correct copy ofthe divorce complaint to Richard Santell, dft., and he received it on Jan. 19, 1989 and that an amended complaint, Petition for Special RElief, and Petition for Award of Alimony Pendente lite, Counsel Fees and expenses were mailed and received by the defendant on Jan. 31, 1989, by cert. mail, ret. rec. req. and a copy of the receipts are attached hereto.

C. Barton Jones, Esq.

Feb. 24, 1989, Motion for Continuance Generally and Order filed.
ORDER: AND NOW, this 24th day of Feb. 1989, uponpresentation and consideration of the foregoing Motion, and the plaintiff having joined in said Motion, the matter before this court is continued generally. Hearing my be rescheduled upon motion of either party.

FOR THE COURT, Imogene Yetman, Ct. Adm.

Feb. 24, 1989, copy of order to C. B. JOnes and J. Irwin.

Apr. 21, 1989 Separation and Property Settlement Agreement filed.

May 3, 1989 Affidavit of Consent of Defendant filed.

May 5, 1989 Affidavit of Service by Mail Pursuant to Pa. R.C.P. 1920.4 (a)(1)(ii) filed: C. Barton Jones, Esquire, being duly sworn according to law, deposes and says that he is the attorney for plaintiff, Cheryl L. Santell, and that he did mail a true and correct copy of the complaint in divorce filed in the above matter, by certified mail, return receipt requested, to the defendant, Richard M. Santell, on January 19, 1989, at his last known address 128 Fitch Road, Jamestown, Pa 16134. The signed receipt is attached as Exhibit "A".
Date: 4/27/89 C. Barton Jones

May 5, 1989 Affidavit of Consent of Plaintiff filed.

May 5, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

May 18, 1989 **DIVORCE DECREE FILED.**

And now, May 18, 1989, it is ordered and decreed that Cheryl L. Santell, plaintiff, and Richard M. Santell, defendant, are divorced from the bonds of matrimony.

The Court makes the Separation and settlement agreement dated March 24, 1989, part of this Decree.

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

May 30, 1989 Notice of Intention to Resume Prior Name filed. To be Known as Cheryl L. Rager.

Daniel J. Kuhn

58.

Jones, Gregg, Creehan, & Gerace
Richard W. DiBella

GERALD E. ROGERS

vs.

INSURANCE PLACEMENT FACILITY OF PENNSYLVANIA

Filed Jan. 20, 1999
@ 3:12 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's costs	75.00
Pro Co Pd 9/5/89	6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Feb. 9, 1989, Appearance of Jones, Gregg, Creehan & Gerace, by Richard W. DiBella, attorneys for defendant, filed.

Feb. 17, 1989 Writ Return filed. Served and made known to Ins. Placement Facility of PA., Defendant Co., by handing a true and attested copy of the within Summons/Complaint, issued in the above captioned matter on Feb. 1, 1989, at 1:15 o'clock, P.M. E.S.T./D.S.T. at 325 Chestnut St., in the Co. of Philadelphia, State of PA., to agent or person for the time being in charge of defendant's office or usual place of business.

So Answers,
John D. Green, Sheriff

By: J.V. (last name illigible)
Deputy Sheriff

SERVED Insurance Placement Facility of Pennsylvania by deputizing the Sheriff of Philadelphia Co. PA. as per his affidavit of servcie attached. Served: 2-1-89
So answers,

Howard N. Stewart, Sheriff

May 11, 1989 Notice of Deposition of William Scoutin filed.

May 11, 1989 Deposition of Harry D. Hays filed.

June 16, 1989 Notice Of Deposition of Gerald Rogers filed.

Sept. 1, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked satisfied and discontinued of record.

1989

Bernard Stuczynski &
Bonanti
James J. Stuczynski

59.

JOYCE THOMPSON, INDIVIDUALLY AND AS NATURAL GUARDIAN OF PATRICIA THOMPSON, A MINOR

vs.

RUSS ONSPAUGH

Filed Jan. 23, 1989
@ 10:40 a.m.

Tax & entry Paid	$50.50
Sheriffs costs	22.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Feb. 10, 1989, Notice of Deposition of Russell E. Onspaugh filed,

Feb. 14, 1989, Writ Returned. SERVED Russ Onspaugh on Feb. 6, 1989, at 10:15 a.m. by handing a true copy of the Summons to Cal Chace, adult person in charge of residence R. D #2, Box 438, Meadville, Pa., Crawford County.
So answers, Robert M. Stevens, Dep.
Howard N. Stewart, sheriff

1989

Barrett & Dratler
Bruce A. Barrett

60.

SHAFER, SWICK, BAILEY,
IRWIN & STACK
Louis J. Stack

W. W. GRAINGER, INC.

vs.

ROCCO VALENTINETTI AND
HENRIETTA VALENTINETTI,
FORMERLY d/b/a
H VAL TOOL

Filed Jan. 23, 1989
@ 2:36 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	31.00
Pro Co pd 4/4/89	6.00

COMPLAINT IN CIVIL ACTION

3 copies (sheriff)

Feb. 15, 1989 Sheriff's Return filed. SERVED Rocco Valentinetti personally by handing copy of Complaint to him on February 8, 1989 at 9:53 AM at his residence, R.D.#6, Franklin Pike, Meadville, Crawford County, PA.
SERVED Henrietta Valentinetti personally by handing copy of Complaint to her February 8, 1989 at 9:54 AM at her residence, R.D.#6, Franklin Pike, Meadville, Crawford County,PA.
SERVED H Val Tool on February 8, 1989 at 9:55 AM by handing copy of Complaint to Rocco Valentinetti at his residence, R.D.#6, Franklin Pike, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb 16, 1989 Appearance of Shafer, Swick, Bailey, Irwin & Stack by Louis J. Stack, Esq. for Defendants filed.

Apr. 3, 1989 Upon praecipe of Plaintiff Attorney the above captioned matter is marked settled and discontinued of record with prejudice.

William L. Walker

61.

LUANNE PATTERSON

vs.

FRANCES O. PATTERSON

Filed Jan. 23, 1989
@ 3:33 p.m.

Indigent filing
~~John Fuller, Mediater~~
William Pineo, Mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Frances O. Patterson, Defendant, have been sued in court to obtain custody of the children: Heather L. Kerschner, and Teia Marie Kerschner

YOu are order to appear in person atr such time and such place as JOHN FULLER, CHILD CUSTODY MEDIATOR, orders.

Pending the Mediation Conference, temporary custody of the child shall remain with LuAnne Patterson.

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 legalhelp.

Crawford County Bar assoc. Ser. to the Public Committee.
c/o Crawford County Court House, Meadville, Pa. 16335
814 724-4636

Dated: 1/24/89 BY THE COURT,
1 copy (atty) P. Richard Thomas, J.
1 copy (mediator)

Jan. 23, 1989, Praecipe to Proceéd In Forma Pauperis, Petition for Leave to Proceed IN Forma Pauperis, filed.

Feb. 7, 1989 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary of William L. Walker, Esquire, Attorney for Plaintiff in this action and certifies that on Janaury 31, 1989 she delivered to the Post Office in Meadville,PA for delivery to Frances O. Patterson at 106 First Street, Pleasantville, OH 43148 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 724 951 648 which is attached hereto as Exhibit "A". Thereafter on February 6, 1989 it was returned to William L. Walker, return receipt card bearing the same number and signed by Frances O. Patterson said return receipt card being attached hereto as Exhibit "B".

Vicki Bradshaw

Feb. 28, 1989, Motion and Order filed. ORDER: AND NOW, Feb. 28, 1989, upon consideration of the within Motion, IT IS ORDERED AND DECREED that JOHN FULLER, ESQUIRE is hereby withdrawn as Custody Mediator and William Pineo, Esq. is hereby appointed in his place.

IT IS FURTHER ORDERED That the custody mediation conference currently s cheduled for Mar. 7, 1989 at 3:00 p.m. shall continue as s cheduled. Robert L. Walker, Judge

Feb. 28, 1989, copies of order to Attys. W. Walker, W. Pineo, and JOhn Fuller.

Mar 13, 1989 Temporary Order filed: AND NOW, this 10 day of March, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children, Heather L. Kerschner and Teia M. Kerschner, is hereby awarded to their mother , Luanne Patterson, subject to any presently effective Order of this Court whether entered in this or another Division.

2. Pending investigation by the Mediator of certain prosecutions now set to be pending in Fairfield County, Ohio, the children are prohibited from having contact with their fatehr, defendant herein.

3. The Mediator shall contact the authorities in Fairfield County, Ohio, to find out the progress of said prosecutions and make further report to the Court.

4. Costs and fees of this Mediation, which are fixed at $102.00, are assessed to Crawford County, the Mediator having been advised that the mother is indigent and that there is little prospect of collecting any costs from the father. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
P. richard Thomas, J.

Mar 13, 1989 Copies of order to William Walker and William Pineo, Esqs.

1989

Culbertson, Weiss, Schetroma and Schug
David L. Hotchkiss

62.

Bruce A. Barrett
Edward Sternby

Voorhies, Rowley, Wallace, Keck & Karson
Miles K. Karson, Jr.
John F. Steele and
John F. Steele, M.D.P.C.

JAMES W. CUTTER AND DARLENE MARIE CUTTER, HIS WIFE

vs.

JOHN F. STEELE,
JOHN F. STEELE, M.D., P.C.
AND EDWARD STERNBY

Filed Jan. 23, 1989
@ 3:39 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	47.60
	6.00

COMPLAINT (ASSUMPSIT)

2 copies (sheriff)

Feb. 13, 1989 Sheriff's Return filed. Before me, the undersigned authority,personally appeared Ronald L. Clark, Chief Deputy Sheriff who being duly sworn according to law, deposes and says that on the 1st day of February, 1989, at 10:00 A.M., he served Complaint in Assumpsit at No. 62 A.D. Term, 1989, Crawford Co. PA., upon defendant John F. Steele, individually and John F. Steele, M.D. P.C. at Dr. John Steele's office, 160 Main St., Greenville, PA. By making known the contents thereof to Susan Schmidt, Bookkeeper, person in charge and handing to and leaving with him the certified copy of the Complaints received from sheriff of Crawford Co.

Ronald L. Clark, Chief Deputy Sheriff
William H. Romine, Jr., Sheriff
Mercer County, PA.

SERVED John F. Steele, individually and John F. Steele, M.D., P.C. by deputizing the Sheriff of Mercer County, PA as per his affidavit of service attached.
Served: February 1, 1989.
So answers,

Howard N. Stewart, Sheriff

Feb. 17, 1989 Appearance of Bruce A. Barrett for Defnedant Edward Sternby filed.

Mar. 1, 1989 Appearance of Voorhies, rowley, Wallace, Keck & Karson by Miles K. Karson, Jr for John F. Steele and John F. Steele, M.D.P.C. filed.

Mar. 1, 1989 Preliminary Objections filed.

July 28, 1989 Upon Praecipe of David Hotchkiss, Esq., Attorney for Steele, this case is placed on the August 1989 Argument List.

ON AUGUST 1989-ARGUMENT LIST

Aug. 30, 1989 Order filed. AND NOW, August 28, 1989, at the time set for argument, the Court notes that counsel for Defendant Steele abandons any statute of frauds argument contained inhis brief.

The matter is argued and the primary thrust of the preliminary objections addresses paragraphs nine and ten of the Complaint to the end that the Defendnat argues they are entitled to known the specific details of the alledged agreement between the Cutters individually and their corporation and their relationship with Calmenson. The Court finds merit to this contention. Accordingly, we direct the Plaintiffs within thenty days to amend paragraphs nine and tem of their Complaint spelling out whether the agreement with the other parties named in said paragraphs was an oral or written agreement and if oral, the general nature and the pertinent details of said agreement.

This Order covers allissues raised by the defendant in their preliminary objections and brief.

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

Aug. 31, 1989 Copies of order put in David Hotchkiss and Bruce Barrett's box and copy mailed to Miles Karson

Sept. 19, 1989, Amended Complaint filed.

Nov. 3, 1989 Preliminary Objections filed.

Nov 15, 1989 Plaintiffs' Motion for Issuance of Rule to Show Cause Why Default Judgment Should Not Be Entered and Sanctions Imposed and Order filed: AND NOW, this 15 day of November, 1989, upon consideration of Plaintiffs' Motion, a Rule is granted upon Defendants John F. Steele and John F. Steele, M.D., PC., to show cause why:

a) a default judgment should not be entered against them;

b) sanctions under 42 Pa.C.S.§2503(7) in the form of counsel fees for dilatory, obdurate and vexatious conduct during the pendencey of a matter should not be awarded against them;

c) their preliminary objections should not be dismissed.

Rule returnable the 12 day of Dec., 1989, in Court Room 1, Crawford County Courthouse, at 11:00 A.m..

By: P. Richard Thomas, J.

Nov 15, 1989 Copies of order put in Attys. Hotchkiss and Barrett's boxes and copy mailed to Miles Karson, Jr.

Jan. 4, 1990 Defendants' Answer and New Matter to Plaintiffs' Amended Complaint filed.

63.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

DOROTHY3 M. NELSON

Filed Jan. 24, 1989
@ 3:21 p.m.

Pro Simmons Paid	$9.00
plff on orig	9.50

AGREEMENT TO REVIVE

OF

DSB 1983 - 713

The undersigned hereby agrees that the judgment entered on Sept. 20, 1983 be revived and is indexed by the Prothonotary in the amount of Two Thousand Six Hundred Thirty and 00/100 Dollars, plus costs.

Debt ---- $2,630.00
N - 41 -- JUDGMENT

James F. Simmons,
Prothonotary

Judgment entered - 1/24/89

1989

64.

REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE

vs.

ANTHONY SCERE

Filed Jan. 24, 1989
@ 3:21 p.m.

Pro Simmons Paid $9.00
plff on orig 9.50
Sat. Pd. 8/30/95 $5.00

AGREEMENT TO REVIVE

of

DSB 1983 - 880

The udnersigned hereby agrees that the judgment entered on Nov. 3, 1983 be revived and the Prothonotary has indexed the judgment in the amount of Six Thousand Dollars, plus costs.

Debt --------$6,000.00
S - 242-----JUDGMENT

James F. Simmons,
Prothonotary

Judgment entered
1/24/89

Aug. 30, 1995 This Judgment Satisfied (see paper filed)

1989

65.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

JOHN A. FELEPPA
CATHERINE FELEPPA

Filed Jan. 24, 1989
@ 3:21 p.m.

Pro Simmons Paid	9.00
plff on orig	9.50

AGREEMENT TO REVIVE

of

DSB 1984 - 47

The undersigned hereby agrees that the judgment entered on Jan. 20, 1984, be revived and the prothonotary has indexed in the judgment index in the amount of Seven Thousand Dollars, plus costs.

Debt -------$7,000.00
F - 91, 31------JUDGMENT

James F. Simmons,.
Prothonotary

Judgment entered - 1/24/89

Apr. 9, 1992 This Judgment Satisfied
(see paper filed)

1989

66.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

DOROTHY FRAMPTON

Filed Jan. 24, 1989
@ 3:22 p.m.

Pro Simmons Paid	$9.00
plff on orig	9.50

AGREEMENT TO REVIVE

of

DSB 1984 - 15

The undersigned hereby agrees that the judgment entered on Jan. 10, 1984 be revived and the prothonotary has indexed in the sum of Five Thousand Dollars, plus costs.

Debt ---------$5,000.00
F - 44 ---- JUDGMENT

James F. Simmons
Prothonotary

Judgment entered
1/24/89

Aug. 19, 1994 Renewal

To:

AD 1994-837

1989

67.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

LUELLA POPE

Filed Jan. 24, 1989
@ 3:22 p.m.

Pro Simmons paid $9.00
plff on orig 9.50
Sat Pd. 7/28/95 $5.00

AGREEMENT TO REVIVE

of.

DSB 1983 - 989(

The undersigned hereby agrees that the judgment entered on Dec. 12, 1983 be revived, and prothonotary has indexed in the sum of Five Thousand Six Hundred Forty and 00/100 Dollars, plus costs.
Judgment entered - 1/24/89
Debt ---------$5,640.00
P # 106 ------JUDGMENT

James F. Simmons,
Prothonotary

July 28, 1995 This Lien Satisfied
(see paper filed)

1989

68.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

ANTHONY MOTTILLO
JEANNE E. MOTTILLO

Filed Jan. 24, 1989
@ 3:22 p.m.

Pro Simmons Paid	$9.00 ✓
plff on orig	14.50

AGREEMENT TO REVIVE

of

DSB 1983 - 768

The undersigned hereby agrees that the judgment entered on Sept. 3, 1983 be revived and the prothonotary has indexed in the sum of Four Thousand Three Hundred Ninety and 00/100 dollars, plus costs.
Judgment entered - 1/24/89
Debt ------- $4,390.00
M - 15, 95
JUDGMENT
James F. Simmons,
Prothonotary

Aug. 19, 1994 Revived
To:
AD 1994-835

69.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

CELIA KUEHNER

Filed Jan. 24, 1989
@ 3:22 p.m.

Pro Simmons paid $9.00
plff on orig 9.50

AGREEMENT TO REVIVE

of

DSB 1984 - 30

The undersigned hereby agrees that the judgment entered on Jan. 11, 1984 be revived and prothonotary has indexed in the sum of Four Thousand FourtHundred Thirteen, plus costs.
Judgment entered - 1/24/899
Debt ---------$4,413.00
K - 33 ------JUDGMENT

James F. Simmons,
Prothonotary

1989

Blystone & Blystone
Peter E. Blystone

70.

PENNBANK

vs.

RICHARD G. HUNT AND
LIZABETH D. HUNT

Filed Jan. 24, 1989
@ 3:48 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	60.15
Sheriff's costs	25.15
Pro Co pd 6/15/89	5.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

Feb. 27, 1989 Sheriff's Return filed. Personally appeared before me, Jay A. Young, a Deputy for John R. Kochman, Sheriff of Armstrong County and in the Commonwealth of Pennsylvania, who being duly sworn according to the law, deposes and says that he made diligent search and inquiry for Richard G. Hunt at c/o Jeanette Amsler, Bluff Avenue Extension, Parker Pennsylvania, and elsewhere on the 2nd dayn of February 1989, and was unable to find the said Richard G. Hunt anywhere within the said County of Armstrong, Pennsylvania.

Jay A. Young, Deputy Sheriff
John R. Kochman, Sheriff

Not Found, as to Richard G. Hunt, as per Affidavit received from Sheriff of Armstrong County, PA. and attached.
Served Lizabeth D. Hunt personally by handing copy of Complaint to her on February 17, 1989 at 3:40 pM at her residence, R.D.#1, Townville, Crawford County, PA.
So answers, Edgar D. Householder, Chief Deputy Sher
Howard N. Stewart, Sheriff

Mar. 6, 1989, Complaint Reinstated.

March 10, 1989 Sheriff's Return filed. Served Richard G. Hunt personally on March 7, 1989 at 2:10 PM by handing a true copy of the Complaint in Mortgage Foreclosure to him at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers,

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

June 9, 1989 Upon praecipe of Plaintiff Attorney the above captioned action is hereby discontinued of record without prejudice to the plaintiff to file a subsequent action upon the same cause of action herein stated.

1989

Watts & Pepicelli, PC
Alan L. Pepicelli

R. Charles Thomas

71.

Mary Ann Kirkpatrick

QUINN ERNEST WERNER

vs.

CECILIA M. WERNER

Filed Jan. 25, 1989
@ 9:41 a.m.

Tax & entry Paid $50.50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

You, Cecilia m. Werner dft, have been sued in court to obtain custody of Rebecca Ann Werner and Matthew Ernest Werner.

You are ordered to appear in person at the Crawford County Court House, Meadville, Crawford County, Pa. at such time as you are notified to do so by JOHN FULLER, ESQUIRE, who has been appointed as custody mediator in this case, for a 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:

Crawford County Bar Assoc. Ser. to the Public Committee c/o Prothonotary, Crawford County Courth House Meadville, Pa. 814 · 724-4636

BY THE COURT,
P. Richard Thomas, J.

March 3, 1989 Affidavit of Service filed. R. Charles Thomas, Esq., being duly sworn accoording to law, deposes and says that on Jan. 25, 1989 he sent a true and correct copy of the Complaint For Custody filed in the above captioned matter to the Defendant, Cecelia M. Werner, at her last known residence to-wit 1103D Robinhood Rd., High Point, North Carolina 27260; that attached hereto is a duly executed return receipt card showing date of delivery as Jan. 28, 1989.

Bozic and Thomas
R. Charles Thomas, Esq.

March 3, 1989 Stipulation With Order Attached and ORDER filed. And now, this 3rd day of March, 1989, the Complaint for Custody having been field by the Plaintiff, Quinn Ernest Werner, which Complaint was duly served upon the Defendant, Cecelia M. Werner, on the 28th day of January, 1989; and

WHEREAS the Court entered an Order appointing John Fuller, Esq., as Custody Mediator in this case; and

WHEREAS, the parties have heretofore entered into a Stipulation and Agreement expressly waiving the right to have a mediation conference; and

WHEREAS, the parties are desirous of having the Stipulation and Agreement reduced to a Court Order without the necessity of appearance before the Mediator and/or this Court

NOW therefore the Stipulation and Agreement of the Plaintiff and Defendant is hereby reduced to an certified as a Court Order.

By The Court
Robert L. Walker, J.

3-3-89 Copy of Order to Attys. R. Charles Thomas, John Fuller.

Dec. 27, 1991 Petition to Modify and Order filed. 1 copy Atty. ORDER: And now, Dec. 27, 1991, this matter is referred to John Fuller, cudtody mediator, for further mediation which is to be scheduled on a Friday if possible. By the Court: P. Richard Thomas, S.J.

Jan. 6, 1992 copy in box for R.C. Thomas & J. Fuller.

Jan. 9, 1992 AFFIDAVIT OF SERVICE filed. And Now, Jan. 9th, 1992, comes Constance L. Deitman beign duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attyorney for Cecilia M. Barnes, Defendant in the above-captioned matter.
2. That on information furnished her by teh Defendant, she caused a certified copy of the Petition to Modify and Order referring the matter to John Fuller, Mediator, by delivering a copy addressed to R. Charles Thomas, Plaintiff's attorney, to the receptionist at the front desk of the office of Attorney R. Charles Thomas.
3. Service of the above-mentioned documents against Plaintiff is therefore effected in accordance with Pa. Rules of Civil Procedure.

Jan. 14, 1992 Appearance of watts & pepicelli, PC by Alan L. pepicelli for Plaintiff filed.

Jan. 21, 1992 Plaintiff's Response To Defendant's Petition To Modify filed.

Mar. 11, 1992 Stipulation and Consent Custody Order filed. And Now, March 11, 1992, it is hereby ordered:
1. That parties willhave shared legal custody of their two minor children. The children will be in the primary physical custody of their father and will be in their mother's custody as follows: a. For three consecutive weeks each summer. Mother shall give father notice in writing 30 days in advance of the weeks she has chosen for her summer custodial period. b. One week during the children's Christmas school vacation excludilng the period from december 24 at 9:00 p.m. until December 26 at 10:00 a.m. each year. c. Alternating Easter and Thanksgiving for the children's entire school holiday. Mother will have the chidlren for Easter of 1992 and all even numbered years thereafter. Mother will have the children for Thanksgiving in 1993 and al lodd numbered years thereafter. d. When mother is in Crawford County, Pennsylvania she may take the children into her custody for a daytime visit or an overnight visit at her choice upon seven days written notice to father.
2. Mother is to provide transportation for visits with the children and may arrange to have such transportation provided by her mother, her sister or her husband's parents. 3. Father shall provide mother with copies of the children's school report cards within ten days of receipt of such report cards. 4. Each parent shall keep the other fully informed regarding the childme's health, education and social adjustment. Each parent shall notify the other of any illness or emergency involving the minor children at the earliest possible time. 5. In the event that either child should require blood transfusions, mother shall be given the first right to donate blood subject to medical approval. 6. Each parent shall teach the children to treat the other with appropriate love and respect. 7. Neither parent shall expose the children to any situation or person which would adversely affect their health, welfare or well-being, and neither parent shall take the children to any place of business which is not appropriate for chidlren of their age. 8. the parents agree not to challenge the jurisdiction of the Court Of Common Pleas of Crawford County, Pennsylvania so long as either party or the children shall reside within Crawford County, Pennsylvania. 9. This agreement shall be construed and continue to be construed in accordance with the laws of the Commonwealth of Pennsylvania.

2 copies Atty

By the Court,
Gordon R. Miller, J

1989

Ferguson, Spataro
& Rowden
J. Wesley Rowden

72.

IN RE:

PRIVATE SALE OF WAYNE
TOWNSHIP LAND,
CRAWFORD COUNTY ASSESSMENT
NO. 6608-055

Property assessed to
Edeard G. Hinderliter

Filed Jan. 25, 1989
@ 4:28 p.m.

Tax & entry 1/26/89 $ 50.50

OBJECTIONS TO PRIVATE SALE OF LAND AND PROPERTY

ORDER:

AND NOW, this 25 day of January, 1989, upon presentation and consideration of the within Objection to the Sale of Lands and Property by teh Crawford CountyTax Claim Bureau, a rule is granted upon the Treasurer of Crawford County and upon William E. Friederich and Dorothy G. Friederich, his wife, of Box 375, Nickleplate Road, Cochranton, Pa. 16314, to show cause if any they should have, why the proposed private sale of tax claim land assessed to Edeward G. Hinderliter for the sum of $100.00 should not be set aside.

The Rule is returnable for hearing on the 21 day of Feb. 1989 at 3:30 p.m. at the Crawford County Courthouse, Courtroon No. 1 or 2.

It is further ordered and decreed that if said Objections to the sale are granted, all parties appearing at suc h time shall be prepared to bid on the aforesaid property in an immediate auction to be conducted by Frederick Wagner, Tax Claim Director, with the aforesaid property to sell for not less than a sum to be set by this court pursuant to 72 p.S. 5860.613(a).

A true and correct ocpy of this order shall be served upon the treasurer of Crawford County, Pennsylvania by regular mail and upon the proposed purchaser of the private tax sale, William E. Friederich and Dorothy G. Friederich, his wife, by certified mail to their address at Box 375 Nickleplate Road, Cochranton, Pa. 16314.

BY THE COURT,
P. Richard Thomas, J.

Jan. 26, 1989, copy to Atty. Rowden.

Feb. 23, 1989 Order filed. AND NOW, February 21, 1989, at the time set for hearing on objection to the private sale of land in Wayne Township set forth in the petition and known as Assessment No. 6608-055, the Court sets an upset bid price of $1,200.00. The Court ascertained there were bidders willing to bid on the property, and accordingly, directed Frederic Wagner, Tax Claim Director, to conduct a public auction. The same was conducted and the property was sold at the highest bid price of $3,000.00 to Philip H. Lippert and Anna M. Lippert, his wife, 223 Weyman Road, Pittsburgh, PA 15236.

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

Feb. 24, 1989 Copies of order to Wesley Rowden and Anthony Vardaro

1989

Elderkin, Martin, Kelly
Messina & Zamboldi
Robert C. LeSuer

73.

MARY ANN HERRINGTON AND
ROBERT C. HERRINGTON,
HER HUSBAND

vs.

DEBORAH F. MYERS

Filed Jan. 26, 1989
@ 10:41 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	22.46
Pro Co pd 11/1/89	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Feb. 14, 1989 Writ Return filed. SERVED Deborah F. Myers on February 6, 1989 at 1:30 PM by handing true copy of Summons to Mrs. Himes, herMother-in-law, and adult member of family at their residence, R.D. #1, Valleyview Road, Saegertown, Cawford County, PA 16433.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 1, 1989 Upon praecipe of Plaintiff Attorney the above action is marked settled and discontinued of record with prejudice.

74

1989

Elderkin, Martin, Kelly, Messina and ZaMBOLDI Kenneth G. Vasil 74.	SEARS, ROEBUCK AND COMPANY 800 Millcreek Mall Erie, Pennsylvania vs. DONALD R. McNAIR Filed Jan. 26, 1989 @ 10:54 a.m. Tax & entry Paid $40.50 bal pd 1/30/89 10.00 Sheriff's Costs 23.15	COMPLAINT 1 copy (sheriff) Feb. 14, 1989 Sheriff's Return filed. SERVED Donald R. McNair on February 6, 1989 at 11:50 AM by handing copy of Complaint to Kathy McNair, his wife, at their residence, 123 Prospect Street, Cambridge Springs, Crawford County, PA So answers, Robert M. Stevens, Deputy Sheriff Howard N. Stewart, Sheriff

1989

75.	LEIGH EMERLING CHEVROLET vs. CHARLES D. RITCHIE	APPEAL OF DEFENDANT FROM JUDGMENT OF MAGISTERIAL DISTRICT 30- 3- 02
pro se		Jan. 26, 1989, Rule entered upon plaintiff to file complaint issued. Jan. 30, 1989 Proof of Service filed.
	Filed Jan. 26, 1989 @ 3:18 p.m. Tax & entry Paid $50.25	

1989

Jack H. Kudzma

76.

CHARLES MEYER, A MINOR, BY HIS MOTHER AND NATURAL GUARDIAN, JANICE MUNSCH

vs.

ERIE INSURANCE GROUP

Filed Jan. 27, 1989
@ 8:33 a.m.

Tax & entry Paid $50.50
Pro Co Pd 1/30/89 6.00

SUMMONS IN CIVIL ACTION

Jan. 27, 1989, Petition for Approval of Settlement, and Order filed. ORDER OF COURT: AND NOW, to wit this 27th day of Jan. 1989, upon conisderation of the foregoing Petition, it is hereby ORDERED as follows:

The settlement agreed recited in the foregoing petition is hereby approved and it is hereby further ordered and directed that the proceeds of said settlement shall be distributed as follows:

1. To: Jack H. Kudzma, Esquire:
Attorney fees $20,333.50

2. To: Jack H. Kudzma, Esquire
Reimbursement for Expenses

Meadville Medical Center/ medical records	$ 12.25	
Hamot Medical Center medical records	32.00	
Dr. Cole/Narr. report	145.00	
B. Rains/deposition Trans	138.80	
Legal Research expenses	52.50	
Kis Photo/Accident Scene	15.65	
1 hr. Photo/Photographs	60.77	
	456.97	456.97

3. To: Janice Munsch, parent and natural guardian of Charles Meyer, a minor and to be deposited in a savings account or other savings instrument in the name of the minor in a bank, building & loan Association or savings & loan association deposits which are insured by a Federal Government Agency with the following provision: "no-withdrawal can be made of any monies in this account until the minor, Charles attains his majority, except as authorized by prior order of court." $29,209.53

total.....$50,000.00

It is further ORDERED that the petitioner may execute an appropriate release to effect settlement.

BY THE COURT,
Robert L. Walker, J.

Jan. 30, 1989, copy of order mailed to Jack H. Kudzma, atty.

Jan. 27, 1989, uPon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued as to all defendants, of record.

1989

Ruthanne Beighley

77.

LINDA M. SWARTZ

vs.

JOHN F. SWARTZ

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 16, 1989, General Appearance filed. Enter my general appearance in the above entitled divorce action, I hereby accept service of an acknowledge receipt of a copy of the original complaint in divorce filed in the above action. John F. Swartz.

Feb. 24, 1989 Petition For Related Claims Under The Divorce Code filed. (Equitable Distribution, Permanent Alimony and Attonrey Fees, Costs and Expenses)

Filed Jan. 27, 989
@ 10:59 a.m.

Tax & entry Paid $50.50
Pro Co pd 2/24/89 45.00
Pro Co Pd 6-21-89 9.00
Pro Co pd 6-29-89 10.00

May 25, 1989 Affidavit of Consent of Defendant filed.

June 21, 1989 Affidavit of Consent of Plaintiff filed.

June 21, 1989 Settlement Agreement filed.

June 21, 1989 Stipulation for Entry of Qualified Domestic Relations Order filed.

June 21, 1989 Motion filed.

June 21, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

June 23, 1989 Qualified Domestic Relations Order filed. AND NOW, Upon consideration of the attached Stipulation, IT IS HEREBY ORDERED:

1. Linda M. Swartz and JOhn F. Swartz are husband and wife having been married on March 27, 1971, with divorce proceedings filed in the Court of Common Pleas of Crawford County, Pennsylvania at No. AD 1989-77.
2. John F. Swartz, social security number 163-42-3823, is an employee of United Telephone Company of Ohio and is a Participant in the United Telephone Company Pension.
3. Linda M. Swartz, social security number 194-43-7396, hereinafter also referred to as "Alternate Payee", has entered into a marriage settlement agreement with John F. Swartz which proportionately divides the Participant's share of the United Telephone Company pension plan is lieu of an order of equitable distribution under the Pennsylvania Divorce Code.
4. John F. Swartz has a current and last known mailing address of 1136 E. Lake Road, Jamestown PA 16134.
5. LInda M. Swartz has a current and last known mailing address of 125 Fry Road, Jamestown, PA 16134.
6. The marital property component of John F. Swartz' United Telephone Company Pension Plan is 15years, 2 months, and 100 percent of the projected status estimatedmonthly income. The portion to be segregated for the Alternate Payee, Linda M. Swartz, is 50 percent x the Participant's projected benefit at age 65 or the actuarial equivalent if he elects earlier retirement, plus her prorated share of any early retirement incentives which might become available to the Participant if he elects early retirement.
7. In the event the Plan provides the option to the Participant to elect to obtain benefits at the earliest retirement age, the benefits shall be payable to the Alternate Payee in or after the date on which the Participant attains (or would have attained) the earliest retirement age, as if the Participant had retired on that date event if the Participant has not actually retired or separated from service.
8. The term of said payments is for the life of the Alternate Payee, with payments to commence at the retirement date chosen by the Alternate Payee but in no event earlier than the earliest retirement date provided under the Plan.
9. The Plan to which this Domestic Relations Order applies is United Telephone Company Pension Plan or any successor plan.
10. The Alternate Payee, Linda M. Swartz, shall have the same rights with regard to her portion of the Plan as are available to the Participant, John F. Swartz, with regard to his remaining portion of the Plan. These rights terminate at her death and revert to the Participant, however, should she survive and be eligible to receive benefits, she shall have the right to elect from then existing retirement dates and payment options. In no event shall the Alternate Payee have greater rights than those which are available to the Participant. The Alternate Payee is not entitled to any benefit not otherwise provided under the Plan.
11. Any reasonable costs incurred by the Plan Administrator to effectuate the terms and provisions of this Qualified Domestic Relations Order shall be assessed against the parties such that the Alternate Payee pays 50 percent of the costs and the Participant pays the balnace of the costs.
12. The parties shall promptly notify the Plan Administrator of any change in their addresses from those set froth inthis order, and the parties shall promptly submit this Order to the Plan Administrator for determination of its status as a Qualified Domestic Relations Order. The Plan Administrator is United Telephone System, General Office, Box 3555, Mansfield, OH 44907.
13. In the event that actuarial computation is necessary to determine "actuarial equivalents" and/or the difference between benefits actuarialy accrued, non-subsidized benefits or employer subsidized benefits for the purpose of earliest retirement age option by the Alternate Payee, or otherwise, the Plan Administrator shall obtain the service of an actuary who is enrolled under Subtitle C of Title III of the Employment Retirement Security Act of 1974.
14. It is intended that this Order shall qualify as a Qualified Domestic Relations Order under the Retirement Equity Act of 1984. The Court shall obtain jurisdiction to amend the Order as might be necessary to establish or maintain its status as a Qualified Domestic Relations Order under the Retirement Equity Act of 1984.

BY THE COURT,
P. Richard Thomas, J

June 27, 1989 Copies of order mailed to Ruthanne Beighley and C. Barton Jones.

CONTINUED ON PAGE 553

1989

James Villanova
Frank R. Fleming

78.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

PHYLLIS RIGGS AND
DONNIE RAY ROGGS

vs.

CANDI CORTES

Filed Jan: 27, 1989
@ 10:59 a.m.

Tax & entry Paid	$50.50
Sheriff's costs	19.00
Pro Co Pd 5/11/90	6.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)
1 copy (atty)

(Jury Trial Demanded)

Feb. 15, 1989 Sheriff's Return filed. SERVED Candi Cortes on Feb. 7, 1989 at 2:30 PM by handing copy of Complaint to Mary Albaug, Receptionist, at his place of business, 1559 Conneaut Lake Rd., Meadville, Crawford Co., Pa.
So answers,

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

Feb. 16, 1989, Appearance of Culbertson, Weiss, Schetroma and Schug, attorneys for defendant Candi Cortes, filed.

Feb. 24, 1989 Notice Of Service Of Interrogatories Directed To Defendant, Candi Cortes filed.

Feb. 24, 1989 Notice Of Service Of Request For Production of Documents Directed To Defendant, Candi Cortes filed.

Mar. 2, 1989, Notice of Service of Interrogatoreis and REquests for Production of Documents and Things and Entry for Inspection and Other Purposes, filed.

Mar 15, 1989 Notice of Service of Request for Production of Documents Directed to Defendant, Candi Cortes and Notice of Service of Responses filed.

Mar 15, 1989 Notice of Service of Interrogatories Directed to Defendant, Candi Cortes and Notice of Service of Answers filed.

Mar 15, 1989 Answer and New Matter of Candice Cortes to Plaintiffs' Complaint filed.

May 16, 1989 Reply To New Matter filed.

May 11, 1990, Upon praecipe of plaintiff attorney, the above entitled action is hereby marked settled and discontinued of record.

1989

CAuley and Conflenti
Robert Alton Wilson

79.

MacDonald, Illig,Jones
& Britton T. Warren Jones
for dft. Arnold corporation
& Central Tractor

SANDRA SNYDER AND TERRY SNYDER, HUSBAND AND WIFE

vs.

ARNOLD CORPORATION, A CORPORATION, AND CENTRAL TRACTOR COMPANY, INC. A CORPORATION

Filed Jan. 27, 1989
@ 12:55 p.m.

Tax & entry paid $40.50
bal Pd 9/20/89 10.00
Sheriff's Costs 23.65
Pro Co Pd 8/26/91 6.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

(Jury Trial Demanded)

Feb. 13, 1989 Sheriff's Return filed. SERVED Arnold Corporation by certified mail at their last known address of P.O. Box 703, Shelby, Ohio, 44875 on February 3, 1989. Signed Return receipt attached. SERVED Central Tractor Company, Inc. on January 31, 1989 at 3:32 PM by handing copy of Complaint to Ron Andres, Assistant Manager, at their place of business 76 Mead avenue, Meadville, Crawford County , PA. So answers, Edgar D. HOuseholder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 3, 1989, Answer on Behalf of Defendant, Arnold Corporation, filed.

Apr. 26, 1989, Answer on Behalf of Defendant Central Tractor Company, Inc. filed.

Apr. 30, 1991 Upon praecipe of plaintiff attonrey for issue for trial list, this case placed on the Oct. 1991 trial list.

ON TRIAL LIST FOR OCTOBER 1991

Aug. 26, 1991 Upon praecipe of plaintiff attorney the above captioned case is hereby marked settled and discontinued of record.

80

1989

Bernard & Stuczynski
Bruce W. Bernard

80.

UNION BANK & TRUST CO., ERIE, NOW BY MERGER MELLON BANK NORTH, NATIONAL ASSOCIATION

vs.

JAMES K. MOORE AND
JANICE A. MOORE

Filed Jan. 27, 1989
@ 1:02 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	59.00
Pro Co pd 4/7/89	9.00

COMPLAINT

2 copies (sheriff)

March 13, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Louis Leon who being duly sworn according to law, deposes and says that on the 17th day of February, 1989, at 1:55 P.M., he served Complaint at No. 80 AD Term, 1989, Crawford Co.PA., upon Defendants James K. Moore and Janice A. Moore at 7404 Yale Ave., Neville, PA. By making known the contents thereof to Jody Moore - Daughter and handing to and leaving with her the certified copy of the complaint received from Crawford Co. Sheriff.

Louis Leon, Deputy Sheriff
Eugene L. Coon, Sheriff
Allegheny Co. Pa.

SERVED James K. Moore by deputizing the Sheriff of Allegheny Co. PA. as per his affidavit of servcie attached. Served: Feb. 17, 1989.

SERVED Janice A. Moore by deputizing the Sheriff of Allegheny Co. PA. as per his affidavit of service attached. Served: Feb. 17, 1989.

So answers, Howard N. Stewart, Sheriff

And Now, Apr. 7, 1989 at 1:28 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Eleven Thousand One Hundred Sixty-one and 66/100 plus interest and cost of suit.

M-259-259
judgment entered April 7, 1989

Debt. $11,161.66
Int. from October 31, 1988
Judgment
James F. Simmons
Prothonotary

EX1989-55

1989

Barrett & Dratler
Bruce A. Barrett

81.

William J. Gregg

LIGON NATIONWIDE, INC.

vs.

ROGER L. THURBER

Filed Jan. 27, 1989
@ 3:43 p.m.

Tax & entry Paid	$40.50
bal. Pd. 1/27/89	10.00
Sheriff's Costs	23.55

COMPLAINT

1 copy (sheriff)

Feb. 15, 1989 Sheriff's Return filed. SERVED Roger L. Thurber on February 8, 1989 at 1:25 PM by handing a true copy of the Complaint to Eleanor Thurber his wife, at their residence, R.D.#1, Adamsville, Crawford County, PA
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 4, 1989 Answer and New Matter filed.

May 18, 1989 Reply To New Matter filed.

Sept. 12, 1989 Upon Praecipe of Plaintiff Attorney, the above case is placed on the next Civil Trial List.

ON FEBRUARY 1990 TRIAL LIST

Feb. 16, 1990, ORDER RESETTING NONJURY TRIAL filed. And Now, Feb. 16, 1990 is appeaRING THAT Judge P. Richard thomas, and Judge Gordon R. Miller will still be involved in civil jury trials the week of Feb. 19, 1990 the nonjury trial in the above captioend matter heretofore set for Feb. 20, 1990, is hereby reset by teh court for March 30, 1990, at 9:30 a.m. in Courtroom No. 1 or 2, of the crawford CountyCourthouse.
FOR THE COURT, Imogene Yetman, Ct. Adm.
Feb. 16, 1990, copies put in atty's boxes.

On April 1990 Trial List

Mar. 30, 1990 Motion For Continuance and Order filed. And now, March 29, 1990 The above motion allowed.
Gordon R. Miller, J
Apr. 2, 1990 Copies of order put in Bruce Barrett and William Gregg's box.

May 16, 1990, Motion to Schedule Non NuryTrial and Order filed. ORDER OF COURT: AND NOW, May 16, 1990, the above motion is allowed. A non jury trial is hereby set for July 5, 1990, at 1:30 p.m. in Court Room No. 1.
Gordon R. Miller, J.
May 17, 1990, copies to B. Barrett and w. gregg.

July 6, 1990 Motion For Continuance and Order filed. And now, July 3, 1990 The above motion allowed. - Case will only be rescheduled on motion of either party.
P. Richard Thomas, J
July 10, 1990 Copies of order put in Bruce Barrett and William Gregg's box.

On October 1990 Trial List

Sept. 26, 1990, ORDER filed. AND NOW, Sept. 24, 1990, at the call of the nonjury trial list, counsel report the case is settled. Accordingly, the Prothonotary is DIREDTED to remove the same from future trial lists and not reinstate the same without special order of court.
BY ORDER OF COURT,
P. R. Thomas, S. J.
Sept. 27, 1990, copies to B. Barrett and Wm. Gregg.

Shafer, SWick Bailey
Irwin & Stack
James R. Irwin
Legal Services
Margaret M. Eglinton

82.

Bettie Peterson-Muth

BARBARA ANN RHOADES

vs.

ROBERT GLENN RHOADES

PETITION FOR PROTECTION FROM ABUSE

5 copies (abuse)

Filed Jan. 30, 1989
@ 9:10 a.m.

Tax & entry $50.50
Sheriff's Costs 24.12

ORDER:

AND NOW, this 30 day of Jan. 1989, upon presentation and consideration of the within petition, a hearing thereon is scheduled for the 7th day of Feb. 1989 at 9:00 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse in Meadville, Pa.

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

The defendant is excluded immediately and forth with from the marital residence which is located at R. D. #1, box 284, Schenberg Road, Guys Mills, Pa. pending the hearing scheduled above.

The plaintiff is hereby awarded temporary custody of the minor child of the parties pending the hearing above.

The crawford County Sheriff Dept. is directed to serve a certified copy of this petition and order upon the defendant. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

The City of Meadville police Dept. and/or the State Police of the Com. of Pa. are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means.

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

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

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

Crawford County Bar Assoc. Ser. tothe Pub. Comm. 310-312 Chestnut St, Meadville, Pa. '16335. 814 724-7719.

BY THE COURT,
Robert L Walker, J.

Feb. 7, 1989 Sheriff's Return filed. SERVED Robert Glenn Rhoades personally on January 31, 1989 at 11:52 AM by handing a true copy ofthe within Order and Petition for Protection From Abuse to him at Sheriff's Office, crawford County Courthouse, Meadville, PA.

So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb 9, 1989 Order filed: AND NOW, February 7, 1989, the parties appear before the Court with their counsel and advise the Court the matter has been amicably resolved without the necessity of a hearing. ACCORDINGLY, the defendant is DIRECTED not to harass, annoy, assault, threaten or abuse the wife or the fourteen-year-old daughter Carrie Ann.

The defendant agrees he will take up residence elsewhere, but the parties mutually agree that on February 11, 1989 at 2:00 p.m., he may appear at the household for the purpose of obtaining his clothes, personel effects and papers and legal documents.

Except for the aforesaid visit, the defendant agrees he will not return to the premises occupied by the wife for any purpose.

The parties mutually agree that the father will have visits with his daughter every other Sunday from 11:00 a.m. to 2:00 p.m., commencing with Sunday, February 12, 1989. The visits will be at the home of his mother and it shall be the responsibility of Barbara Rhoades to take the daughter for the visits and return the daughter.

The County is DIRECTED to pay the costs.

This Orde shall remain in force and effect for a period of one (1) year from this date, unless cancelled by written mutual agreement of the parties filed of record.

Any duly authorized Police Officer upon having probable cause to believe the Order has been violated, may immediately apprehend the defendant and incarcerate him in the County Jail and notify the Court immediately of said fact and request an immediate hearing.

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

Feb 9, 1989 Copies of order to Attys. Eglinton and Peterson-Muth and Craw. Co. Control

Feb. 23, 1990 STIPULATION AND CONSENT TO ENTRY OF PETITION FOR SPECIAL RELIEF GRANTING EXCLUSIVE POSSESSION OF MARITAL RESIDENCE filed.

Feb. 23, 1990, ORDER filed. AND NOW, this 21 day of Feb. 1990 upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is ORDERED AND DIRECTED AND DECREED THAT:

Plaintiff is awarded exclusive possession of the former marital residence located at R. D. #1 Box 284, Schenberg Road, Guys Mills, Pa. until further order of court.

BY THE COURT,
P. Richard Thomas, J.

Feb. 27, 1990, copies to James Irwin, Bettie muth, and to County Control.

1989

Legal Services
Margaret M. Eglinton

83.

Fuller, Kinnunen, Petruso & Gamble
ANN HANSEN GAMBLE
for Defendant Bergstrom

TIMOTHY P. BERGSTROM

vs.

MARY I. BERGSTROM,
GRANDMOTHER
PATRICIA A. BUCHANAN,
MOTHER

COMPLAINT FOR CUSTODY

4 copies (atty)
1 copy (mediator)

(Praecipe to proceed in forma Pauperis, and Petition for Leave to Proceed In Forma Pauperis attached to complaint)

ORDER OF COURT:

You, Mary I. Bergstrom and Patricia A. Buchanan, defendants, have been sued in court to obtain custody ofthe minor child.

You are ordered to appear in person at the time and place selected by JOHN FULLER, CUSTODY MEDIATOR.

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

Pending outcome of the above-ordered hearing, legal and physical custody of the minor child shall be with the plaintiff.

The Crawford CountySheriff's Dept. is directed to serve a cert. copy of this complaint and order upon the defendant grandmother. The defendant grandmother is ordered to give the child to the plaintiff father in the presence of the Sheriff. The child's mother will be served by U. S. Mail, Restricted Delivery.

Plaintiff is allowed to proceed without paYMENT OF COURT COSTS, RESERVING the right of the court to impose costs.

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

Crawford County Bar Assoc. Ser. to the Public Committee, c/o Prothonotary, Courthouse, Meadville, Pa. 16335 814 724-4636.

Dated: Jan. 30, 1989

BY THE COURT,
Robert L. Walker, J.

Filed Jan. 30, 1989
@ 9:10 a.m.

Indigent filing
~~John Fuller~~ William Pineo, Mediator
Sheriffs costs 29.30

Feb. 1, 1989, Petition for Contempt and Rule to show cause filed.

RULE TO SHOW CAUSE: AND NOW, this 1st day of Feb. 1989, upon consideration of the Petition for Contempt, a rule is hereby issued upon defendant grandmother to show cause, if any she has, why said petition should not be granted. This Rule is returnable on the 10th day of Feb. 1989, at 1:30 p.m. in C. R. No. 2 of the Crawford County Court House, at which time defendant grandmother may appear and show cause, if any she has, why said petition should not be granted.

The defendant is also advised that if she wishes to defend this lawsuit, she must take action by appearing personally, or by an attorney, at the hearing scheduled above. The defendant is warned that if she fails to do so, the case may proceed without her and a judgment may be entreed against her by teh court without further relief requested by the petitioner.

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

Crawford County Bar association, ser. tothe Public Committee, c/o Prothonotary, Courthouse Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
Robert L Walker, J.

4 copies (atty)

Feb 1, 1989 Appearance of Fuller, Kinnunen, Petruso and Gamble by Ann Hansen Gamble, Esq,for Defendant Mary A. Bergtrom filed.

Feb. 6, 1989, Motion to Withdraw As custody Mediator, and Order filed. ORDER: AND NOW, February 3, 1989 upon consideration of the within Motion, IT IS HEREBY ORDERED AND DECREED that JOhn Fuller, Esquire is withdrawn as Custody Mediator in the above captioned matter and William Pineo, Esq. is appointed as Custody Mediator in his place.

Robert L. Walker, Judge

Feb. 6, 1989, copies of order to Attys. M. Eglinton, A. Gamble, J. Fuller & Wm Pineo.

Feb. 10, 1989, Sheriffs REturn filed. SERVED Mary I. Bergstrom personally by handing true copy of the court order and Complaint for Custody to her on Jan. 30, 1989, at10:15 a.m. at her residence, 101 N. Perry St. Titusville, Crawford County, Pa.

She refused to turn the child over to the plaintiff, Timothy P. Bergstrom.

So answers, Edgar D. Householder, Dep. Sheriff
E. Ralph Copeland, Chief Dep. Sheriff
Howard N. Stewart, Sheriff

Feb. 10, 1989, Proof of Service filed. I hereby certify that a copy of the complaint for custody and Order of court was served on Patricia A. Buchanan, dft. mother, by U,S. Mail, Restricted Delivery at 355 Lapalco Blvd.., B-1 Apt. #6, Gretna, La. 70053. Margaret M. eglinton, Esq.

Feb. 10, 1989, Proof of service filed. I hereby certify that a copy of the Petition and Order for Contempt of Court was served on the atty. for the dft., Ann H. Gamble, 206 Park Bldg, P.O. 305, titusville, Pa. 16354, by First Class U.S. Mail and upon Patricia A. Buchanan, defendant mother, 355 Lapalco Blvd., B-1 Apt. #6, Gretna, La. 70053, by U.S. Mail, Restricted Delivery. A copy of the signed receipt is attached. Margaret Eglinton, Esq.

Feb 10, 1989 Order filed: AND NOW, February 10, 1989, at the time fixed for hearing on the Plaintiff's Petition for adjudication regarding temporary custody pending the normal custody mediation and ultimate Order, the parties have reached an agreement as to the entry of an Order, pending the custody mediation and entry of a temporary Order thereafter, and the Order is entered as follows:

Susan Elizabeth Bergstrom shall continue to reside with her grandmother, Mary I Bergstrom, at 101 North Perry Street, Titusville, Pennsylvania, pending said mediation conference, subject to the following provisions:

1. On February 11, 1989, the Plaintiff will be permitted to visit with the child between 11:00 o'clock a.m. and 2:00 o'clock p.m. at the grandmother's home.

2. On February 13th through 16, 1989, the Plaintiff may take the child with him between the hours of 8:00 o'clock a.m. and 4:00 p.m., returning the child at 4:00 o'clock p.m. to the grandmother's home. Those periods are intended to permit the Plaintiff and the child to participate in the Parent/Child Enrichment Center, co-sponsored by Crawford County Children & Youth Services and the Meadville Y.W.C.A, and the Plaintiff is hereby referred to that program by the court.

3. Beginning with February 20, 1989, the Plaintiff shall have the child continuously from 8:00 o'clock Monday morning until 4:00 o'clock Thursday afternoon, at which time he shall return the child to the grandmother's, and during

Continued on Page 551

1989

Bukac and Toomey
Terry Toomey

84.

LAURIE A. OBERRATH

vs.

RANDY S. OBERRATH

Filed Jan. 30, 1989
@ 9:15 a.m.

Tax & entry Paid $50.50 ✓
Pro Co Pd 5-12-89 9.00 ✓
State Paid 5-12-89 10.00 ✓

COMPLAINT IN DIVORCE

I copy (atty)

May 10, 1989 Affidavit of Service filed: AND NOW, comes Terry Toomey, Esquire, attorney for the Plaintiff in the above captioned action and states as follows:

1. On February 3, 1989, I caused to be mailed to Randy S. Oberrath, the Defendant in the above-captioned case, a true and correct copy of the Plaintiff's Complaint in Divorce.

2. Said Complaint in Divorce was mailed to the Defendant by Certified Mail, Return Receipt Requested, a receipt for which is attached hereto.

3. On February 4, 1989, the Defendant, Randy S. Oberrath apparently received the said Complaint in Divorce as is evidenced by his signature on the return receipt attached hereto.

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

5-10-89 Terry Toomey, Esquire
Attorney for Plaintiff

May 10, 1989 Affidavit of Consent of Defendant filed.

May 10, 1989 Affidavit of Consent of Plaintiff filed.

May 10, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

May 23, 1989 D E C R E E I N D I V O R C E F I L E D .

AND NOW, this 23rd day of May, 1989, it is hereby ORDERED, ADJUDGED, DECREED that the marriage heretofore existing between LAURIE A. OBERRATH and RANDY S. OBERRATH is hereby dissolved and all legal duties, rights, and claims of either of the parties to the other in pursuant of said marriage are hereby terminated.

BY THE COURT,
Robert L. Walker, J

1989

Bozic and Thomas
David P. Truax

85.

LARRY A. HOGUE, JR

vs.

PEPPIE M. HOGUE

Filed Jan. 30, 1989
@ 1:09 p.m.

Taxx & entry Paid / 10 pd 1/31/89	$50.50
Pro Co pd 5/10/89	9.00
State pd 5/10/89	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Feb. 6, 1989, Affidavit of Servie of Complaint in divorce filed. David P. Truaxx, Esq. being duly sworn according to law, deposes and says that on Jan. 31, 1989, he sent a true and correct copy of the Complaint in Divorce properly endorsed with the Notice to Defend, filed in the above action to the defendant Peppie M. Hogue at Defendants last known address of Apt. H, North St Cambridge Springs, Pa. 16403, by Cert. Mail No. P 724 952 089, postage prepaid restricted delivery, ret. rec. req. and that attached hereto is a duly executed ret. rec. card showing date of delivery as Feb. 2, 1989. David P. Truax Esq.

May 10, 1989 Affidavit Of Consent of Defendant filed.

May 10, 1989 Affidavit of Consent of Plaintiff filed.

May 10, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

May 23, 1989 D I V O R C E D E C R E E F I L E D.

And now, May 23, 1989, it is ordered and decreed that LARRY A. HOGUE, JR. Plaintiff, and PEPPIE M. HOGUE, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Bozic and Thomas
DAvid P. Truax

86.

PENNY A. DeBISCEGLIA

vs.

PAUL A. MANGILO

Filed Jan. 30, 1989
@ 3:45 p.m.

Tax & entry pd 1/31/89 $50.50

PETITION FOR PROTECTION FROM ABUSE

1 copy (atty)

TEMPORARY ORDER AND RULE:

AND NOW, this 30 day of Jan. 1989, it is ORDERED AND DECREED that:

(a) Respondent, Paul A. Mangilo, is immediately enjoined from further living at or occupying the premises or entering or visiting said premises at R. D. #5, box 536, Lot #8, Lakeview Manor, Meadville, Pa;

(b) Respondent, Paul A. Mangilo, is enjoined from physically abusing, striling, harassing, threatening or using foul language to petitioner.

This order shall remain in effect until a full hearing is held on this matter and a final order entered in this case.

Pursuant to Section 10190 of the Protection from ABuse Act, 35 PS Sect. 10181 and following et seq., the Police Dept. of Vernon Township, the Pa. State police or other law enforcement agencies having jurisdiction are enpowered and authorized to enforce this temporary order. Violation of this order may result in imprisonment of up to six (6) months.

Further, this 30 day of Jan. 1989, a Rule is granted upon the Respondent, Paul A. Mangilo, to show cause why the Petition filed by Penny A. DeBisceglia pursuant to the Protection From Abuse Act 35 PS Sect. 10181 et seq. should not be granted and respondent enjoined from living at, visiting or entering the premises at R. D. #5, Box 536, Lot #8, Lakeview Manor, Meadville, Pa. and enjoined from physically abusing, striking, harassing, threatening or using foul language to petitioner.

A hearing on this matter will be held on the 8 day of Feb. 1989, in C. R. No. 1 or 2, at the court house, Meadville, Pa. at 3:30 p.m.

A copy of this temporary order and rule and accompanying petition shall be served on respondent by personal service.

BY THE COURT,
P. Richard Thomas, Judge

Jan. 31, 1989, copy to Atty. Truax.

Feb. 7, 1989 Motion to continue generally and Order filed. And now, February 7, 1989 Continued generally at request of Plaintiff. Temporary order will terminate March 3, 1989 unless a further hearing date is requested prior to that date.

P. Richard Thomas, J

Feb. 8, 1989 Copies of order to David Truax and County Control

1989

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

87.

JOHN L. GIFFORD

vs.

LILLIE F. GIFFORD

Filed Jan. 30, 1989
@ 4:22 p.m.

Tax & entry Paid	$50.50
Pro Co Pd 5-8-89	9.00
State Paid	10.00

State

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 25, 1989 Acceptance of Service filed. I, Lillie Fay Gifford, hereby accept service of the Complaint in Divorce filed at the above case number. I verify that I am the defendant, Lillie Fay Gifford.
Dated: 4/10/89 Lillie Gifford

May 3, 1989 Affidavit of Consent of Defendant filed.

May 8, 1989 Affidavit of Consent of Plaintiff filed.

May 8, 1989 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

May 18, 1989 DIVORCE DECREE FILED:

And now, May 18, 1989, it is ordered and decreed that John L. Gifford, plaintiff and Lillie F. Gifford, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richar d Thomas, J.

1989

Fuller, Kinnunen,
Petruso & Gamble
Gary a. Fabian

88.

Gordon Miller

CHARLES D. WAGNER

vs.

BETTY LOU WAGNER

Filed Jan. 30, 1989
@ 4:24 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co Pd 6/30/89	30.00
Pro Co pd 7/6/89	9.00
State pd 7/6/89	10.00

COMPLAINT UNDER SECTION 201(c) OF THE
DIVORCE CODE, & EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 28, 1989 Complaint Reinstated.

Apr. 5, 1989, Appearance and Acceptance of Service filed. And Now, this 4 dayof Apr. 1989, I, Gordon R. Miller, esq. hereby appear in the above matter on behalf of the defendant and accept service of a true and correct copy of Complaint in Divorce on behalf of the defendant, and I certify that I am authorized to do so. Gordon R. Miller, Esq.

June 6, 1989 Answer and New Matter filed. (Custody and Alimony Pendente LIte, Permanent Alimony, Counsel Fees, csots and Expenses.

June 28, 1989 Affidavit of Consent of Defendant filed.

June 30, 1989, Affidavit of Consent Under Section 201(c) of the Divorce Code filed.

July 3, 1989 Marital Settlement Agreement filed.

July 3, 1989 Upon Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

July 14, 1989 **DECREE FILED.**

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

2. Equitable Property Determination and Distribution: This decree provides that the marital and nonmarital property of the above named parties shall be divided in accordance with a marital settlement agreement dated June 19, 1989, and executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania, at the above captioned number and term.

This agreement, in part, provides that;

A. Each of the parties relinquishes any and all claims they have against the pension benefits of the other.

B. Plaintiff shall retain all joint bank accounts, both savings and checking, which joint accounts are with Northwest Savings Bank and Defendant shall retain all bank accounts, both checking and savings, which were in her name solely and with Marine Bank.

C. Defendant shall retain the 1982 Mercury Grand Marquis motor vehicle and Plaintiff shall retain the 1977 Ford LTD II motor vehicle.

D. Plaintiff shall pay all loans charge chards and debts of the parties as they existed as of the date of the parties separation, to-wit: January 28, 1989, with the sole exception of the Joseph Horne charge account, which will be the responsibility of the defendant. Plaintiff shall also pay the debt of State Farm Credit Union associated with the Mercury motor vehicle, which is to be retained by the defendnat, and defendant shall be responsible for the payment of all rentals and any other charges associated with the former marital rental residence occuring after the date of the parties separation, to-wit: January 28, 1989.

E. Further, the division of all other marital owned and nonmarital owned tangible personal property shall be made in accordance with the terms of Paragraph 7 of the marital settlement agreement dated June 19, 1989.

3. Custody and Visitation: The parties shall share legal custody of their daughter, Lauren L. Wagner. Defendant shall have primary physical custody of the said child subject to reasonable and customary visitation being given by defendant to plaintiff. Plaintiff shall specifically be permitted at a minimum the visitation set froth in Paragraph 3 of the marital settlement agreement dated June 19, 1989.

4. Child Support: Plaintiff shall pay to defendant as child support the amount of One Hundred Dollars ($100.00) every two (2) weeks, directly tothe defendant, together with the sum of Two Hundred Dollars ($200.00) in August of every year and the sum of Two Hundred Dollars ($200.00) in April of every year to assist in the purchase of school clothing and supplies. Each party's rights and responsibilities with regard to the child dependency exemption, the provision of health, dental and prescription insurance coverage and non-insured medical expenses shall be in accordance with Paragraph 4 of the marital settlement agreement dated June 19, 1989.

5. A copy of the marital settlement agreement of the parties, dated June 19, 1989, which sets out in further detail the agreement of the parties concerning the matters herein shall be filed with this Decree in the Prothonotary's Office at the above number and term.

This Order shall be effective as of this 14 day of July, 1989. BY THE COURT,
P. Richard Thomas, J

1989

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian

89.

JUANITA CONLEY

vs.

DONALD M. FERRY, AND BEVERLY A. FERRY, HIS WIFE

Filed Jan. 31, 1989
@ 1:28 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	54.99
Pro Co pd 3/7/89	9.00
Pro Co Pd 4/10/89	5.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

Feb. 22, 1989 Sheriff's Return filed. SERVED Donald M. Ferry on February 13, 1989 at 7:55 PM by handing a copy of Complaint to Donald Ferry Jr., his adult son, at their residence, R.D.#1, Springboro, Crawford County, PA.
SERVED Beverly A. Ferry on February 13, 1989 at 7:56 PM by handing copy of Complaint to Donald Ferry, Jr., her adult son, at their residence, R.D.#1, Springboro Crawford County, PA.
So answers, Robert M. Stevens, De. Sher.
Howard N. Stewart, Sheriff

And Now, Mar. 7, 1989 at 4:07 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Twenty-two Thousand, Three Hundred Seventy-two and 25/100 plus intest and cost of suit.
F-44-24
judgment entered 3/7/89

Debt $22,372.25
Interest to 1/27/89
Judgment
James F. Simmons
Prothonotary

EX 1989-41

April 6, 1989, Upon praecipe of plaintiff attorney, this judgment satisfied of record. (see paper filed)

1989

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

90.

Culbertson, Weiss,
Schetroma & Schug
John B. Brautigam

GREGORY A. KASEMER

vs.

DANIEL HERRICK, E. CHARLES HERRICK, AND DOROTHY HERRICK

Filed Jan. 31, 1989
@ 2:53 p.m.

Tax & entry Paid	$50.50
Sheriffs costs	36.40
Pro Co pd 4/10/90	15.00

COMPLAINT

3 copies (sheriff)

Feb. 14, 1989, Sheriffs Return filed. SERVED Dorothy Herrick personally by handing a copy of the complaint to her on Feb. 6, 1989 at 12:05 p.m. at her residence, R. D. #2, Box 213, Cambridge Springs, Pa. Crawford County.

SERVED Daniel Herrick on Feb. 6, 1989 at 12:06 p.m. by handing a true copy fo the complaint to his mother, Dorothy Herrick, at their residence, R. D. #2, Box 213, Cambridge Springs, Crawford County, Pa.

SERVED E. Charles Herrick on Feb. 6, 1989 at 12:07 p.m by handing a true copy of the com plaint to his wife, Dorothy Herrick at their residence R. D. . #2, Box 213, Cambridge Springs, Pa. Crawford County.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Feb. 17, 1989, Appearance of Culbertson, Weiss, Schetroma & Schug, by John B. Brautigam, attorneys for defendants filed

Feb. 28, 1989 Answer and New Matter of Defendants Herricks filed.

May 24, 1989 Plaintiff's Reply to Defendant's New Matter filed.

Apr. 5, 1990 UPon praecipe of Plaintiff Attorney For Reference To Arbitrators the following are hereby appointed:
Anthony J. Vardaro, Chairman
Joseph C. Barnhart
Curtis E. Blystone

May 2, 1990 ARbitrators take qualifying oath.

June 6, 1990, Notice of Scheduled ARbitration filed.

June 7, 1990, Notice of Intent to Offer documents Pursuant to Rule 1305 filed.

June 28, 1990 Decision of Arbitrators filed in which they find in favor of the Defendants and against the Plaintiff.

DECISION OF ARBITRATORS

June 28, 1990 Copies of decision put in Louis Stack and John Brautigam box

1989

Watts, Pepicelli, Youngs and Youngs PC
Theodore H. Watts

91.

Elderkin, Martin, Kelly, Messina & Zamboldi
Robert C. LeSuer

DEBORAH E. MYERS, INDIVIDUALLY AND AS PARENT AND GUARDIAN OF VINCENT BRIAN MYERS, A MINOR

vs.

MARY ANN HERRINGTON

Filed Jan. 31, 1989
@ 4:04 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	26.46 ✓
Prothy 10/20/89	5.00 ✓
Pro Co Pd 10-25-89	2.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Feb. 24, 1989 Writ Return filed. SERVED Mary Ann Herrington on February 23, 1989 at 11:35 AM by handing a true copy of the Summons to Linda Moody, her receptionist, at her place of employment, Greenleaf Corp., Saegertown, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 6, 1989 Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi by Robert C. LeSuer for defendant filed.

Oct. 11, 1989 Petition For Permission To Settle and Discontinue and Order filed. AND NOW, this 11th day of October 1989, upon consideration within Motion the Plaintiff is hereby granted permission to settle and discontinue this action.
BY THE COURT,
Robert L. Walker, J

Oct. 11, 1989 Copy of order put in Theodore Watts and copy mailed to Rober LeSuer Box

Oct. 24, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

92

1989

Kathleen R. Nelson

92.

Bozic and Thomas
David P. Truax

LAURENCE R. HEFFERN

vs.

RITA J. HEFFERN

Filed Feb. 1, 1989
@ 9:02 a.m.

Indigent filing

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Feb. 1, 1989, Petition for Leave to Proceed In forma Pauperis and Order filed. ORDER: AND NOW, this 1st day of February, 1989 upon consideration of the within Petition, it is hereby Ordered that leave os granted for the Petitioner to proceed In Forma Pauperis, and further leave is hereby reserved to the court to assess costs against the parties at a later date.

BY THE COURT,
Robert L. Walker, J.

Feb. 1, 1989, copy to Atty. Nelson.

Feb. 13, 1989 Affidavit Of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief.

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, rita J. Heffern, on February 2, 1989.
3. The registered mail was sent to Rita J. Heffern, c/o John Genis, Blooming Valley Road, Meadville, Pennsylvania 16335. The sender receipt is attached hereto.
4. That the Defendant received said registered mail on February 7, 1989. Said Return REceipt card P 809 109 593 is attached hereto, signed by carl Genis, and made a part hereof.

Kathleen R. Nelson

Mar. 23, 1989, Appearance of Bozic and thomas, by David P. truax, attorneys for defendant filed.

May 16, 1989 Affidavit of Consent of Plaintiff filed.

May 19, 1989 Affidavit of Consent of Defendant filed.

May 19, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

May 26, 1989 **DIVORCE DECREE FILED.**

And now, May 26, 1989, it is ordered and decreed that LAWRENCE R. HEFFERN, plaintiff, and RITA J. HEFFERN, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

William J. Gregg

93.

SKAIDRITE FAGG

vs.

EDWARD J. FAGG

Filed Feb. 1, 1989
@ 9:03 a.m.

Tax & entry Paid $50.50 ✓
1 count paid 15.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION

1 copy (atty)

Feb. 17, 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 2/1/89 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 1998 copies mailed by Court Administrator's Office

May 5, 1998 Order filed. AND NOW, thisfourthday 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 having 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:
Anthony J. Vardaro, J

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

1989

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

94.

FRANCES R. SMITH, AN INCOMPETENT BY WILMA L. AND ADOLPH M. SANDOVAL, HER GUARDIANS

vs.

DAVID FITZSIMMONS

Filed Feb. 1, 1989
@ 9:13 a.m.

Tax & entry 2/7/1989 $50.50
Sheriff's costs 19.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

2 copies (atty)

ORDER:

AND NOW, Feb. 1, 1989, upon presentation and consideration of the within Petition, a hearing thereon is cheduled for the 9th dayof Feb. 1989 at 1:30 p.m. in C. R. No. 1 or 2 of theCrawford County Courthouse, Meadville, Pa.

The Defendant, David Fitzsimmons, is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to Frances R. Smith or in any way threatening her or harassing her.

The Defendant David Fitzsimmons is excluded immediately and forthwith frm the residence owned by Frances R. Smith and located at Franklin Pike, Meadville, Pa.

Defendant is directed to return forthwith, all keys of the residence to the officer serving this order.

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

This order shall be served and enforced by any police officer, constable, sheriff or other law enforcement officer.

BY THE COURT,
Robert L. Walker, J.

Feb 1, 1989 Guardians' Statement filed.

Feb. 10, 1989 Sheriff's Return filed. SERVED David Fitzsimmons personally by handing a true copy of the Petition and Order for Protection from abuse to him on Feb. 1, 1989 at 3:46 PM at his temporary residence, Franklin Pike, Meadville, Crawford Co., PA.
So answers,

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

Feb 10, 1989 Order filed: AND NOW, February 9, 1989, the matter is before the Court on an abuse petition. Frances R. Smith is hospitalized and does not appear, but is represented at the hearing by her parents and counsel for the parents, Mary Ann Kirkpatrick.

The Defendant appears with his counsel, Brian Lindsay. The parties advise the Court they have reached an amicable resolution if this issue as follows:

1. The defendant, without admission of the commission of any abuse perpetrated upon the Plaintiff, agrees that he will not contact, annoy, harass or have any indirect contact through others, with Frances R. Smith.

2. The parties have arranged for David Fitzsimmons to go to the residence of Frances R. Smith, where he formerly resided, on February 11, 1989 at 10:15 a.m. The parties have compiled a list of personal effects and personal property in the premises belonging to David Fitzsimmons, and he will remove said items.

It appears to all concerned that Frances R. Smith has a severe alcohol problem compounded by malnutrition, and unless her drinking habits can be curbed and she can obtain adequate diet and nourishment control, her health will be in danger. The immediate plan is for her to return to her residence on Franklin Pike where her parents, Wilma L. and Adolph Sandoval, intend to temporarily care for her with the ultimate goal of returning her to the State of Arizona, to reside with them and undergo an alcohol rehabilitaion program.

It is alleged, but not admitted by the Defendant, that the Defendant's association with the Plaintiff is not in her best interest, and is dangerous to her health.

Accordingly, the Court expects strict compliance with this consent Order, and the Defendant recognizes that he may have no contact with Francis R. Smith, so long as this Order is in effect.

The Court notes that there is pending guardian proceedings brought on behalf of the parents involving Frances R. Smith, which is scheduled February 21, 1989 (O.C. 1989-18).

This Order shall remain in force and effect for a period of one (1) year from this date.

The Court authorizes any police officer having reasonable grounds to believe that the defendant, David Fitzsimmons, has violated the terms and conditions of this Order may immediately intercede,apprehend David Fitzsimmons, remove him from the presence of Frances R. Smith, and if they believe necessary, incarcerate him in the Crawford County Jail and promptly notify the Court to schedule an emergency hearing of contempt.

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

Feb 10, 1989 Copies given to Atty's & County Control.

1989

Taggart & Moran
Carol Morehouse

95.

JAMES E. MUMA

vs.

SALLIE R. MUMA

Filed Feb. 1, 1989
@ 11:45 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 6/8/89	9.00
State Paid	10.00

COMPLAINT IN DIVORCE

2 copies (atty)

Feb. 1, 1989, Affidavit Under Section 201(d) of the divorce code filed.

Feb. 14, 1989 Affidavit of Service filed. Before me, a Notary Public in and for said County and State, personally appeared Carol Morehouse, SSJ, who, being duly sworn according to law, deposes and says that on Feb. 8, 1989, she served a certified copy of the Complaint in Divorce in the above entitled case on the above-captioned Defendant, Sallie R. Muma, at 1097 ½ S. Main St., Meadville, PA 16335, by certified mail, return receipt requested, Article Number P796-296-090. Copy of return receipt is attached hereto.

Carol Morehouse, SSJ

May 16, 1989 Affidavit of Service of Notice of Intention to Request Entry of Divorce Decree filed.

June 2, 1989, Upon Praeicpe of plaintiff attorney, to Transmit the REcord, this case moved to court.

June 20, 1989 Order filed: This matter is before the Court on praecipe to grant a 201(d) divorce. We note that the praecipe fails to comply with recent amendments to Divorce Rule 1920.42, which requires that notice of intention to request a 201(d) divorce must be mailed and delivered at least 20 days prior to filing the praecipe.

Apparently this notice was sent to the defendant in this case, but a copy of said notice was not attached to the praecipe as required by the Rule. Accordingly, a copy of the notice forwarded to the defendant in accord with the aforesaid Rule must become a part of the record in this case.

Upon completion of this procedural oversight the Prothonotary may reforward this divorce to the Court for action without a further praecipe.

Date: June 20, 1989

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

June 21, 1989 Copy of order mailed to Atty Morehouse.

June 27, 1989, Notice of Intention to Request Entry of Divorce Decree filed.

June 27, 1989, Defendant's Counter - Affidavit Under Section 201(d) filed.

June 27, 1989 **DECREE FILED.**

AND NOW, June 27, 1989, it is ordered and decreed that James E. Muma, Plaintiff, and Sallie R. Muma, 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: NONE

BY THE COURT,
P. Richard Thomas, J

96

1989

Stephen H. Hutzelman
Plate, Shapira,
Hutzelman, Berlin
May, Walsh, Brabender

96.

FNB CONSUMER DISCOUNT COMPANY

vs.

HAROLD P. YENNY AND PATTY K. YENNY, HIS WIFE

Filed Feb. 1, 1989
@ 1:50 p.m.

Tax & entry Paid	$50.50 ✓
sheriffs costs	24.18
Pro Co. Pd 3/7/89	9.00 ✓
Sol. Pd 4/30/96	5.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Feb. 22, 1989, Sheriffs Return filed. SERVED Harold P. Yenny personally be handing a true copy of the complaint to him on Feb. 13, 1989 at 2:20 p.m. at his residence, R. D. #1, Cambridge Springs, Crawford County, pa. 16403
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, sheriff

March 7, 1989 at 11:19 A.M., AND NOW upon Peaecipe of Plaintiff Attorney to file default judgment in favor of the Plaintiff and against the Defendant(s) for want of an answer, and assess the Plaintiff damages as follows:

Amount claimed in Plaintiff's Complaint	$13,500.00
Interest from July, 1988	607.50
Attorney's fees	2,025.00
TOTAL	$16,132.50

Plus court costs of record.
Dated: March 7, 1989

Y-83,133
Judgment entered 3/7/89

Debt $ 16,132.50
Interest from July, 1988
Judgment
James F. Simmons, Pro.

EXECUTION NO. 1989 - 29.

Apr. 29, 1996 This Judgment Satisfied.
(see paper filed)

1989

Bukac and Toomey
Terry Toomey

97.

MICHELLE J. GLOVER

vs.

RICHARD GLOVER

Filed Feb. 1, 1989
@ 2:34 p.m.

Tax & entry Paid		$50.50
Pro Co Pd	5-12-89	9.00
State Paid	5-12-89	10.00
Pro Co Pd.	6/7/89	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 9, 1989 Affidavit of Consent of Plaintiff filed.

May 9, 1989 Affidavit of Consent of Defendant filed.

May 10, 1989 Affidavit of Service filed: AND NOW, comes Terry Toomey, Esquire, attorney for the Plaintiff in the above captioned divorce action and states as follows:

1. On February 3, 1989, I caused to be mailed to Richard Glover, the Defendant in the above-captioned case, a true and correct copy of the Plaintiff's Complaint in Divorce.

2 Said Complaint in Divorce was mailed to the Defendant by Certified Mail, Return Receipt Requested, a Receipt for which is attached hereto.

3. On February 8, 1989, the Defendant, Richard Glover, apparently received the said Complaint in Divorce as evidenced by his signature on the delivery notice or receipt attached hereto along with the standard domestic return receipt.

4. Also attached hereto is a Note from a clerk of the U.S. Mail indicating that the green return receipt card was found loose in the mail and that a copy of the delivery record is attached as proof of service.

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

5/10/89 Terry Toomey, Esquire
Attorney for Plaintiff

May 10, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

May 18, 1989 DECREE IN DIVORCE FILED.

AND NOW, this 19 day of May, 1989, it is hereby ORDERED, ADJUDGED, AND DECREED that the marriage heretofore existing between MICHELLE J. GLOVER AND RICHARD GLOVER is hereby dissolved and all legal duties, rights, and claims of either of the parties to the other in pursuant of said marriage are hereby terminated.

BY THE COURT,

P.J. Richard Thomas, J.

June 2, 1989, Notice of Election to Retake Maiden Name filed. To Be Known As: MICHELLE J. KONCILJA.

1989

Bukac and Toomey
Terry Toomey

98.

LINDA A. SMITH

vs.

RONALD E. SMITH

Filed Feb. 1, 1989
@ 2:36 p.m.

Tax & entry Paid $50.50 ✓
1 count paid 15.00 ✓

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Feb 15, 1989 Motion for Appointment of Child Custody Mediator and Order filed: You, RONALD E. SMITH, Defendant, have been sued in Court to obtain custody of the children:
EVAN LEE SMITH
You are ordered to appear in person for a conference at such time and plas as may be set by WILLIAM PINEO, Child Custody Mediator.
If you fail to appear as provided by this Order, an Order for custody may be entered against you or the court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Courthouse
Meadville, Pennsylvania 16335
Telephone 724-4636

Date: Feb 15, 1989
BY THE COURT,
Robert L. Walker,

Apr. 17, 1989 Complaint Reinstated.

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 4/17/89 . 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 13, 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)

1989

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

99.

SPAULDINGS, INC.

vs.

WILLIAM NELSON, INDIVIDUALLY
t/d/b/a ROSE'S CATERING

Filed Feb. 1, 1989
@ 3:25 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	50.00
Pro Co Pd 4/28/89	5.00

COMPLAINT

2 copies (sheriff)

Mar. 13, 1989, Complaint Reinstated.

Apr. 12, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared William Parker, Deputy who being duly sworn according to law, deposes and says that on the 28th day of March, 1989, at 11:10 A.M., he served a Complaint filed at No. AD 1988-99 Term, 19, Crawford County, Pennsylvania, upon defendant William Nelson at 1520 Grant Avenue, Erie County, Erie, Pennsylvania By making known the contents thereof to Kathleen Nelson, his wife and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
So answers, William Parker, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared William Parker, Deputy who being duly sworn according to law, deposes and says that on the 28th day of March, 1989, at 11:10 AM., he served a Complaint, filed at No. 1988-99 Term, 19, Crawford County Pennsylvania, upon defendant Rose's Catering at 1520 Grant ave. Erie County, Erie, Pennsylvania By making known the contents thereof to Kathleen Nelson, Partner and handing to and leaving with her the certified copy ofthe Complaint received from Crawford County.
So answers, William Parker, deputy sheriff
Robert N. Michel, Sheriff

SERVED William Nelson by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: March 28, 1989.
SERVED Rose's Catering by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: March 28, 1989.
So answers, Howard N. Stewart, Sheriff

Apr. 26, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

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

100.

SPAULDING'S INC.

vs.

DAN VASBINDER, INDIVIDUALLY
t/d/b/a JORDAN ENTERTAINMENT
COMPLEX

Filed Feb. 1, 1989
@ 3:25 p.m.

Ta x & entry Paid	$50.50 ✓
Sheriff's costs	55.24
Pro Co Pd 3-21-89	9.00 ✓

COMPLAINT

2 copies (sheriff)

Feb. 21, 1989 Writ Return filed. Before me, the undersigned authority, personally appeared Ronald L. Clark, Chief Deputy Sheriff who being duly sworn according to law, deposes and says that on the 9th of Feb., 1989 at 5:18 P.M., he served Complaint filed at No. 100 A.D. Term, 1989, Crawford Co. PA., upon defendants Dan Vasbinder and Jordan Entertainment Complex at 1321 Methodist Rd., Greenville, PA 16125 By making known the contents thereof to Dan Vasbinder, personally, adult in charge and handing to and leaving with him the certified copy of the complaint received from Crawford County.

Ronald L. Clark, Deputy Sheriff
William H. Romine, Sheriff
Mercer Co., PA.

SERVED Dan Vasbinder by deputizing the Sheriff of Mercer Co. PA as per his affidavit of service attached. Served: Feb. 9, 1989.

SERVED Jordan Entertainment Complex by deputzing the Sheriff of Mercer Co. PAS as per his affidavit of service attached. Served: Feb. 9, 1989.

So answers,

Howard N. Stewart, Sheriff

Mar 21, 1989 Certificate of Service of Notice of Judgment filed.

Mar 21, 1989 Upon Praecipe of Plaintiff's Attorney with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer and athe same is liquidated in the amount of Six Hundred Three and 45/100 Dollars plus interest and cost of suit.

V-43, J-184

Debt.....$603.45 + Int. & Costs
JUDGMENT
James F. Simmons
Prothonotary

Mar 21, 1989 Judgment entered.

Mar 21, 1989 Notice of judgment mailed defendants.

1989

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

101.

SPAULDING'S INC.

vs.

KENNETH WODECKI, INDIVIDUALLY
f/d/b/a REID'S CIGAR STORE
AND d/b/a FROSTY CUP

Filed Feb. 1, 1989
@ 3:25 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	63.00
Pro Co Pd 4/24/89	9.00
Pro. Co.pd 2/1/94	5.00

COMPLAINT

3 copies (sheriff)

Mar. 7, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared William Parker, Deputy who being duly sworn according to law, deposs and says that onthe 14th day of February, 1989 at 11;05 a.m. he served Complaint from Crawford County, filed at No. AD 1989-101 Term, 19, Crawford County Pennsylvania, upon defendant Frosty Cup at 7336 Orchard Drive, erie County, Fairview, Pennsylvania By making known the contents thereof to Kenneth Wodecki, Owner and handing to and leaving with him the certified copy ofthe Complaint received from Crawford County,
So answers, William Parker, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared William Parker, Deputy who bieng duly sworn accor ding to law, deposes and says that onthe 14th day of February, 1989, at 11;05 a.m. he served Complaint from Crawford County, filed at No. AD 1989-101 Term, 19, Crawford County Pennsylvania, upon defendant Kenneth Wodecki at 7336 Orchard Drive, Erie County, Fairview, Pennsylvania By making known the contents thereof to Kenneth Wodecki and handing to and leaving with him the certified copy of of the complaint received from Crawford County.
So answers, William Parker, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED Kenneth Wodecki by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: February 14, 1989.
SERVED Frosty Cup by deputizing the Sheriff of Erie County,PA as per his affidavit of service attached. Served: February 14, 1989.
So answers, Howard N. Stewart, Sheriff

And Now, Apr. 24, 1989, Upon praecipe of plaintiff attorney, with default notice and cert. of service attached, Judgment is hereby entered in favor of the plaintiff and against the defendants in the sum of Three Thousand fifty Nine and 25/100 Dollars, plus interest and cost of suit.
Judgment entered - 4/24/89 Debt --- $3,059.25
W - 106 JUDGMENT
R - 186 James F. Simmons, Pro
F - 184

Apr. 26, 1989, Notice of entry of judgment mailed to the three defendants.

EX/1996-20

Feb. 1, 1994 Upon Praecipe of Louis J.Stack, Esquire, Attorney for Plaintiff, the above captioned case marked satisfied of record.

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

102.

Mary Beth Kotcella
for U. S.of America

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

KAY-JAY TOOL, INC.,
MORTGAGOR AND CRAWFORD COUNTY
TAX CLAIM BUREAU, OWNER, AND
THE UNITED STATES OF AMERICA

Filed Feb. 1, 1989
@ 3:44 p.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 47.00
Pro Co pd 3/31/89 9.00 ✓
Pro Co pd 4/21/89 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)
1 copy (atty)

Feb. 1, 1989, Affidavit of Non Military Service of Defendants filed.

Mar. 6, 1989, Complaint Reinstated.

Mar. 16, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared James Nelson who being duly sworn according to law, deposes and says that on the 23 day of Feb., 1989, at 11:26 A.M. he served complaint, filed at No. 102 Term, 1988, Crawford County, Pennsylvania, upon defendant United States Atty. at 633 U.S. Post Office & Courthouse Pgh, PA. By making known the contents thereof to Scott Kanery, Criminal socrets. and handing to and leaving with him the certified copy of the received from crawford.
So answers, J. Nelson, deputy sheriff
Eugene L. Coon, Sheriff

SERVED Crawford County Tax Claim Bureau on February 6, 1989 at 2:45 PM by handing copy of Complaint in Mortgage Foreclosure to Mary Lu Spoke, person in charge at Treasurer's Office, Crawford County Courthouse Meadville, PA.
SERVED United States Attorney General by deputizing the Sheriff of Allegheny County, PA as per his affidavit of service attached. Served: February 23, 1989.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Mar. 31, 1989 at 4:23 p.m. upon praecipe of plaintiff's attorney, udgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer and the damages are assessed at Sixty-five Thousand Seven Hundred Thirty Six and 49/100 plus interest and cost of suit.
K-186; C-201
judgment entered 3-31-89

Debt $65,736.49
Int. to 12-31-88
Judgment
James F. Simmons
Prothonotary

EX 1989 - 39

April 4, 1989 Affidavit of Service filed: I, Charles J. Swick, attorney for the Plaintiff in the above captioned action do hereby verify that on March 6, 1989, I mailed a true and attested copy of the complaint in the above captioned action to the Defendant United States of America by certified mail posted at the Meadville, Pennsylvania Post Office and addressed to Defendant United State of America, c/o Richard Thornburg, U. S. Attorney General, Department of Justice, 14th and Constitution Avenue, N. W., Washington, D.C. 20230 by the mailing receipt No. P547 805 453 attached hereto and incorporated herein by reference. Said certified mail item was delivered to Defendant on March 10, 1989, as indicated by the certified return receipt signed by agent of Defendant attached hereto and incorporated herein by reference.
I verify that the statements made in this Affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalities of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.
Charles J. Swick, Attorney for Plaintiff

April 4, 1989 Affidavit of Service filed: I, Charles J. Swick, attorney for the Plaintiff in the above captioned action do hereby verify that on March 6, 1989, I mailed a true and attested copy of the Complaint in the above captioned action to Defendant, Kay-Jay Tool, Inc., by certified mail posted at the Meadville, Pennsylvania Post Office and addressed to Defendant Kay-Jay Tool, Inc., 200 Conquina, Ormond Beach, FL 32074 by the mailing receipt No. P404 855 584 attached hereto and incorporated herein by reference.
I verify that the statements made in this Affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.
Charles J. Swick, Attorney for Plaintiff

April 5, 1989, Answer of Defendant United States of America filed.

And now, Apr. 14, 1989, Motion for Consent Judgment and Order filed. AND NOW, this 14 dayof April 1989 upon presentation and ocnsideration ofthe foregoing Motion, a consent judgment is entered against the United States of America.
BY THE COURT,
Robert L. Walker, J.

CONSENT JUDGMENT:
AND NOW, to wit, this 14 dayof April 1989, it appearing that counsel for plaintiff and counsel for defendant, U. s. Of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favor of the palitniff and against the U. S. of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendants Kay-JaY Tool, Inc. and Crawford CountyTax Claim Bureau.
It is further ORDERED, ADJUDGED AND DECREED that defendant U. S. of America, shall be notified by plaintiff of the date, time and place sc heduled for any sheriff's sale of real property fo the aforesaid defendants; that the U. S. of America shall be entitled tp payment from the proceeds of the sheriff's sale to the extent its proper priority would entitle it to the same; and that the U. S. of America shall be entitled toredeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C. §2410.
Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the U. S. of America, but rather said judgement is limited to the foreclosure and sale of the realestate of the aforesiad defendants in the within proceeding.
Judgment entered - 4/14/89
U - 183 JUDGMENT, James F. Simmons,
Prothonotary

BY THE COURT,
Robert L. Walker, J.

Charles J. Swick, Esq. Consented.
Mary Beth Kotcella, Esq. Consented.

1989

Voorhies, Rowley, .
Wallace, Keck & Karson
Miles K. Karson

103.

LINDA M. KROUSE

vs.

JAMES C. KROUSE

Filed Feb. 2, 1989
@ 11:18 a.m.

Tax & entry Paid	$50.50
Pro Co Pd. 8/28/89	9.00
State paid 8/28/89	10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

Feb. 8, 1989, General Appearance filed. I hereby accept service of and acknowledge receipt of a cert. copy of the original Complaint filed in the above action. James C. Krouse, Dft.

Aug 18, 1989 Affidavit of Consent of Plaintiff filed.

Aug 18, 1989 Affidavit of Consent of Defendant filed.

Aug. 28, 1989, Upon praecipe of plaintiff attorney, to Transmit the Record, this case moved to court.

Sept. 18, 1989 **DIVORCE DECREE FILED.**

And now, September 18, 1989, it is ordered and decreed that LINDA M. KROUSE, plaintiff, and JAMES C. KROUSE, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

104.	CONNEAUT LAKE VETERINARY CLINIC vs. JIM GOURLEY AND ROBERT KAWASKI Filed Feb. 2, 1989 @ 1:00 p.m. Tax & entry Paid $50.25	APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT VOGAN, MAGISTERIAL DISTRICT 30-3-02 Feb. 2, 1989, Rule entered upon plaintiff to file Complaint issued. Feb. 2, 1989 Proof of Service filed.
pro se		

1989

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

105.

SAINT VINCENT HEALTH CENTER

vs.

ANTHONY J. SMITH AND
BARBARA J. SMITH

Filed Feb. 2, 1989
@ 1:11 p.m.

Pro Simmons Paid	$15.00
plff costs	68.50
Sheriff's Costs	31.00
Pro Co Pd 3-17-89	9.00

WRIT OF REVIVAL

of

AD 1985 - 198

Writ of revival of judgment indexed in favor of plaintiff and against defendant in amount of Six Hundred Dollars, with interest from Feb. 28, 1985, and costs of action

Debt..... $600.00
Int. from... 2/28/85
S - 212, 219....JUDGMENT OF REVIVal
James F. Simmons, Pro.

Issued (sheriff)

Feb. 15, 1989 Writ Return filed. SERVED Anthony J. Smith on February 8, 1989 at 10:25 AM by handing true copy of Writ of Revival to Barbara J. Smith, his wife, at their residence, 149 Shippen Street, Meadville Crawford County, PA.
SERVED Barbara J. Smith personally on February 8, 1989 at 10:26 AM by handing true copy of Writ of Revival to her at residence, 149 Shippen ST., Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, She;riff

AND NOW, March 17, 1989 @ 2:53 P.M., Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants in the sum of Six Hundred Dollars, plus interest from February 28, 1985 and all costs of suit for failure to answer and otherwise plead, against all defendants.
S-212, 219 Debt.....$600.00 + int. & costs
JUDGMENT
James F. Simmons
Prothonotary
Mar 17, 1989 Judgment entered.

1989

Bruce A. Barrett

106.

Bozic & Thomas
R. Charles Thomas,

TIM ANTHONY MANNING

vs.

RITA ANN MANNING

Filed Feb. 2; 1989
@ 3:21 p.m.

Tax & entry Paid $50.50 ✓
Prop Co ft 9/13/90 15.00 ✓
Prop Co Pd 4/22/91 9.00 ✓
State Pd 4/22/91 10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Feb. 6, 1989, Affidavit of Service filed. Bruce A. BArrett, ESq. being duly sworn according to law, deposes and says that the following facts in suppor tof his affidavit of service are true and correct to the best of his knowledge, information and belief.

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

2. That a true and correct copy of the complaint Under Section 201(c) of the Divorce Code was sent by registered mial to the defendant on FEb. 2, 1989. The sender's receipt is attached hereto.

3. The reg. mial was sent to Rita A. Manning, R. D. #1, Meadville, Pa. 16335.

4. That the defendant received said reg. mail on Feb. 4, 1989 Said receipt card No. P 725 950 990 is attached hereto and signed by Rita Manning.

Bruce A. Barrett, Esq.

Mar. 20, 1989 Appearance of Bozic & Thomas by R. Charles Thomas for Defendant filed.

Oct. 27, 1989 Inventory and Appraisement of Tim Anthony Manning filed.

June 22, 1990 Petition for Equitable Distribution filed.

June 25, 1990 Affidavit Of Consent of Plaintiff filed.

Nov. 5, 1990 Motion For Filing Amended Complaint in Divorce and Order filed. And Now, November 5, 1990 The above motion allowed. P. R Thomas S.J.

Nov. 5, 1990 Copies of order put in Bruce Barrett and r. Charles Thomas' box.

Nov. 16, 1990 Petition For Bifurcation and Order filed. Upon consideration of the foregoing Petition, a hearing is hereby set for the 13th day of Dec., 1990 at 3:00 p.m., in courtroom number 1 or 2.

November 16, 1990 Gordon R. Miller, J a copy (atty)

Nov. 16, 1990 Amended Complaint In Divorce filed.

Nov. 29, 1990 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn to law, deposes and says that the following facts in support of his affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.
2. that a true and correct copy of the Amended Complaint in Divorce under section201(d) and a Defendant's Counter-Affidavit under Section 201(d) under the Divorce Code and also a Notice of Intention to Request Entry of a Divorce decree and also a true and correct copy of the Petition for Bifurcation and an Inventory and Appraisement was sent by registered mail to the defendant on November 16, 1990. The sender's receipt is attached hereto.
3. The registered mail was sent to Rita Manning, R.D.#1, Meadville, PA 16335.
4. That the defendant received said registered Mail on November 20, 1990. Said receipt card number P 320 791 275 is attached hereto and signed by Rita Manning.

Bruce A. Barrett

Dec. 10, 1990, Motion for Continuance and order filed. ORDER - AND NOW, Dec. 10, 1990, this hearing is continued to the 21st day of Dec. 1990, at 2:30 p.m. in C. R. No. 1 or 2 of the Crawford County courthouse, Meadville, Pa.

Gordon R. Miller, J.

dec. 11, 1990, copies to R. C. Thomas and Bruce Barrett attys.

Dec. 20, 1990, Inventory and Appraisement of Rita Ann Manning filed.

Dec. 20, 1990, Defendant's Income and Expense Statement filed.

Dec. 28, 1990 ORDER filed. AND NOW, Dec. 21, 1990 the matter is before the Court on the Plaintiff's petition for bifurcation of this divorce.

During review and argument, it came to the Court's attention that through some oversight, the Defendant's Answer to the Complaint, Petition for Alimony Pendente Lite and Costs, Counterclaim, and permanent Alimony which was served on opposing counsel and supposedly with the Prothonotary's Office May 22, 1989 is neither docketed in the Prothonotary's Office ~~May 22, 1989 is neither docketed in the Prothonotary's Office~~ nor comprises part of the records in this case. By agreement of counsel, the Court directs the Prothonotary's Office to make a copy of the same from the attorney's filed and file the same nunc pro tunc effective May 22, 1989.

The Court hears arguments on the bifurcation issue, and wishes to review any decisional law relating to the Court' discretion in this area. If counsel wish to call the Court's attention to any cases then analogous to the present case and which would be helpful to the Court, the Court requests they deliver a citation of said cases, not to exceed 6 in number, to the Court on or before January 4, 1991.

The Court takes under advisement the request for bifurcation.

By Order Of The Court,
P. R. Thomas, S. J.

Dec. 31, 1990 Copy of Order to Attys. Bruce Barrett, R. Charles Thomas.

Feb. 6, 1991 **BIFURCATED DIVORCE ORDER FILED.**

AND NOW, January 31, 1991, after argument held December 21, 1990, and review of counsel's citations, this Court believes the facts ofthis case warrant the Plaintiff's request for a divorce.

ACCORDINGLY, it is Ordered and decreed that TIM ANTHONY MANNING, Plaintiff, and RITA ANN MANNING, defendant, are divorced from the bonds of matrimony. All ancillary issues raised by the pleadings are reserved for future dispositions

BY ORDER OF THE COURT
P. Richard Thomas

Continuation of record

Aug. 23, 1993, Motion for withdrawal of Counterclaim filed.
ORDER:
And Now, Aug. 23, 1993 Upon presentation and consideration of the within motion, the dft. is authorized and directed to withdraw her counterclaim filed to the complaint in Divorce in the above action. BY THE COURT,
Anthony J. Vardaro
J.
8/26/93, copies of order to B. Barrett and R. Thomas, Attys.

(record cont'd on margin)

Barrett & Dratler
Bruce A. Barrett

107.

ELIZABETH BAKER HENNINGER

vs.

GARY L. HENNINGER

Filed Feb. 2, 1989
@ 3:21 p.m.

Tax & entry Paid $50.50 ✓
Pro Co. PD 3/2/89 9.00 ✓

Divorce Decree filed.

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Feb. 14, 1989 Affidavit of Service filed. Bruce A. Barrett, Esq., being duly sworn according to alw, deposes and says that the following facts in support of his AFfidavit of Service are true and correct to the best of his knowledge, information and belief.

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

2. That a true and correct copy of the Complaint Under Section 201(d) of the Divorce Code, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, Notice of Intention to Request Entry of Divorce decree and a defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code was mailed Feb. 2, 1989. The sender's receipt is attached hereto.

3. The registered mail was sent to Gary L. Henninger, 2340 S. El Camino Real, San Clemente, CA 92672.

4. That the Defendant received said registered mail on Feb. 8, 1989. Said receipt card number P. 724 950 991 is attached hereto and signed by Gary L. Henninger.

Bruce A. BArrett, Atty.

March 2, 1989 Notice of Intention to Request Entry of

March 2, 1989 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case is moved to Court.

Mar. 10, 1989 D I V O R C E D E C R E E F I L E D .

And now, March 10, 1989, it is ordered and decreed that ELIZABETH BAKER HENNINGER, plaintiff, and GARY L. HENNINGER, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Bukac and Toomey
Terry Toomey

108.

Bruce A. BArrett

MICHELLE WILSON

vs.

MARK WILSON

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION, ATTORNEYS FEES & COSTS AND ALIMONY PENDENTE LITE

1 copy (atty)

Filed Feb. 2, 1989
@ 4:01 p.m.

William Pineo Mediator

Tax & entry Paid	$50.50
3 counts paid	45.00
Pro Co Pd 9/14/89	9.00
State pd 9/14/89	10.00
Pro Co Paid 9-22-89	5.00

Apr. 17, 1989 Complaint Reinstated.

May 2, 1989 Acceptance of Service filed. I, Mark Wilson, the defendna tin the above-captioned divorce action, hereby accept service of the Complaint in Divorce.
4-27-89 Mark E. Wilson

May 5, 1989 Motion For Appointment of Custody Mediator and ORDER of COURT filed. And now, May 5, 1989 John Fuller appointed custody mediator.
P. Richard Thomas, J.
May 5, 1989 Copy of Order to Attys. Terry Toomey & John Fuller.

July 20, 1989 Withdrawal of Count III For Equitable Distribution and Count IV For Attorney's Fees and Costs and Alimony Pendente Lite by Plaintiff filed.

July 24, 1989 Stipulation Between Both Parties filed.

July 24, 1989 Consent Custody Order of Court filed. AND NOW, this 24th day of July, 1989, upon consideration of the Pleadings and Stipulation of the parties, it is hereby ORDERED, ADJUDGED AND DECREED, that:

1. Legal custody of the minor child, Samantha Crawford, shall be shared equally by the parties and the parties shall share with each other any and all information which they may have regarding the health, education, and major events in the child's live. Health care and school personnel are hereby authorized to release to either of the parties any and all condifential information which they may have regarding Samantha Crawford. The parties agree to consult with each other regarding important decisions concerning their daughter.
2. The Plaintiff mother shall be entitled to primary physical custody of Samantha Crawford who shall reside with the Plaintiff mother at her home.
3. The Defendant father shall enjoy reasonable visitation rights at such times and places as the parties shall mutually agree, provided further, however, that the Defendant father shall be entitled to the following specific visitation schedule:

A. Beginning with the first weekend following the entry of this Consent Custody Order of Court, the Defendant father shall be entitled to overnight weekend visitations on an every other weekend basis commencing at 5:00 p.m. on Fridays and ending at 7:00 p.m. on Sundays when the Defendant father shall return the minor child to the Plaintiff mother's residence or as otherwise agreed upon by the parties.

B. The Defendant father shall also be entitled to weekday visitation beginning with the first Wednesday following the entry of this Consent custody Order of court on an every other week basis. Said weekday visitation shall commence at 8:00 a.m. Wednesday morning and terminate at 8:00 p.m. on Wednesday evening, or at such other times as the parties mirhgt mutually agree.

C. The Defendant father shall enjoy holiday visitation with Samantha Crawford on an alternating basis. Holidays are defined as New Years Eve, New Years Day, Easter, Memorial Day, Mother's Day, Father's Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas Eve, and Christmas Day. Except for those holidays that are denoted as Eves, visitation shall commence at 4:00 p.m. on the Eve until 10:00 a.m. on the following morning. By their mutual consent, the parties may make other arrangements and accomodations for Samantha's enhanced enjoyment of any Holiday. The aprties' respective holiday custody and visitation rights shall be superior to the parties' respective alternating weekend and weekday visitation rights.

D. The Defendant father shall also enjoy summer visitatio rights with the minor child, Samantha Crawford. In addition to any of the abvoe weekend, weekday, and holiday visitation rights, the father shall be enttiled to four(4) weeks of summer visitation with his minor child. Provided further, however, that before exercising his summer visitation rights, the father shall provide the Plaintiff mother with reasonable notice of his intent to exercise such rights; said ntoice not to provide the Plaintiff mother with less than 48 hours notice.

4. Each of the parties shall teach Samantha Crawford to give to the other party that love and respect which due a parent from his or her child and neither of the parties shall do or say anything to blacken the character of the other in the estimation of Samantha Crawford.
5. Neither of the parties shall expose Samantha Crawford to any unhealthy influence such as illicit drugs, excessive alcohol intake, or the sexual activities of the Custodian.
6. The parties are free to, and, when in the best interest of samantha, are encouraged to make additional or alternative arrangements regarding custody and visitation, but shall do so by mutual agreement only. In the basence of any agreement between the parties, this Consent custody Order of Court shall govern.

BY THE COURT,
P. Richard Thomas, J

July 24, 1989 Copies of order put in Terry Toomey and John Fuller's box.

Aug. 1, 1989 Affidavit Of Consent of Plaintiff filed.

Sept. 14, 1989, Affidavif of Consent of defendant filed.

Sept. 14, 1989, Upon praecipe of plaintiff attorney for review Under 201(c) of the Divorce Code, this case moved to court.

Sept. 18, 1989 **DIVORCE DECREE FILED.**

And now, September 18, 1989, it is ordered and decreed that MICHELLE WILSON, plaintiff, and MARK WILSON, defendant, are divorced from the bonds of matrimony. For provisions regarding custody and visitation , see separate order dated July 24, 1989.

BY THE COURT,
Robert L. Walker, J

Sept 22, 1989 Notice of Election to Retake Maiden Name filed. To be known as Michelle Crawford.

Nov. 17, 1989, Motion for Appointment of A Custody Mediator, and Order filed. ORDER OF COURT: AND NOW, Nov. 17, 1989 WILLIAM PINEO, ESQ,. is appointed Custody Mediator on the above captioned matter.
1 copy (atty) and 1 copy (mediator) P. Richard Thomas, J.

Continued on Page 108(a)

Michelle Wilson

vs.

Mark Wilson

Record Continued from Page 108

of

AD 1989-108

****

Dec 13, 1989 Stipulation and Consent Custody Order filed: AND NOW, this 13 day of December 1989, upon consideration of the pleadings and the Stipulation of the Parties, it is hereby ORDERED, ADJUDGED AND DECREED THAT:

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

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

3. The mother shall have primary physical custody of Samantha Crawford and shall have a right to physical custody of Samantha Crawford at all times except as provided below.

4. The father shall have the right to physical custody of Samantha Crawford:

a. For an extended summer visitation for the summer of 1990 beginning June 15, 1990 and ending August 17, 1990;

b. For extended summer visitations for the years 1991 and following beginning one week after the close of the school year and ending one week before the resumption of the school year;

c. For extended Christmas 1991 visitation on the second day following the minor child's last day of school during the school district's Christmas break and ending on ghe second day prior to the resumption of classes and likewise during the minor child's Christmas break during every odd year thereafter;

d. At such other time and places as the parties may mutually agree.

5. The father shall provide transportation for the child both when receiving the child into his custody and when returning the child to the mother.

6. The father shall be responsible for all costs incidental to the transportation of the child during exchanges of custody.

7. The minor child shall not be transported by means of air travel unless she is accompanied by one of her natural parents.

8. Each party shall teach the minor child to give to the other parent that love, respect and obedience which is due a parent from his or her child.

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.

10. Any person transporting the child shall made sure that the seatbelts or other restraints are used in accordance with laws of Pennsylvania.

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

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

BY THE COURT,
P. Richard Thomas, J.

Dec 14, 1989 Copies of order put in Attys. Toomey, Barrett and Pineo's boxes.

108
-b-

1989

1989

Jorden and White
Harry Faber White II

109.

Cindra C. Cook now, Cindra C. Affolter
pro se

RICHARD K. COOK

vs.

CINDRA C. COOK, NOW CINDA C. AFFOLTER

Filed Feb. 3, 1989
@ 9:23 a.m.

Tax & entry Paid $50.50 ✓
Pro Co Rd 5/4/89 9.00 ✓

5/5/89 REC'D $70.00
from PLAINTIFF
Recd 6-6-89
$70.00
Vivian Stalty

COMPLAINT IN CUSTODY

1 copy (atty)

Feb. 3, 1989, Motion to Appoint mediator, and ORDER filed. ORDER: AND NOW, this 3 day of Feb. 1989, upon consideration of the foregoing Motion, JOHN FULLER, is hereby appointed Child Custody Mediator.
1 copy (atty) BY THE COURT,
1 copy (mediator) P. Richard Thomas, J.

Feb. 24, 1989 Answers filed.

Feb. 24, 1989 Affidavit Of Service filed. HARRY FABER WHITE, II, ESQUIRE, attorney for plaintiff, Richard K. Cook in the above-captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Plead, and Complaint under Section 201(c) of the Divorce Code upon the defendant, Cindra C. Cook, now Cindra C. Affolter, by certified mail, return receipt requested, on February 11, 1989, at the defendant's address, 5315 26th Street, Bradenton, Florida, 33507. The defendant's acceptance of the same is attached hereto. Harry Faber White, II

April 7, 1989 ORDER filed. AND NOW, April 6, 1989, after mediation conference before John Fuler, Esq., and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Trisha Starr Cook and Michelle Dawn Cook shall be shared between the mother and the father, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affecting the children's health and medical treatment, religious instruction, education and other such important decisions.

II. Physical custody of Trisha Starr Cook and Michelle Dawn Cook shall be with their father, subject to the following conditions:

A. In 1989, and in odd yers thereafter, the mother shall be entitled to have the children in her custody from the day after the children's Christmas vaCATION FROM SCHOOL BEGINS UNTIL December 31st each year. The mother shall provide and pay for transportation expenses for the children to and from the mother's home in Florida.

B. In 1990, and in even years thereafter, the mother shall be entitled to have the children in her custody during the children's Christmas vacation from school from Dec. 27th until Jan. 2nd, or for a period of approximately seven days. The mother shall provide and pay for transportation expenses for the children to and from the mother's home in Florida.

C. Provided it is economically feasible for the mother to pay transportation expenses for the children and provided that the children have sufficient vacation time from school, the mother would be entitled to have the children in her custody for Easter and/or Spring vacation times each year from the day after school ends until the day before school commences for such Spring or Easter vacation times.

D. Beginning with the Summer of 1989, the mother shall be entitled to have the children in her custody for a three (3) week period each Summer, commencing one week after school ends and ending three (3) weeks later. It shall be the responsibility of the mother to pay for the children's transportation expenses to and from the mother's home in Florida.

E. The mother and the mother's parents shall have the right to visit with the children in PA. for a day or two at a time, provided that twenty-four hours notice is given to the father when the mother or the mother's parents are present in PA.

F. 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.

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

H. Both parents agree to inform the other immediately of any illness or injury regarding one or both of 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.

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

P. Richard Thomas, J.

April 11,1989 Copy of Order to Attys. Harry Faber White and Cindra Affolter.

Jorden & White
Harry Faber White II

110.

IN RE:
LICENSE SUSPENSION

OF
VICTOR D. YOOS

Filed Feb. 3, 1989
@ 9:34 a.m.

Tax & entry Paid $50.50 ✓

APPEAL FROM NOTICE OF LICENSE SUSPENSION

1 copy (atty)

ORDER:
AND NOW, this 3 day of February 1989, upon consideration of the foregoing Petition for appeal, a hearing on the same is scheduled for the 20 day of April 1989, at 9:30 a.m. in Courtroom NO. 1 or 2.
This appeal shall act as a supersedeas of the proposed license suspension until final order of this court.
BY THE COURT,
P. Richard Thomas, J.
Feb. 3, 1989, copy of order to Atty. White.

April 21, 1989 ORDER filed. AND NOW, April 20, 1989, at the time set for hearing on this license suspension appeal, counsel for the defendant and counsel for the Commonwealth of PA., Dept. of Transportation advise the Court the matter has been amicably resolved as follows: The petitioner Victor D. Yoos moves the Court to withdraw the suspension appeal on the commitment by counsel for the Dept. of Transportation that the one-year suspension will not be effective until Oct. 1, 1989, and that the defendant may keep his operator's license in full force and effect until said date.

April 25, 1989 Copy of Order to Attys. Harry White, Kevin Walsh.

Legal Services
Gerald Sullivan

111.

CHARLOTTE ROBINSON

vs.

JENNIFER FINCK

Filed Feb. 3, 1989
@ 9:50 a.m.

Tax & Entry	$50.50
Sheriffs costs	19.00

PETITION FOR PROTECTION FROM ABUSE

6 copies (atty)

ORDER:

AND NOW, this 3 day of Feb. 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 13 dayof Feb. 1989, at 3:30 p.m. in C. R. No. 1 or 2 of the Crawford Coun ty Courthouse in Meadville, Pa.

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

The defendant is excluded immediately and forthwith from the plaintiff's residence which is located at R. D. #10, box 1105, Forest Green Apartments, Meadville, Pa. pending the hearing scheduled above. all keys to the plaintiff's residence are to be given forthwith to the palintiff.

The Crawford CountySheriff Dept. is directed to serve a copy of this petition and order upon the defendant. In the alternative, this petition and order may be served by an competent adult.

The West Mead Twp. Police Dept. and/or the State Police of the Com. of Pa. and/or any police dept. having jurisdiction in this case, are directed to enforce this order and prevent the return of the defendant to the aforesaid premises by any appropriate means.

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

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

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

Crawford County Bar Association, Service to the Public Committee, c/o Prothonotary
Meadville, Pa. Crawford County Courthouse, 16335 814 724-4636

BY THE COURT,
P. Richard Thomas, J.

Feb. 10, 1989, Sheriffs Return filed. SERVED Jennifer Finck by handing a true copy of the within Protection from Abuse Petition and Order to her on Feb. 3, 1989, at 11:30 a.m. at Meadville Area Senior High School Thurston Road, Meadville, Crawford County, Pa.
So answers, James Withers, dep. Sheriff
Howard N. Stewart, Sheriff

Feb. 14, 1989 Order filed. AND NOW, February 13, 1989, the parties having reached an agreement as to essentially all of the contentions between the parties, an executed copy of which agreement is filed with the, and without any adjudication as to the merits of the petiton, the following Order is entered.

1. Defendant shall not attempt to cause or intentionally or knowingly or recklessly cause any bodily injury or harm to the Plaintiff or in any way threaten, frighten or harass her or procure anyone to do anything on her behalf.
2. Defendant will not contact nor attempt to contact the Plaintiff for any reason.
3. Defnedant has permanently given up any rights she had or may have to possession of a premises located at R.D. #10, Box 1005, Meadville, Pennsylvania (Forest green Apartments), and will not go to said premises for any reason whatsoever.
4. Defendant represents to the Court athat she has returned all keys to the Plaintiff's apartment to the Pl aintiff or any copies thereof, and she shall not continue to have in her possession any key or keys for that premises.
5. This provision is being entered by Order of Court and without specific agreement by the parties. The Defendant shall have the right to go to the Plaintiff's premises at 3:00 o'clock p.m. on February 14, 1989 for the purpose of obtaining her personal effects and property; and, the Plaintiff shall have those personal effects in containers available for the Defendant to inventory and remove. Defendant shall take with her a deputy Sheriff or full time constable to be assigned to that job for a period of not more than one hour to be sure that no breach of the peace orccurs during that period, with the understanding that the deputy sheriff or constable shall not be required to make nay judgments as to ownership of personal property, if such disputes cannot be litigated in this proceeding. The party out of possession would be required to bring an action in replevin or other appropriate proceeding against the party in possession to determine the rights of possession and ownership.
6. This Order shall continue in full force and effect for a period of one (1) year from this date.
7. The costs of this proceeding are placed on Crawford County, and the utilization of the deputy sheirff or constable are placed on Crawford County.

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

Feb. 14, 1989 Copies of order to Gerald Sullivan, John Brautigam and County Control

Feb. 14, 1989 Agreement between the parties filed.

112

1989

Clifford J. Kirvan 112. pro se	OIL CREEK PLASTICS, INC. vs. MARIETTA HARDWARE SUPPLY, INC. Filed Feb. 3, 1989 @.11:36 a.m. Tax & entry Paid $40.50 ✓ bal Pd 2/6/89 10.00 ✓	COMPLAINT 1 copy (atty) Mar. 8, 1989, Certificate of Service filed. I hereby certify that a certified copy of the complaint in the above captioned action was served by certified mail upon the defendant, as evidenced by certified mail return receipt No. P899 144 810, said service having been effected on March 3, 1989. Dated: Mar. 7, 1989 Clifford J. Kirvan, Esq. Mar. 23, 1989, Answer filed. (service of answer included)

Mason and Mason
Joan D. Mason

113.

Barbara J. Walton

JAMES L. PETRUSO

vs.

SUSAN MARIE PETRUSO
n/k/a Susan MARIE Sheets

Filed Feb. 3, 1989
@ 2:07 p.m.

Tax & entry Paid $50.50
Pro Co 9.00

John Spataro, Mediator

Oct. 20, 1995
Recvd. $150.00 from Defdt.

11-20-95 CC.ORDER
pd. $4.50
BY DEFT.

CUSTODY COMPLAINT

1 copy (atty)

Feb. 10, 1989 Affidavit Of Service filed., I Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on February 6, 1989 mail to the above Defendant, Susan Marie Petruso, by certified mail #P-547 808 442, return receipt requested, deliver to addressee only, a complaint in the above custody action. Said notice was received on February 7 1989 as indicated by the return receipt card which was returned to the office ofthe plaintiff's attorney and is attached hereto. Joan D. Mason

Feb. 14, 1989, STIPULATION AND CONSENT CUSTODY ORDER filed. AND NOW, this 13 day of Feb. 1989 the court hereby orders as follows:

1. Plaintiff shall have primary legal and physical custody of the child, Joseph James Petruso, now age five and a helf (5½), born Aug. 5, 1982.

2. A. WEEKS - WEEKENDS: Mother shall have temporary visitation with the child every other weekend, beginning with the weekend of Feb. 10-12, 1989, from Friday at 6:00 p.m. until Sunday at 6:00 p.m. (It is anticipated that on the in-between weekends, both children will be with father during similar hours.)

B. CHRISTMAS - During odd-numbered years, the child shall be with the mother from 9:00 a.m. until 9:00 p.m. Christmas Eve, and with the father from 9:00 p.m. Christmas Eve throughout christmas Day. (it is anticipated that the daughter will be with the father from 9:00 p.m. December 24th until 9:00 p.m. Dec. 25 in odd-numbered years.)

In even-numbered years, the child will be with the mother from 9:00 p.m. Dec. 24th until 9:00 p.m. Dec. 25th. (It is anticipated that the daughter will be with the father from 9:00 a.m. to 9:00 p.m. Dec. 24th)

C. THANKSGIVING - The parties shall share Thanksgiving Day, so that father shall have the child from 9:00 a.m. until 3:00 p.m., and mother shall have the child from 3:00 p.m. to 9:00 p.m (It is anticipated that when the mother has the child she will have both children, and when father has the child he willhave both children during the pertinent hours on Thanksgiving Day.)

D. SUMMER - During the summer, mother shall be entitled to select one additional week for the child to be with her (in addition to the weekends noted in A), and shall give father two weeks advance notice, but on the condition that said week that is chosen shall not interfere with father's vacation from work. (It is anticipated that father shall have one additional week during the sumer with his daughter.)

3. If the parties shall mutually agree otherwise, the time of visits or holidays, or summer visitations may be varied as they shall decide between themselves. Additional visits may also be sc heduled as agreed upon.

3 copies (atty)

BY THE COURT,
P. Richard Thomas, J.

Oct. 12,1995, Appearance of Barbara J. Walton, attorney for defendant filed.

Oct. 20, 1995 Petition to Modify Custody and NOTICE AND ORDER TO APPEAR filed. YOU, JAMES L. PETRUSO, have been sued in Court to obtain shared custody of: JOSEPH JAMES PETRUSO

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

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

The parties shall attempt to schedule this mediation prior to the Father's anticipated departure date. In the event scheduling does not permit this,the child will remain in Crawford County until the Mediation is held.

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

Date: 10/20/95

BY THE COURT:
Anthony J.Vardaro, J.

10-25-95 Faxed to Attys. J. Mason & Walton & Spataro

Nov. 9, 1995 ORDER filed. AND NOW, this 8th day of November, 1995, after mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1) The parties shall share legal and physical custody of the subject minor children, Joseph James Petruso, born on August 5, 1982 and Angela Petruso, born April 20, 1981.

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

3) The mother shall have primary physical custody of the minor children, subject to the partial custody rights of the father as follows:

a. The father shall have the right to take the children into his care and custody not less than one weekend per month beginning on Friday at 4:00 p.m. and continuing until Sunday at 2:00 p.m. The parties shall identify the weekend when the father shall be entitled to partial custody of the children. In the event the parties are unable to select a weekend, then in that event father's partial custody will take place on the third weekend of the month. For this mandatory one weekend per month period, the parties shall share responsibility for transportation of the children. The parties may, if the choose, identify a mid-point between the father's current residence in Coxsacy, New York and the mother's current residence in Meadville, Pennsylvania, for an exchange of the children, or alternatively, the party receiving the child in the exercise of his or her rights shall be responsible for picking the child up at the home of the other. If the parties are unable to agree upon which mode of sharing the transportation responsibilities should apply, then in that even, the party receiving the child in the exercise of his or her rights shall be required to pick the child up at the home of the other.

b. Additionally, the father shall be entitled to take the children into his care and custody for one additional weekend per month provided he gives mother at least five (5) days advanced notice and that he bear full responsibility for all transportation of the children and further providing that the weekend visitation thake place within Crawford County.

Continued On Page 610

1989

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

114.

Ferguson, Spataro &
Rowden, Douglas W. Ferguson

FLORENCE I. STEELE

vs.

DONALD D. STEELE

Filed Feb. 3, 1989
@ 4:04 p.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Kathleen Nelson, Mediator	
Pro Co. Pd. 3-21-91	9.00 ✓
State pd. 3-21-91	10.00

10/15/90 Rec'd $250.00 ✓ from pltf.

12/20/90 Recd. $150.00 From Defendant.

1/11/91 Paid $60.85 To Barbara L. Rains #5497

4/19/91 Paid $219.57 To Florence Steele #6175

4/19/91 Paid $119.58 To Donald Steele #6176

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

Feb. 15, 1989, Verification filed. I, James R. Irwin, Esq. do hereby verify that I am the atty. of record for Florence I., Steele, plff, and that as such, I am authorized to execute this Verification; that I did, on the 8th day of Feb. 1989, send by cert. mail, ret. rec. req. addressee only, to Donald D. Steele, the defendant, a true and correct copy of the divorce complaint filed at the above term and number at his last known address of 116 Kearney St., Meadville, Pa. 16335, as evidenced by the attached sender's receipt No. P 724 954 432 and that on the 14th day of Feb. 1989 I did receive the duly executed return receipt dated the 9th day of Fe bruary, 1989. James R. Irwin, Esq.

Feb. 22, 1989, Appearance of Ferguson, Spataro & Rowden, attorney for Defendant, filed.

Aug. 3, 1989 Affidavit Of Consent of Plaintiff filed.

Aug. 27, 1990 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Sept. 18, 1990, Inventory and Appraisement of Florence I. Steele filed.

Oct. 10, 1990 Motion For Appointment of Master in Divorce and Order Appointing Master filed. AND NOW, 10-16-90, Kathleen Nelson, Esquire is appointed Master in respect to the following claims:

Deposit required: By Plaintiff $250.00; By Defendant $150.00.

PER CURIAM,
P. Richard Thomas, Judge

Oct. 17, 1990 Copy of Order to Attys. James Irwin, Douglas Ferguson and Kathleen Nelson.

O ct. 24, 1990, Inventory and Appraisement of Donald D. Steele filed.

Oct. 24, 1990, Income and Expense Statement of Donald D. Steele filed.

Dec. 5, 1990 Notice Of Master's Hearing filed.

Dec. 21, 1990, Affidavit of Consent of defendant filed.

Jan. 11, 1991 Petition For Payment Of Master's Expenses and Order filed. AND NOW, this 11th day of January, 1991, upon Petition of Kathleen R. Nelson, the Master in the above-entitled case, the Prothonotary is ordered to pay the sum of $60.85 to Barbara L. Rains per Exhibit "A" attached to the Master's Petition.

BY THE COURT,
Gordon R. Miller, J

Jan. 11, 1991 Copies of order put in James Irwin, Douglas Ferguson and Kathleen Nelson's box.

March 15, 1991 Motion To Withdraw Count From Divorce Complaint and ORDER filed. AND NOW, this 15th day of March, 1991, upon consideration of the above Motion, Count 2 of Plaintiff's Complaint in Divorce is withdrawn.

By The Court:
Gordon R. Miller, J.

March 21, 1991 Copy of Order to Atty. James Irwin, Douglas Ferguson, Kathleen Nelson.

March 15, 1991 Upon Praecipe of Plaintiff attorney for Review under Section 201(c) of Divorce Code, this case is moved to Court.

Apr. 2, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 28, 1991, it is ordered and decreed that Florence L. Steele, plaintiff, and Donald D. Steele, defendant, are divorced fromthe bonds of matrimony.

BY THE COURT,
James B. Dwyer, S.J.

Apr. 19, 1991 Motion For Refund Of Master's Fees filed.

Apr. 19, 1991 Order filed. AND NOW, this 19 day of April, 1991 upon presentation of the foregoing Motion, the Prothonotary is hereby Ordered to refund the amount of $219.59 to Plaintiff which reflects her protion of the total deposited with the Prothonotary, minus one-half, or $30.43 of the $60.85 previously paid to the Court reporter. The Prothonotary is directed to refund to the Defendant $119.58.

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

Apr. 26, 1991 copies of order put in James Irwin, Douglas Ferguson and Kathleen Nelson's box.

pro se

115.

MARY E. McBRIDE

vs.

SHAWN K. McBRIDE

Filed Feb. 6, 1989
@ 12:57 p.m.

Tax & entry Paid $50.50 ✓
Pro Co pd 3/21/89 9.00 ✓
State pd 3/21/89 10.00

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

1 copy

Feb. 6, 1989, Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy

Feb. 6, 1989, Notice of Intention to Request Entry of Divorce Decree filed. 1 copy

Mar. 21, 1989 Affidavit Of Service filed. Mary E. McBride deposes and says that the following facts in support of her affidavit of service are true and correct to the best of her knowledge and belief.

That a true and correct copy of the Complaint under Section 201(d) of the Divorce Code, Plaintiff's affidavit under Section 201(d) of the Divorce Code, Notice of Intention to request entry of Divorce Decree and a Defendant's counter affidavit under section 201(d) of the Divorce Code was mailed February 6, 1989 to the Defendant at his residence 11924 Foal Lane, Gaithersburg, Maryland 20878, postage prepaid, certified mail with restricted delivery to addressee and Notice to Defend was received by the Defendant on the 27th day of February, 1989 as is evidenced by a Return receipt signed by him for certified mail Article No. P 966-069-826 which said receipt is attached hereto.

Mary E. McBride

Mar. 21, 1989 Upon praecipe of Plaintiff For Review Under Section 201(d) of Divorce Code, this case moved to court.

Mar 29, 1989 Order filed: The plaintiff is acting pro se in processing her own divorce action and praecipes the same to the court for review for a 201(d) divorce. Apparently, the divorce is uncontested, and notice of intention to request entry of a divorce decree mandated by the recent amendment to rule 1920.73 has been filed after appropriate service on the defendant.

However, the divorce is not in a posture that the Court can grant the same. As we note, the affidavit required by Rule 1920.72(c) has not been filed. In this regard, we note that Paragraph 9 of the plaintiff's complaint states that the plaintiff will submit said affidavit alleging that the parties have lived separate and apart for at least three years. Perhaps the plaintiff assumed that the newly required "Notice of Intention to Request Entry of Divorce Decree" replaced the requirement to filed the Rule 1920.72 affidavit. Such is not the case. This affidavit serves the very useful purpose of establishing on the record that the parties have indeed lived separate and apart for three years, thus, meeting the requirements of a 201(d) divorce.

Accordingly, we will return this divorce to the Prothonotary's Office until said affidavit and proof of service upon the defendant is filed and made a part of the record in this case. Upon the filing of the same we will entertain a new praecipe for review without requiring a new notice and proof of service under Rule 1920.73.

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

Mar 30, 1989 Copies of order to Plaintiff and defendant.

Apr. 3, 1989 Plaintiff's Affidavit Under Section 201(d) ofthe Divorce Code filed.

Apr. 3, 1989 Upon praecipe of Plaintiff For Review Under Section 201(d) of Divorce Code, this case moved to court.

Apr. 11, 1989 Order of Judge P. Richard Thomas on April 11, 1989 filed.
Apr. 11, 1989 Copies given to plaintiff and mailed to defendant.

May 26, 1989 Defendant's Countre-Affidavit Under Section 201(d) of the Divorce Code filed.

June 5, 1989 **DIVORCE DECREE FILED.**

And now, June 5, 1989, it is ordered and decreed that Mary E. McBride, plaintiff, and Shawn K. McBride, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Allen and Hall
Stephen E. Hall

116.

BELINDA DIANE FOLMAR

vs.

SHAWN MICHAEL FOLMAR

COMPLAINT UNDER SECTION 201(c) OR 201(d)
OF THE DIVORCE CODE, & CLAIM FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

You, Shawn Michael Folmar, defendant, have been sued in court to obtain custody, partial custody, or visitation of the following child: Joseph Michael Folmar.

WILLIAM PINEO is hereby appointed mediator to hear this matter.

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

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

You are directed not to move the above child from the Com. of Pa. pending final order in this matter.

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

Crawford County Bar Association, Service to the Public Committee, c/o Prcthonotary, Office, Crawford County Courthouse, Meadville, Pa. 16335 - 814 724-4635.

BY THE COURT,
Robert L. Walker, J.

Filed Feb. 6, 1989
@ 1:18 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
William Pineo, Mediator	
Pro Co Pd 4-5-89	9.00
State Paid 4-5-89	10.00
Pro Co Pd 4/26/89	5.00

Feb. 6, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

March 8, 1989 CONSENT ORDER filed. And now, this 4th day of March, 1989, the parties hereto, Belinda Diane Folmar, plaintiff, and Shawn Michael Formar, defendant, have reached an agreement concerning custody and visitation with regard to their minor child, Joseph Michael Folmar, currently three (3) years of age, and desire that their agreement have the effect of a court order regarding custody and visitation, and therefore set forth hereunder their agreement and request the court to reveiw said agreement and approve the same as a court order:

1. The father, Shawn Michael Folmar, hereby acknowledges that he received by certified mail, restricted delivery, on Feb. 8, 1989 a true and correct copy of a complaint in divorce and claim for custody regarding the aforesaud Joseph Michael Folmar filed by the mother, plaintiff, Belinda Diane Folmar in the Court of Common Pleas of Crawford County, PA.

2. The mother shall have primary physical custody of the child.

3. The father shall have visitation rights with the child as follows:

(1) During the period of time defendant is incarcerated in the Mercer Regional Correctional Facility, he shall have the right of visitation with the child in the home of the mother for reasonable periods of time during any furlough period granted to him during his period of incarceration. The father shall not have the right to remove the child from the home of the mother during such periods of visitation unless he has the mother's express permission to do so.

(b) Upon the father's release from incarceration and being placed on parole, he shall have the right to visit with the child as the parties shall mutually agre; in no event, however, shall the defendant remove said child from the Commonwealth of Pennsylvania without express written permission of the mother.

4. 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 and neitehr shall do or say anything to balcken the character of the other in the eyes of said child. The party having the care of the child shall take care that his medical needs are seen to by reputable medical care workers.

5. The contacts necessitated between the partis by this order shall not be used by either party to harrass or annoy the other nor to assist upon caring on conversations on topics not acceptable to the other.

6. The parties shall share all information regarding the child's health, educaiton and major events in his life. Health care and school personnell are authorized to release to either party all confidential information.

7. The parties are free to make additional or alternative arrangements but only by mutual consent; otherwise this order shall govern.

In Witness Whereof, the parties hereto hereunto set their hands and seals the day and date above written.

Belinda Diana Folmar
Witnessed by: Shawn Michael Folmar
Thomas Price Duncan

AND NOW, March 8, 1989, the above agreement for custody and visitation having been reviewed by the court the same is hereby approved and shall take effect as the order of this court.

By The Court,
P. Richard Thomas, J.

March 8, 1989 Copy of Order to Atty. Stephen Hall and William Pineo.

Apr 5, 1989 Affidavit of Service filed: Stephen E. Hall, Esq. hereby verifies that he is attorney for Plaintiff, Belinda Diane Folmar, in the above-captioned divorce matter and that on February 6, 1989 he caused to be mailed a true and correct copy of the Complaint in Divorce by certified mail, restricted delivery to the defendant's place of residence, Mercer Regional Correctional Facility, 801 Bulter Pike, Mercer, Pa 16137, and that he received in due court the return receipt card dated February 8, 1989 bearing the signature of the Defendant. The original receipt for certified mail and return receipt card are attached hereto.

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

Date: April [illegible] Stephen E. Hall, Attorney for [illegible]

April 5, 1989 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Apr 5, 1989 Notice of Intention to Request Entry of Divorce Decree filed.

April 5, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the Divorce Code, this case is moved to court.

Apr. 11, 1989
DIVORCE DECREE FILED.

And now, April 11, 1989, it is ordered and decreed that Belinda Diane Folmar, plaintiff, and Shawn Michael Folmar defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Apr. 26, 1989, Notice of Election to Retake Maiden Name filed.
To Be Known AS:
BELINDA DIANE BARRETTA

(Continued above)

1989

Plate, Shapira, Hutzelman, Berlin, May Walsh and Brabender
Stephen H. Hutzelman

117.

BAYFRONT ASSOCIATES

vs.

EARL McGREGOR

Filed Feb. 6, 1989
@ 1:43 P.M.

Tax & entry Paid	$50.50
Sheriff's Costs	26.85
Pro Co Pd 6/13/89	5.00

COMPLAINT

1 copy (sheriff)

Feb. 28, 1989 Sheriff's Return filed. SERVED Earl McGregor personally by handing true copy of Complaint to himon February 27, 1989 at 11:05 AM at his residence, R.D.#4,Centerville, Crawford County,PA
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

June 8, 1989, Upon praecipe of plaintiff attorney, the above case is hereby settled and discontinued of record.

1989

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

118.

MARINE BANK

vs.

SANDRA SUE CHINN

Filed Feb. 7, 1989
@ 10:25 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's costs	25.15
Pro Co pd 3/31/89	9.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Feb. 23, 1989 Sheriff's Return filed. SERVED Sandra Sue Chinn personally by handing copy of Complaint to her on Feb. 17, 1989 at 4:11 p.m. at her residence, 1036½ Market St., Meadville, Crawford Co., PA.
So answers,
Edgar D. Householder, Chief Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Mar. 31, 1989 at 11:26 a.m., upon praecipe of plaintiff attorney, with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer, in the sum of Eight Thousand ONe Hundred Fifteen and 35/100 Dollars plus interest from Feb. 9, 198[illegible] atty. fees of $1,623.00 and costs.
Judgment entered 3/31/89
C - 153

Debt.....$8,115.35
Int. from 2/9/89
JUDGMENT
James F. Simmons,
Prothonotary

Revived to:
AD 1993-345

1989

Fuller, Kinnunen,
Petruso & Gamble
Victor J. Kinnunen

119.

RALF R. GROSS

vs.

BRENDA K. GROSS

Filed Feb. 7, 1989
@ 10:37 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 6/8/89	9.00
State paid	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb 23, 1989 Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124(b) filed: VICTOR J. KINNUNEN, being duly sworn according to law, deposes and says that he is an Attorney at Law, duly authorized to practice law in the Commonswealth of Pennsylvania and that on February 8, 1989, he sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to R.D. 1, Box 155A, Titusville, Pennsylvania 16354, the defendant's last known address. Said receipt, signed by Defendant, is attached hereto, indicating receipt on February 9, 1989.

Victor J. Kinnunen

June 2, 1989, Affidavit of Consent of plaintiff filed.

June 2, 1989, Affidavit of Consent of defendant filed.

June 2, 1989, Upon praecipe of plaintiff attorney, to Transmit the record, this case moved tocourt.

June 22. 1989 **DIVORCE DECREE FILED.**

And now, June 16, 1989, it is ordered and decreed that Ralf R. Gross, plaintiff, and Brenda K. Gross, defendnat, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Joseph F. Kulwicki

120.

MARIE M. WALKER

vs.

ROBERT O. WALKER

COMPLAINT UNDER 201(d) OF THE DIVORCE CODE

1 copy (atty)

Filed Feb. 7, 1989
@ 11:49 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 6/21/89	9.00
State pf 6/21/89	10.00

Feb. 7, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Feb. 14, 1989 Affidavit filed. Terri Richter, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, Esquire and as such, on February 8, 1989, she placed a certified copy of the Divorce Complaint and a certified copy of Notice to the Defendant in the matter above captioned in the US Mail, certified mail, restricted delivery, being certified mail item number P 724 954 527, addressed to the defendnat, Robert O. Walker, North Park Manor, Park Avenue Extension, Meadville, PA 16335. On February 10, 1989, the signature card for the said certified mail item number was returned to the office of Joseph F. Kulwicki, bearing the signature of Robert O. Walker by an "X", said signature being witnessed by Lucy Coursen, as having received same. The receipt and signature card for certified mail item number P 724 954 527 are attached hereto and made a part hereof.

FURTHER AFFIANT SAITH NOT. Terri Richter

Mar. 8, 1989, Affidavit of Service of Notice of Intention to Request Entry of Divorce Decree and Defendant's Counter-Affidavit filed.

June 20, 1989, Upon praecipe of plaintiff attorney, for review under section 201(d) of the divorce code, this case moved to court.

June 27, 1989, ORDER filed. This 201(d) divorce has been praeciped tothe court and we note initially that a copy ofthe notice tothe defendant required by amended Rule 1920.42(c) (1) is not atta ched to the praecipe as required by said Rule'. This technical oversight can easily be corrected by the filing of a copy of said notice to complete the record in this case.

Our prime ocncern in considering this divorce is the proof of service restricted delivery return card. The signature of the defendant appears to be either an "X" or a "J" which was apparently witnessed by Lucy Coursen. Service was made to the defendant at North Park Manor, which apparently has changed its name to Meadville Care Center and operates as alicensed nursing home. The courts concern is that with an unintelligible signature and residence in a nursing home, the defendant was competent to the degree that he understood the nature of the divorce papers served upon him We are reluctant to ascertain this fact sua sponte and, a ccordingly, we hereby set a hearing for July 17, 1989, for the purpose of ascertaining the competence of the defendant to understand the nature of the legal papers he received and the consequences of the court granting the 201(d) divorce.

A copy of this order shall be mailed regular mail tot he defendant at the Meadville Care Center address, and a copy of this order shall be mailed to the Superintendent of said nursing home by counsel for the plaintiff.

Date: June 26, 1989

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

June 27, 1989, three copies of order put in box of Atty. Kulwicki.

June 28, 1989 Affidavit of Service of Court Order dated June 26, 1989 filed.

June 28, 1989 Notice of Intention to Request Entry of Divorce Decree filed.

July 20, 1989 Order filed. AND NOW, July 17, 1989, at the time set for hearing regarding this Court's Order of June 26, 1989, the Court is advised that the Defendant is in the nursing home with a stroke and has difficulty communicating. At the time he was served with divorce papers, his daughter, virginia Kralj, contacted Crawford County Bar Association Legal Aid who apparently assigned Anthony Vardaro to represent the Defendant, who appears to be indigent.

The Court is advised that Mr. Vardaro had some contact with the Defendant and that apprarently once certain personal property was returned to him, he had no objection to the divorce. Appraretly, Attorney Vardaro and Kulwkci communicated regarding this matter.

The Court's concern is that there is nothing on this record that indicates this fact and, accor dingly, the Court now appoints Attorney Anthony Vardaro as Guardian ad Litem for Robert Walker, the Defendant in this divorce action. As Guardian ad Litem, it Attorney Vardaro believes the Defendant is aware of the divorce proceedings, wants the divorce, and that there are no marital assets to divide between the parties he mau file an affidavit to this effect with the records in this case and the Court will re-entertain the divorce on a new praecipe within ten (10) days.

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

July 20, 1989 copy put in Atty's box.

July 21, 1989 Affidavit filed. Anthony J. Vardaro, being duly sworn according to law, deposes and says that in February, 1989, he was contacted by the Crawford County Bar Association Service to the Public Committee to provide a pro-bono consultation with the Defendant, Robert O. Walker, at North Park Manor, Meadville, Pennsylvania, and on March 7, 1989, provided such consultation at the North Park Manor. At that time and place, your deponent met with Robert O. Walker and discussed the divorce proceeding filed by Marie M. Walker and to the best of your deponent's knowledge and belief, Robert O. Walker understood the divorce proceeding and stated that he wished for the divorce to go through and did not wish to contenst the same.

And further your deponent saith naught. Anthony J. Vardaro

July 26, 1989 Upon Praecipe of Plaintiff Attorney For REview Under Section 201(d) of Divorce Code, this case is moved to Court.

Aug. 1, 1989 **DIVORCE DECREE FILED.**

And now, August 1, 1989, it is ordered and decreed that Marie M. Walker, plaintiff, and Robert O. Walker, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Bukac and Toomey
Terry Toomey

121.

Douglas Ferguson

JAMES L. CRAWFORD

vs.

DIANE M. CRAWFORD

Filed Feb. 7, 1989
@ 1:04 p.m.

Tax & entry Paid	$50.50 ✓
2 counts paid	30.00 ✓
Pro Co pd 11/15/89	15.00 ✓
Mediation Costs	137.50
Pro Co Pd 2/13/90	9.00 ✓
Pro Co pd 5/29/91	9.00 ✓
State pd 5/29/91	10.00

2/13/90 Recd. $68.50 from Plaintiff
Recd 2-1-90
$68.50
William Stoltz
3/16/90 Recd. $68.50 from Defendant
Recd 4-4-90
$68.50
William Stoltz

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY

1 copy (atty)

May 3, 1989 Petition For Alimony Pendente LIte, Counsel Fees, Costs and Expenses and Order filed. AND NOW, this 3rd day of May, 1989, upon consideration of the foregoing petition is hereby ordered and decreed a rule to show cause if any he should have why he should not be ordered to pay reasonable attorney's fees, costs and expenses and an addition thereto Alimony Pendente Lite.

A copy of this petition and order setting forth the date and time of hearing shall be served upon the Plaintiff's attorney of record Terry Toomey. Returnable for hearing: May 22, 1989 at 9:00 a.m.

Robert L. Walker, J

May 5, 1989 Copies of order put in box for Terry Toomey and Douglas Ferguson

May 23, 1989 Order filed: AND NOW, May 22, 1989, alimony pendente lite in the amount of $25.00 per week is awarded commencing with the week of May 21, 1989. Any time the weekly alimony pendente lite payments fall in arrears for a period of fifteen (15) days or more, the defendant may request a transfer of this Order to the Domestic Relations Section for enforcement and the Plaintiff will be requred to sign a consent wage attachment.

The aforesaid alimony pendente lite Order will expire with payment due the week of August 6, 1989 and may not be continued without further Order of Court.

The Court awards attorney fees to the wife in the total amount of $400.00, with payments to be made as follows: $150.00 June 1, 1989, $100.00 June 15, 1989 and $150.00 July 1, 1989. This Order for attorney fees is made without prejudice to the Master in this divorce case or the Court to apportion the parties' attorneys fees equitably as the evidence may warrant.

The Plaintiff is DIRECTED to pay $15.00 costs on the petition for alimony pendente lite and counsel fees, with sum to be paid this date at the Prothonotary's Office.

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

May 24, 1989 Copies of order to Attys. Toomey and Ferguson. (Put in boxes.)

Oct. 13, 1989 Motion For Appointment of Child Custody Mediator filed.

Oct. 13, 1989 NOTICE AND ORDER OF COURT filed. You, Dianne M. Crawford, Defendant, have been sued in Court to obtain custody of the children:

Raun Crawford

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo, Child Custody Mediator.

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

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

Crawford County Bar ASsociation
Service to the Public Committee
c/o Prothonotary
Courthouse
Meadville, PA 16335 Telephone 724-4636

Date: Oct. 13, 1989

BY THE COURT:
Robert L. Walker, J.

Oct. 13, 1989 Copies of Order to Attys. Terry Toomey, Douglas Ferguson, William Pineo.

Nov. 29, 1989 Temporary Order filed. AND NOW, this 27 day of November, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

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

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

3. T he mother shall have primary physical custody of Raun Crawford and the father shall have primary physical custody of Ryan Crawford. Raun shall visit his father on alternate weekends, beginning with weekend of November 25, from Saturday at 9:00 a.m. through Sunday at 7:00 p.m. Ryan shall visit his mother on alternate weekends starting with December 2, from Saturday at 9:00 a.m. through Sunday at 7:00 p.m. and in this way, the children shall see each other each weekend and each child shall have visitation at the home of the parent with whom he does not reside, on alternate weekends.

4. Holiday visitation shall be arranged as follows: The major holidays are defined as Thanksgiving, Christmas, New Year s Day, Easter, Memorial Day, Independence Day , and Labor Day. Holiday visitation periods shall begin at noon and end at 8:00 p.m. The children shall spend the Thanksgiving visitation period with their father and the parties shall thereafter alternate the holidays. The party not having visitation of Christmas shall have visitation on Christmas Eve from 4:00 p.m. until 9:00 p.m. Holiday visitations shall take precedence overthe other provisions of this Order relating to the custodial and visitation periods.

5 . Each party shall have the right to visitation and temporary physical custody of both children for a two-week period each summer. Each party shall notify the other thirty (30) days in advance of the two -week period that he or she wishes to select.

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

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

8. Neither party shall use illegal drugs or be under the influence of alchol at any time when said party has the care and custody of the subject minor children.

Continued on Page 593

122

1989

William J. Gregg

122.

Kirkpatrick & Lockhart
Donald E. Seymour
Chris M. Temple

Gordon R. Miller

Fuller, Kinnunen, Petruso & Gamble
JOhn D. Petruso

WILLIAM J. YOUNG

vs.

POWER PIPING COMPANY

Filed Feb. 7, 1989
@ 2:54 p.m.

Tax & entry Paid	$50.50 ✓
Sheriffs Costs	42.00
Pro Co pd. 8-20-90	5.00 ✓

COMPLAINT

1 copy (atty)

Mar. 20, 1989 Defendant's Answer, New Matter and Counterclaim filed.

Mar. 31, 1989, Sheriffs Return filed. Before me, the undersigned authority, personally appeared William Campbell, who being duly sworn according to law, deposes and says that on the 28 day of Feb. 1989 at 12:57 p.m. he served complaint at No. 122 Term 1989, Crawford County, Pa. upon defendant Power Piping Co. at 829 Beaver Ave. Pgh By making known contents thereof to Joan Waldernmudt, Sec. and handing and leaving with her the cert. copy received from Crawford county.
So answers, William Campbell, Dep. Sheriff
Eugene L. Coon, Sheriff
Served Power Piping Co. by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service attached. Served: Feb. 28, 1989. Howard N. Stewart, Sheriff

May 25, 1989 Answer to New Matter and Counterclaim filed.

June 9, 1989, Oral Deposition of William J. Young - Tues. June 6, 1989 - filed.

Feb. 16, 1990, Appearance of Fuller, kinnunen, Petruso and Gamble, by JOhn D. Petruso, attorneys for defendant filed.

Apr. 25, 1990 Notice Of Service Of Defendant's First Set Of Interrogatories Directed To Plaintiff, William J. Young filed.

Aug. 20, 1990 Upon Praecipe of Plaintiff's Attorney, William J. Gregg, the above-captioned case is marked settled and discontinued of record.

1989

Ferguson, Spataro & Rowden
J. Wesley Rowden

123.

HOLLY L. WILLIS

vs.

RICHARD L. WILLIS

Filed Feb. 7, 1989
@ 3:36 p.m.

Indigent filing	
Sheriff's costs	$19.00
Pro Co Pd 10/4/89	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb 8, 1989 Petition to Proceed In Forma Pauperis and Order filed: AND NOW, this 6th day of February, 1989, the within Petition is granted and Holly L. Willis is granted leave to proceed in forma pauperis with a divorce action, reserving to right to assess costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Feb 8, 1989 Copies of order to Attys Rowden.

Feb. 23, 1989 Sheriff's Return filed. SERVED Richard L. Willis personally by handing a true copy of the Complaint in Divorce to him on February 17, 1989 at 2:25 PM at his residence, 199 Walker Dr., Meadville, Crawford Co., Pa. 16335.
So answers,

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

June 9, 1989, Affidavit of Consent of Plaintiff filed.

June 22, 1989 Affidavit of Consent of Defendant filed.

June 22, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record- Section 201(c) of the Divorce Code, this case moved to court.

June 28, 1989 **DIVORCE DECREE FILED.**

And now, June 28, 1989, it is ordered and decreed that Holly L. Willis, plaintiff, and Richard L. Willis, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Oct. 3, 1989, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS:
HOLLY L. STERNER

1989

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

124.

SPAULDING'S, INC.

vs.

DEAN STOVER AND ROBIN STOVER, INDIVIDUALLY AND t/d/b/a PINEGROVE RESTAURANT

Filed Feb. 8, 1989
@ 2:58 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	71.80
Pro Co Pd 4/24/89	9.00

COMPLAINT

3 copies (atty)

Mar 31, 1989 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 14th day of February, 1989, at 9:05 A.M. he served Notice to Defend and Complaint in Civil Action, filed AD 1989-124, Crawford Co., Pa, upon defendant Pinegrove Restaurant at R.D.#1, Venus, Pa., by making known the contents thereof to Dean Stover, Agent in charge/owner and handing to and leaving with him the certified copy of the Complaint received from Howard N. Stewart, Sheriff of Crawford County.

Mark D. London, Deputy Sheriff
Gene Price, Sheriff

Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 14th day of February, 1989, at 9:05 A.M. he served Notice to Defend and Complaint in Civil Action filed at AD 1989-124, Crawford Co., Pa., upon defendant Robert Stover at R.D.#1, Venus, Pa. by making known the contents thereof to Dean Stover, Adult in charge/husband and handing to leaving with him the certified copy of the Complaint received from Howard N. Stewart, Sheriff of Crawford County.

Mark D. London, Deputy Sheriff
Gene Price, Sheriff

Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 14th day of February, 1989, at 9:05 A.M. he served Notice to Defend and Complaint in Civil Action filed at AD 1989-124, Crawford Co., Pa, upon defendant Dean Stover at R.D.#1, Venus, Pa. by making known the contents thereof to Dean Stover, in person and handing to and leaving with him the certified copy of the Complaint received from Howard N. Stewart, Sheriff of Crawford County.

Mark D. London, Deputy Sheriff
Gene Price, Sheriff

SERVED Dean Stover by deputizing the Sheriff of Venango Co., Pa as per his affidavit of service attached. Served: February 14, 1989.

SERVED Robin Stover by deputizing the sheriff of Venango County, Pa as per his affidavit of service attached. Served: February 14, 1989.

SERVED Pinegrove Restaurant by deputizing the Sheriff of Venango County, Pa as per his affidavit of service attached. Served: February 14, 1989.

So answers, Howard N. Stewart, Sheriff

And Now, April 24, 1989, at 2:50 p.m., upon praecipe of plaintiff attorney, with certificate of service and copy of default notice attached, Judgment is hereby entered in favor of the plaintiffs and against the defendants in the sum of Eight Hundred Twenty One and 24/100 Dollars, plus interest and cost of suit.

Judgment entered - 4/24/89
S - 45, 145
P. - 183

Debt -- $821.24
JUDGMENT
James F. Simmons,
Prothonotary

Apr. 27, 1989, notice of entry of judgment mailed to defendants.

Ex 1989-124

1989

Watts, Pepicelli,
Youngs and Youngs PC
Lisa Pepicelli Youngs

125.

NORMAN C. WILLIAMS AND
BARBARA A. WILLIAMS, HIS
WIFE

vs.

ROBERT E. ANDERSON

Filed Feb. 8, 1989
@ 4:11 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	108.10
Pro Co pd 9/5/89	9.00

COMPLAINT IN FORECLOSURE

1 copy (atty)

Feb. 28, 1989 Motion For Special Order Of Court For Service by Publication and Order filed. AND NOW, this 28th day of February, 1989, upon consideration of the foregoing Motion for Special Order of Court for Service by Publication, and attached Affidavit, it is hereby ordered that Defendant, Robert E. Anderson, his heirs and assigns, shall be served notice of the Complaint in Foreclosure by publication by advertising said notice one time in the Crawford County Legal Journal and one time in the Meadville Tribune. The said published notice shall be in the form set forth in Pennsylvania Rules of Civil Procedure 430(b)

BY THE COURT,
Robert L. Walker, J

Feb. 28, 1989 Copy of order to Lisa Youngs

June 19, 1989 Sheriff's Return filed. SERVED Notice of Complaint in Mortgage Foreclosure by advertising legal notice once only on March 29, 1989, a Wednesday. Proof of publication attached from Crawford County Legal Journal and The Meadville Tribune.
So answers, Howard N. Stewart, Sheriff

Aug. 2, 1989 Motion For Special Order and Order filed. AND NOW, this 2 day of Aug., 1989, upon consideration of the foregoing Motion for Special Order of Court for Service by PUblication, it is hereby ordered that all notices required to be given to Defendant, Robert E. Anderson, in connection with the above matter shall be served by publication by advertising said notice one time in the Meadville Tribune and one time in the Crawford County Legal Journal pursuant to Pa. R.C.P. Rule 430(b)

BY THE COURT,
P. Richard Thomas, J

Aug. 4, 1989 Copy of order put in Lisa Pepicelli Youngs' box.

Sept. 5, 1989 Certification filed. I, LISA PEPICELLI YOUNGS, Counsel for Plaintiffs, Norman C. Williams and Barbara A. williams, do hereby certify that theComplaint in Foreclosure in this action was served upon Defendant in accordance with Court Order dated February 28, 1989 by the Sheriff by publication one time in each the Meadville Tribune and the Crawford County Legal Journal on Wednesday, March 29, 1989; that more than twenty (20) days have passed without appearance by Defendant; that Defendan thas been served with Notice of Default pursuant to Pa. R.C.P. 237.1, also by publication, pursuant to Order of Court dated August 2, 1989, published August 23, 1989, in each the Meadville Tribune and the Crawford county LEgal Journal, and that more than ten (10) days have passed without appearance by Defendant.

Lisa Pepicelli Youngs

And Now, Sept. 5, 1989 at 10:28 a.m. upon praecipe of Plaintiff Attorney, 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 Fifty-seven Thousand Five Hundred and 00/100 plus interest and cost of suit.

A-201
judgment entered 9/5/89

Debt $57,500.00
Judgment
James F. Simmons
Prothonotary

May 18, 1990 This Judgment Satisfied. (All papers filed)

1989

C. Barton Jones

~~Gordon R. Miller~~ (withdrawn)

126.

Douglas W. Ferguson

DENIS E. ALEXATOS t/a
VERNON CONSTRUCTION

vs.

FRENCH'S INC.

Filed Feb. 9, 1989
@ 12:02 p.m.

Tax & entry Paid $50.25
Pro co Pd 11/27/91 15.00
Pro Co. Pd 4-29-92 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT VOGAN, MAGISTERIAL DISTRICT 30- 3- 02

Feb. 9, 1989, Rule Entered upon the plaintiff to file Complaint, Issued.

Feb. 10, 1989, Proof of Service filed.

May 3, 1989 Complaint filed.

May 13, 1991, Appearance of C. Barton Jones, attorney for plaintiff filed.

May 13, 1991 Upon praecipe of plaintiff attonrey, appearance of Gordon R. Miller, for plaintiff, withdrawn.

Sept. 30, 1991 Defendant's Answer To Plaintiff's Complaint filed. (1 copy atty.)

Nov. 25, 1991 Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: ~~James R. Irwin Ch.~~
Richard D. Roeder
William Gregg
Joseph Barnhart, Chairman

Jan. 24, 1992, Arbitrators Take the Qualifying Oath.

Feb. 13, 1992 Notice Of Hearing filed.

April 3, 1992 Decision of the Arbitrators filed in which they find in favor of the plaintiff and award $1,000.00 damages.
F-184 DECISION OF ARBITRATORS
Decision entered - 4/3/92 Barbara H. King, Pro.
April 9, 1992, copies of decision to plff and dff counsel.

Apr. 29, 1992 Upon praecipe of Plaintiff attorney the above-captioned case is marked settled and discontinued of record.

1989

Fuller, Kinnunen,
Petruso & Gamble
Victor J. Kinnunen

127.

JAMES W. GIFFORD

vs.

MARJORIE R. GIFFORD

Filed Feb. 9, 1989
@ 1:09 p.m.

Tax & entry Paid	$50.50
Pro Co Pd 6-23-89	9.00
State Pd 6-23-89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb 23, 1989 Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124(b) filed: VICTOR J. KINNUNEN, being duly sworn according to law, deposes and says that he is an attorney at law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on February 10, 1989, he sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to 626 West Central Avenue, Titusville, Pennsylvania 16354, the Defendant's last known address. Said receipt, signed by Defendant, is attached hereto, indicating receipt on February 11, 1989.

Victor J. Kinnunen

June 22, 1989 Affidavit of Consent of Plaintiff filed.

June 22, 1989 Affidavit of Consent of Defendant filed.

June 22, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

July 13, 1989 DIVORCE DECREE FILED.

And now, July 13, 1989, it is ordered and decreed that James W. Gifford, plaintiff, and Marjorie R. Gifford, defnedant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

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

128.

MARQUETTE SAVINGS
ASSOCIATION

vs.

DENNIS E. PHILLIPS AND
VICKI J. PHILLIPS,
MORTGAGORS AND
DANIEL A. TRACE AND
BETTY L. TRACE, Terre Tenants
owner
Timothy Stoke / party dft.

Filed Feb. 9, 1989
@ 1:50 p.m.

Tax & entry Paid $50.50
Sheriff's Costs 48.95
Sheriffs costs 60.92
Sheriff's Costs 24.00
Pro Co pd 9-6-89 9.00
Pro Co pd 2-26-98 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

Feb. 9, 1989, Affidavit of Non Military Service of Defendants filed.

Mar. 7, 1989 Sheriff's Return filed. Personally appeared before me, T. E. Llewellyn, a deputy for FRANK POLICARO, JR., Sheriff of Beaver County and in the Commonwealth of Pennsylvania, who being duly sworn according to law, deposes and says that he made diligent searach and inquiry for Dennis E. Phillips and Vicki J. Phillips at 284 Sutherland Place, Beaver, PA 15009 Pennsylvania, and elsewhere on the 14th day of February, A.D. 1989, up to and including the 15th day of February A.D., 1989, and was unable to find the said Dennis E. Phillips and Vicki J. Phillips anywhere within the said County of Beaver, Pennsylvania. Attempts Made, No Answer, Defendants Moved.
So answers, T. E. Llewellyn, Deputy Sheriff
Frank Policaro, Jr., Sheriff

Not Found, as to Dennis E. Phillips and Vicki J. Phillips, defendants, as per affidavit received from Sheriff of Beaver County, PA and hereto attached.
SERVED Daniel A. Trace personally on March 3, 1989 at Sheriff's Office, Crawford County Courthouse, Meadville, PA
SERVED Betty L. Trace, personally on March 2, 1989 at her residence, R.D.#1, Saegertown, Crawford County, PA
So answers, Robert K. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 27, 1989, Motion to Amend Complaint Adding Party Defendant and order filed. ORDER OF COURT: And now, Mar. 27, 1989, Leave is hereby granted to the plaintiff to add Timothy Stoke as a party defendant in the above mortgage foreclosure ACTION AND AN APPropriate amended complaint shall be allowed. Robert L. Walker,
Judge

Mar. 28, 1989, copy of order to C. Swick, Esq.

Apr. 3, 1989 Amended Complaint in Mortgage Foreclosure filed.

**

April 26, 1989, Sheriffs Return filed. (Amended Complaint) NOT Found, as to defendants Dennis E. Phillips and Vicki J. Phillips, as per Affidavit received form Sheriff of Beaver County and hereto attached.
Served Betty L. Trace personally on Apr. 12, 1989, at 11:08 a.m. by handing a copy of the Amended Complaint in Mortgage Foreclosure to her at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.
Served Daniel A. Trace personally on Apr. 26, 1989 at 10:55 a.m. by handing copy of the Amended Complaint in Mort. Foreclosure to him at Sheriffs office, Crawford Countycourthouse, Meadville, Pa.
** Personally appeared before me, T. E. Llewellyn a deputy for Frank Policaro, Jr. Sheriff of B eaver County and in the Com. of Pa. who being duly sworn according to law, deposes and says that he made didigent search and inquiry for Dennis E. Phillips and Vicki J. Phillips at 248 or 284 Sutherland place, Beaver, Pa. 15009, Pa. and elsewhereon the 6th dayof April and up to and incl. the 7th dayof April 1989, and was unable to find the said Dennis E. Phillips and Vicki J. Phillips anywhere within the said County of Beaver, Pa. Defendants moved, no forwarding address.
T. E. Llewellyn, Dep. Sheriff
So answers, Frank Policaro, Jr. Sheriff
So answers, Catherine I. Allen, deputy Sheriff
Howard N. Stewart, Sheriff

June 5, 1989, Complaint Reinstated.

June 21, 1989 Complaint In Mortgage Foreclosure filed. (Legal Notice)

June 21, 1989 Affidavit filed. Before me, the undersigned authority, a Notary Public, in and for the said County and Commonwealth, personally appeared CHARLES J. SWICK, who being duly sworn accor ding to law, deposes and says that the Defendants' last known address was the best of his knowledge and belief:

Timothy Stoke
P.O. Box 278
Steinhatchee, FL 32359 248

Dennis E. Phillips, Vicki J. Phillips
Sutherland Place
Beaver, PA 15009

Plaintiff has exhausted all possible efforts in trying to obtain address for said defendants by the following methods:
1) By telephoing directory assistance in Butler, Pennsylvania and Steinhatchee, Florida;
2) By telephoning the U. S. POst Offic in Butler, PA and Steinhatchee, FL
3) By telephoning the voter's registration office in Butler, PA and Steinhatchee, FL
4) By telephoning the Credit Bureau
5) By telephoning all parties in the local telephone directory by the surname of Stoke and Phillips
Charles J. Swick

June 21, 1989 Petition For Service Pursuant to Rule 430 of the Pennsylvania Rules of Civil Procedure filed.

June 21, 1989 Special Order filed. AND NOW, this 21st day of June, 1989, pursuant to Rule 430 of the Pennsylvania Rules of Civil Procedure an order is hereby entered permitting service of process upon the Defendants Vicki J. Phillips and Timothy Stoke by publication. Said service of process by publication shall be made by advertising once in the Crawford County Legal Journal and once in the Meadville Tribune. Robert L. Walker, J
June 21, 1989 copy of order put in Charles Swick box.

June 21, 1989 Affidavit Under Act No. 91 of 1983 filed.

June 28, 1989 Sheriff's Return filed. Not Found as to within named defendant. Papers returned from Beaver County, pas per request from Atty. Charles Swick.
So answers, Howard N. Stewart, Sheriff

Continued on the next page

1989

128
A

Marquette Savings vs. Phillips al A.D. 1989 - 128 Foreclosure

And Now, Sept. 6, 1989 at 11:42 am, upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Fourty-two Thousand One Hundred Sixty-two and 12/100 plus interest and cost of suit.
P-41-161; S-165; T-44-24
Judgment entered Sept. 6, 1989

Debt $42,162.12
Int. from February 28, 1989
Judgment
James F. Simmons
Prothonotary

Ex. 1989-95

Oct 16, 1989 Affidvit of Service filed: I, Roberta J. Phillips, being duly sworn according to law depose and say that I did on the 1st Day of August 1989, at twelve o'clock p.m. personally accept service of a certified copy of the Complaint in the above captioned matter for Dennis E. Phillips, Defendant at our home address of P.O. Box 284, Chester, West Virginia 26034.

Further deponent saith not. Roberta J. Phillips

Feb. 25, 1998 Upon praecipe of Planitiff Attorney the above matter is marked settled and discontinued of record.

128
B

1989

1989

Bozic and Thomas
David P. Truax

129.

BETTE J. (ALLEN) BOWMAN

vs.

BILL MICHAEL BOWMAN

Filed Feb. 9, 1989
@ 4:20 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co pd 6/14/89	9.00 ✓
State Pd 6/14/89	10.00
Pro Co pd 6/22/89	5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Mar. 1, 1989 Affidavit of Service of Complaint In Divorce filed. DAVID P. TRUAX, Esquire, being duly sworn according to law, deposes and says that on February 15, 1989, he sent a true and correct copy of the Complaint In Divorce, properly endorsed with the Notice To Defend, filed in the above action to the Defendant, Bill Michael Bowman, at the Defendant's last known address of c/o Mr. & Mrs. Joseph Barretta, 556 Randolph Street, Meadville, PA 16335, by Certified Mail No. P 724 952 090, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as February 28, 1989. David P. Truax

June 5, 1989 Affidavit of Consent of Plaintiff filed.

June 7, 1989 Affidavit of Consent of Defendant filed.

June 8, 1989 Upon praecipe of Plaintiff Attorney, For Review Under §201(c) of the Divorce Code, this case moved to court.

June 20, 1989 **DIVORCE DECREE FILED.**

And now, June 20, 1989, it is ordered and decreed that BETTE J. (ALLEN) BOWMAN, plaintiff, and BILL MICHAEL BOWMAN, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

June 21, 1989 Notice Of Election To Retake Former Name filed. Bette J. Allen Bowman
TO BE KNOWN AS: Bette J. Allen

1989

Gordon R. Miller

130.

GORDON R. MILLER

vs.

AGNEW'S FEED AND SEED, INC.

Filed Feb. 9, 1989
@ 4:22 p.m.

Pro Simmons Paid	$15.00
plff on orig.	9.25
Sheriff's costs	27.00
Pro co Pd 1/25/90	9.00

WRIT OF REVIVAL

of

DSB 1984 - 111

Revival of Judgment indexed against the defendant in the amount of One Thousand Six Hundred Eighty Three and 99/100 Dollars with interest from Feb. 9, 1984.

Debt --------$1,683.99
Int. from----Feb. 9, 1984
A - 183-----REVIVAL OF JUDGMENT
James F. Simmons, Pro.

Issued (sheriff)

Feb. 17, 1989 Writ Return filed. SERVED Agnew's Feed & Seed, Inc. on Feb. 13, 1989 at 11:05 AM by handing copy of WRit of Revival to Mike Agnew, person in charge, at their place of business, Erie St., Linesville, Crawford Co. Pa.
So answers,

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

And Now, Jan. 23, 1990, at 8:41 a.m., upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of plaintiff and against the defendant in the amount of One Thousand Six Hundred Eighty Three and 99/100 Dollars with int. from 2/9/84.
Judgment entered - 1/23/90
A - 183 JUDGMENT
James F. Simmons
Prothonotary

1989

Brian J. Lindsay

131.

CRYSTAL A. YODER

vs.

DAVID S. YODER

Filed Feb. 10, 1989
@ 3:07 p.m.

Tax & entry Paid	$40.50
bal Pd 2/17/89	10.00
Pro Co pd 9/18/89	9.00
State pd 9/18/89	10.00
Pro Co 10/10/89	5.00

COMPLAINT UNDER SECTION 201(c) AND 201(d)-DIVORCE CODE

1 copy (atty)

Mar. 2, 1989, Affidavit filed. I, Brian J. Lindsay, Esq. after being duly sworn according to law, deposes and say that I am the atty. of record for plff. and as such I am authorized to execute this affidavit. That I did on the 22nd day of feb. 1989, send by Cert. Mail, addressee Only, Return Receipt Requested, a true and correct copy of the notice and complaint to Defendant David S. Yoder, at his last known address of R. D. #5, box 308, Geneva Road, Meadville, Pa. 16335, as evidenced by the attached sender's receipt No. P 446 365 393, and that on the 1st day of March 1989, I did receive the duly executed ret. rec. dated the 28th day of Feb. 1989.

I verify that the statement made in affidavit are true and correct.

Dated: 3/1/89 Brian J. Lindsay, Esq.

July 10, 1989 Affidavit Of Consent of Plaintiff filed.

August 16, 1989 Affidavit of Consent of Defendant filed.

Sept. 18, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that CRYSTAL A. YODER, plaintiff and DAVID S. YODER, Defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker ,J

Oct. 5, 1989 Notice Of Election To Retake Maiden Name filed. Crystal A. Yoder TO BE KNOWN AS: Crystal A. Fisher

Jorden and White
Harry Faber White II

132.

KATHERINE CREEDON

vs.

EDWARD P. CREEDON

Filed Feb. 10, 1989
@ 3:11 p.m.

Tax & entry Paid	$50.50
Pro Co pd 10/25/89	9.00
State pd 10/25/89	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Mar 14, 1989 Affidavit of Service filed: HARRY Faber White II, ESQUIRE, attorney for plaintiff, Katherine Creedon in the above-captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Plead, and Cmplaint under Section 201(c) of the Divorce Code upon the defendant Edward P. Creedon, by certified mail, return receipt requested on February 17, 1989, at the defendant's address, Box 28, 4047 Main Street, Scotland, Pennsylvania, 17254. The defendant's acceptance of the same is attached hereto.

Harry Faber White,
Attorney for Plaintiff

June 28, 1989 Affidavit of Plaintiff Under Section 201(c) of the Divorce Code filed.

July 25, 1989 Affidavit of Defendant Under Section 201(c) of the Divorce Code filed.

Oct. 24, 1989 UPon praecipe of Plaintiff Attorney To Transmit Record Section 201(c) of the Divorce Code, this case moved to court.

Oct. 30, 1989 DIVORCE DECREE FILED.

And now, October 30, 1989, it is ordered and decreed that Katherine Creedon, plaintiff and Edward P. Creedon, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Jorden and White
Harry Faber White II

133.

SUSAN E. PETRILLO

vs.

GARY L. PETRILLO

Filed Feb. 10, 1989
@ 3:13 p.m.

Tax & Entry Paid	$50.50
Pro Co pd 5/26/89	9.00
State pd 5/26/89	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copyy(atty)

Feb. 24, 1989 Acceptance Of Service filed. AND NOW, this 15th day of February, 1989, comes Gary L. Petrillo, and accepts service of a Complaint in Divorce, filed at the above term and number, and alleging grounds for a divorce pursuant to Section 201(c) of the Divorce Code, with the full force and effect of service of the same upon him pursuant to the Pennsylvania Rules of Civil Procedure.
Gary L. Petrillo

May 19, 1989 Affidavit of Consent of Plaintiff Under Section 201(c) of the Divorce Code filed.

May 19, 1989 Affidavit of Consent of Defendant Under Section 201(c) of the Divorce Code filed.

May 25, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, Section 201(c) of the Divorce Code, this case moved to court.

June 12, 1989 **DIVORCE DECREE FILED.**

And now, June 12, 1989, it is ordered and decreed that SUSAN E. PETRILLO, plaintiff, and GARY L. PETRILLO, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
Robert L. Walker, J

1989

William J. Gregg 134. pro se Watts, Pepicelli, Youngs & Youngs Alan L. Pepicelli	RICHARD W. DENNIS AND ROBERT TURNER, d/b/a CLASSIC SALES vs. ARTHUR W. CERVI, JR. Filed Feb. 10, 1989 @ 3:27 p.m. Tax & entry Paid $50.25 Pro Co pd. 5.00	APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT VOGAN, MAGISTERIAL DISTRICT 30- 3- 02 Feb. 10, 1989, Rule entered upon plaintiffs to file Complaint issued. Feb. 13, 1989, Proof of Service filed. Mar. 2, 1989, Complaint filed. 1 copy (atty) Mar. 20, 1989 Appearance of Watts, Pepicelli, Youngs & Youngs, PC by Alan L. Pepicelli for defendant filed. **Dec. 21, 1989, Upon praecipe of plaintiff attorney the above captioned case is marked settled and discontinued of record, with prejudice.**

1989

Blystone & Blystone
Peter E. Blystone

135.

PENNBANK

vs.

ALLEN J. BRADY AND BETTY E. BRADY

Filed Feb. 10, 1989
@ 4:12 p.m.

Tax & entry Paid $50.50 ✓
Pro Co. Pd 3/6/89 9.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (atty)

Feb. 10, 1989, Affidavit of Non Military Service filed.

Feb. 21, 1989 Affidavit Of Service filed.

1. The under signed, Peter E. Blystone, is attorney for Pennbank, plaintiff in the above captioned action of mortgage foreclosure.

2. The defendants, Allen J. Brady and Betty E. Brady, are adult individuals whose last known place of residence is 18407 North 17th Drive, Phoenix, Arizona, 85023.

3. On February 10, 1989, affiant mailed a true and attested copy of the Complaint in Action of Mortgage Foreclosure to each of the defendants addressed to their aforesaid last known address by certified mail posted at Meadville, Pennsylvania with delivery restricted to the addressee only.

4. The aforesaid certified mail items, being certified mail Article numbers P 724 950 690 and P 724 950 691, were delivered to and signed for by the respective addressees on February 13, 1989 as indicated by the mailing receipts and postal receipts attached hereto.

I hereby verify that the statements set forth in the foregoing are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Dated: 2/20/89 Peter E. Blystone

March 6, 1989 at 2:36 P.M., AND NOW upon Praecipe of Plaintiff Attorney, judgment is hereby entered in favor of the plaintiff and against the defendants, Allen J. Brady and Betty E. Brady, for failure to file an answer within twenty (20) days of the service of the complaint and assess the damages as follows:

Principal debt due pursuant to the terms of the mortgage and note	$20,122.24
Reasonable atty's fees of 5% of the mortgage debt in accordance with the contract terms	1,006.11
TOTAL PRINCIPAL DEBT AND ATTORNEY'S FEES	$ 21,128.35

Together with interest on the principal debt at the rate of 9.75% per annum from 8/20/88.

B-14,24
Judgment entered 3/6/89

Debt $21,128.35
Interest from 8/20/88
Judgment
James F. Simmons, Pro.

EXECUTION NO. 1989 - 28

1989

Legal Services
Margaret Eglinton

136.

KIMBERLY WESCOAT

vs.

CHARLES E. WESCOAT

Filed Feb. 13, 1989
@ 9:12 a.m.

Tax & entry	$50.50
Sheriff's Costs	17.00

PETITION FOR PROTECTION FROM ABUSE

5 copies (atty)

TEMPORARY ORDER:

AND NOW, this 13 day of Feb. 1989, upon presentation and consideration of the within petition, a hearing thereon is scheduled for the 22 day of Feb. 1989, at 11:00 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse in Meadville, Pa.

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

The Crawford county Sheriff Dept. is directed to serve a certified copy ofthis petition and order upon the defendant. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

The City of Meadville Police Dept. and/or the State Police of the Com. of Pa. are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means.

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

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

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

Crawford CountyBar Association, Ser. tothe Pub. Committee, c/o Prothonotary's Office, Meadville, Pa. 16335, 814 724- 4636.

BY THE COURT,
P. Richard Thomas, J.

Feb 22, 1989 Order filed: AND NOW, February 22, 1989, after hearing, the Defendant is ordered to refrain from abusing or threatening to abuse or harassing the Plaintiff. This Order shall not be deemed to prevent contact between the Defendant and his stepdaughters so long as there is no evidence of any abusive conduct of any kind.

This Orde shall remain in full force and effect for a period of one year.

Costs in this matter shall be paid by Crawford County.

The Pennsylvania State Police or any other agency having jurisdiction are authorized to enforce this Order.

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

Feb 22, 1989 Copies of order to Atty. Eglinton and Co. Control. and Defendant.

Mar. 31, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared William E. Hazlett, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 21st day of February, 1989,at 1:32 P.M., he served Order and Petition for Protections From Abuse with Temporary Order filed at NO. AD 1989-136 Term, 19, Crawford County Pennsylvania, upon defendnat Charles E. Wescoat at Route 8 South - County Line / Place of Visitation By making known the contents thereof to Charles E. Wescoat, Sr., in person and handing to and leaving with him the certified copy ofthe Order & Petition received from Howar N. Stewart, Sheriff Crawford County

So answers,

William E. Hazlett, deputy sheriff
Gene Price, Sheriff

SERVED Charles E. Wescoat by deputizing the Sheriff of Venango County, PA as per his affidavit of service attached. Served: february 21, 1989.

So answers,

Howard N. Stewart, Sheriff

William J. Gregg

137.

IN THE MATTER OF:
PETITION OF SUSAN HUTTON
AND ROBERT C. HUTTON,
HER HUSBAND, FOR
CHANGE OF NAME OF MINOR CHILD,
CRYSTAL DANIELLE BOSLEY

Filed Feb. 13, 1989
@ 9:39 a.m.

Tax & entry 2/14/89 $50.50 ✓
Pro co 3/1/89 9.00 ✓

Meadville Tribune and the Crawford County Legal Journal, 1 time(s).

PETITION FOR CHANGE OF NAME

Feb. 13, 1989, Affidavit of James F. Simmons, Prothonotary, Affidavit of Antoinette R. Allegretti, Register and Recorder, and copy of birth certificate filed.

Feb. 13, 1989, ORDER filed. AND NOW, this 13 dayof Feb., 1989, upon consideration of the foregoing Petition, a hearing is set for Feb. 28, 1989, at 2:00 p.m. in C. R. No. 1 or 2 of the Crawford county courthouse, Meadville,pa.

The Petitioners are directed to give notice of the hearing by ---. None required.

BY THE COURT,
P. Richard Thomas, J.

Feb. 13, 1989, copy of order to W. Gregg, Esq.

Mar. 1, 1989 Motion for a new Hearing filed.

Mar. 1, 1989 Order filed. AND NOW, this 1st day of March, 1989, upon presentation of the attached Petition for Change of Name and counsel's motion, hearing on said Petition is set forth 21st day of Mar 1989 at 9 o'clock AM in Courtroom 2, Crawford County Courthouse, Meadville, Pennsylvania.

Notice of filing of the within Petition, and of the aforesaid date for hearing, shall be published in the Crawford County Legal Journal, 1 time(s).

Robert L. Walker, J

Mar. 1, 1989 Copy of order to William Gregg

Mar. 20, 1989 Motion to change hearing date and Order filed. And now, Mar. 20, 1989 Hearing Mar. 31, 1989 at 1:30 P.M. Robert L. Walker, J

Mar. 20, 1989 Copy of order to William Gregg

Apr. 3, 1989, Proof of Advertising, and Order filed. ORDER: AND NOW, this 3rd day of April, 1989, following hearing on Petition for Change of Name, Petition is granted and Crystal Danielle Bosley shall herceforth bear the name CRYSTAL JADE HUTTON.

Per Curiam,
Robert L. Walker, J.

Apr. 3, 1989, copy of order to W. Gregg, Esq.

1989

Blystone & Blystone
Curtis Blystone

138.

Watts, Pepicelli,
Youngs & Youngs
Alan L. Pepicelli
Joseph A. Paden, Jr

PENNBANK, FORMERLY THE PENNSYLVANIA BANK AND TRUST COMPANY

vs.

JOSEPH A. PADEN, JR. AND IDELLA MAE WHITMAN, FORMERLY IDELLA MAE PADEN

Filed Feb. 13, 1989
@ 2:58 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	46.30
Pro Co pd 4/5/89	9.00 ✓

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

3 copies

Feb. 13, 1989, Affidavit of Non-Military Service filed.

Mar. 10, 1989 Appearance of Watts, Pepicelli, Youngs and Youngs, PC by Alan L. Pepicelli for Joseph A. Paden, Jr., filed.

Mar. 16, 1989 Sheriff's Return filed. On February 16 1989 found the mortgaged property to be vacant, at R.D.#2, Box 62, Guys Mills, Crawford County, PA.
SERVED Joseph A. Paden, Jr. personally on February 22, 1989 at 8:30 AM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Idella Mae Whitman on March 10, 1989 at 11:50 AM by handing a copy of Complaint to her husband, Thomas Whitman, at their residence, R.D.#3, Box 132, Cambridge Springs, Crawford County, PA.
So answers, Robert M. Stevens, deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Apr. 5, 1989 at 1:41 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to answer and the damages are assessed at the sum of Six Thousand Nine Hundred Seventy six and 46/100 plus interest and cost of suit.

P-93-83; W-85
judgmented entered 4/5/89
notice put in box of
Alan Pepicelli 4-7-89

Debt. 6,976.46
Int. incl. July 25, 1988 to January 10, 1989
Int. from January 10, 1989
Judgment
James F. Simmons
Prothonotary

Apr. 6, 1989, Notice to Prothonotary of Intention to File Praecipe for Default Judgment filed.

Apr. 17, 1989 This Judgment Satisfied
(see paper filed)

1989

139.	M. E. SHEEHAN vs. RONALD L. GROGER Filed Feb. 13, 1989 @ 4:32 p.m. Pro Simmons paid $15.00 plff on orig 9.50 Sat pd. 8/2/93 5.00	WRIT OF REVIVAL of DSB 1984 - 144 Writ of revival of judgment indexed in favor of the plaintiff and against the defendant in the sum of One Thousand Three Hundred Dollars. Debt.....$1,300.00 Int. from ----- G - 144 --JUDGMENT OF REVIVAL James F. Simmons, Pro Issued (sheriff) Aug. 2. 1993 This judgment satisfied. (See paper filed.)

1989

R. Charles Thomas

140.

LAWRENCE T. SMITH

vs.

REBECCA SUE SMITH

Filed Feb. 14, 1989
@ 1:05 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 5-25-89	9.00 ✓
State Paid 5-25-89	10.00 ✓

COMPLAINT UNDER SECTION 201(c) OR 201(d)-DIVORCE CODE

1 copy (atty)

Feb. 14, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

May 24, 1989 Affidavit of Service of Complaint in Divorce filed: R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on February 17, 1989, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Defend, filed in the above action to the Defendant, Rebecca Sue Smith, at Defendant's last known address of 1002 Forest Green, Meadville, Pa. 16335, by Certified Mail No. P414 739 092, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt showing date of delivery as February 20, 1989.

Bozic, & Thomas
R. Charles Thomas, Attorneys for Plaintiff

May 24, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the Divorce Code, this case is moved to court.

June 12, 1989, ORDER filed. This is a divorce action under Section 201(d) of the divorce code. We are unable to act on the divorce at this time because of noncompliance with an amendment to Rule 1920.42, which became effective Jan. 1, 1989. In summary, the amending sections (c)(1) and (2) now require that before a praecipe can be filed to transmit the divorce to the court for decision, a notice must be sent to the defendant that the praecipe is being filed requesting a Section 201(d) Divorce.

Accordingly, we return this divorce to the Prothonotary's Office until compliance with the aforesaid Rule 1920.42 is complied with.

Date: June 12, 1989

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

June 12, 1989, copy put in atty's box.

June 15, 1989, Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

June 16, 1989 **DIVORCE DECREE FILED.**

And now, June 16, 1989, it is ordered and decreed that Lawrence T. Smith, plaintiff, and Rebecca Sue Smith, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Paul E. Allen

141.

CHERYL A. STERLING

vs.

CAMERON E. STERLING

Filed Feb. 15, 1989

Indigent filing
Pro Co pd 8/14/89 5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

2 copies (atty)

Feb. 15, 1989, Application to Proceed In Forma Pauperis and Order filed. ORDER: AND NOW, February 15, 1989, upon presentation and consideration of the foregoing application, plaintiff, Cheryl A. Sterling, is granted leave to proceed IN Forma Pauperis, and the Prothonotary is directed to accept the Complaint for filing.

This order is without prejudice to a future showing that either party is financially able to pay all or part of the costs incurred in this matter.

BY THE COURT,
Robert L. Walker, J.

Feb. 15, 1989, copy of order to Paul E. Allen ESq.

Mar 10, 1989 Acceptance of Service filed: AND NOW, February 1989, I hereby accept service of a copy of the COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE and certify that I am authorized to do so.
Date: 3-7-89 Cameron E. Sterling Sr.

June 20, 1989 Affidavit of Consent of Plaintiff filed.

June 20, 1989 Affidavit of Consent of Defendant filed.

June 20, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

June 28, 1989 **DIVORCE DECREE FILED.**

And now, June 28, 1989, it is ordered and decreed that Cheryl A. Sterling, plaintiff, and Cameron E. Sterling, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Aug. 14, 1989 Notice Of Election To Retake Maiden Name filed. Cheryl A. Sterling
TO BE KNOWN AS: Cheryl A. Lucas

Jack, Kookogey & Felton
John S. Kookogey

142.

DOUGLAS OIL AND GAS, INC. AND LUCILLE GORING HOPKINS

vs.

ALONZO COON, FRANCIS BATES, JULIA GILBERT, C. P. POST, PERRY POST, L. H. POST, MANLEY POST, ANNA POST, L. O. LINDSEY, One BENNETT, OTHELLO W. HALE, ALFRED SPERRY, AND THEIR HEIRS, PERSONAL REPRESENTATIVES AND ASSIGNS

Filed Feb. 15, 1989
@ 10:49 a.m.

Tax & entry Paid $50.50 ✓
Pro Co Pd 5-10-89 9.00 ✓

COMPLAINT - ACTION TO QUIET TITLE

Feb 22, 1989 Motion for Leave to Serve by Publication, Affidavit and Order filed: AND NOW, Feb 22, 1989, on motion of John S. Kookogey, Attorney for Plaintiffs in the above-caption matter, leave is hereby granted to serve ALONZO COON, FRANCIS BATES, JULIA GILBERT, C.P. POST, PERRY POST, MANLEY POST, ANNA POST, L. O. LINDSEY, one BENNETT, OTHELLO W. HALE and ALFRED SPERRY, and their respective heirs, personal representatives, and assigns, generally, Defendants in said Action, by publication of a notice of the facts set forth in the Complaint in the Titusville Herald a newspaper of general circulation, one (1) time and requiring the said Defendants to plead within twenty(20) days from last date of publication thereof.

PER CURIAM,
P. Richard Thomas,

Feb 23, 1989 Copies of order to John Kookogey, Esq.

Apr 3, 1989 Affidavit of Service of Complaint, Proofs of Publication, Motion for Judgment and Order filed: AND NOW, this 31 day of March, 1989, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, ALONZO COON, FRANCIS BATES, JULIA GILBERT, C.P. POST, PERRY POST, L. H. POST, MANLEY POST, ANNA POST, L.O. LINDSEY, one BENNETT, OTHELLO W. HALE, ALFRED SPERRY, and their heirs, personal representatives, and assigns, are forever barred from asserting any right, title, lien or interes inconsistent with the claim of the Plaintiffs, as set forth in the Complaint in this case, of, in, or any way attacking the title of the Plaintiffs in said property; from issuing or conveying the same or any part thereof; unless the defendants, ALONZO COON, FRANCIS BATES, JULIA GILBERT, C. P. POST, PERRY POST, L. H. POST, MANLEY POST, ANNA POST, L.O. LINDSEY, one BENNETT, OTHELLO W. HALE, ALFRED SPERRY, and their heirs, personal representatives, and assigns, take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ORDERED AND DECREED that if no Petition to open this judgment or set aside this Decree is presented by the Defendants, ALONZO COON, FRANCIS BATES, JULIA GILBERT, C.P. POST, PERRY POST, L. H. POST, MANLEY POST, ANNA POST. L.O. LINDSEY, one BENNETT, OTHELLO W. HALE, ALFRED SPERRY, and their heirs, personal representatives, and assigns, with theirty (30) days from and after the entry of this decree, the same shall be final. If such action is not take within said thirty day period, the Prothonotary, on praecipe of the plaintiffs, shall enter judgment.

PER CURIAM,
P. Richard Thomas, J

April 4, 1989 Copy of order to Atty. Kookogey.

✓AND NOW, May 5, 1989 @ 3:41 P.M. Upon Praecipe of Plaintiffs' attorney, final judgment if hereby entered in favor of the Plaintiffs and against the defendants pursuant to the Court Order of April 3, 1989.

C-13, B-65, G-91,
P-35, 135, 105, 115, 15,
L-103, B-123, H-121, S-14

FINAL JUDGMENT
James F. Simmons
Prothonotary

1989

M. Dan Mason

143.

William Gregg

FRANK ROTH PAINTING CONTRACTOR

vs.

KINGZETT CONSTRUCTION

Filed Feb. 15, 1989
@ 1:23 p.m.

Tax & entry Paid $50.25 ✓
Arb. Pd 9/13/89 15.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, MAGISTERIAL DISTRICT 30-3- 02

Feb. 15, 1989, Rule entered upon plaintiff to file complaint issued.

Feb. 22, 1989, Proof of Service filed. (Dist. Justice)

Feb. 22, 1989, Proof of Service filed. (plaintiff)

Mar. 14, 1989 Complaint filed.

July 11, 1989 Answer filed.

Aug. 16, 1989, UPon praecipe of plaintiff attorney, for appointment of arbitrators, the following arbitrators are appointed:
Anthony Vardaro, Ch.
David W. Pickens
Stephen Hall

Aug. 29, 1989, Arbitrators take the Qualifying Oath.

Sept. 29, 1989 Notice of Scheduled Arbitration filed.

Jan. 23, 1990, Notice of Rescheduled Arbitration filed.

May 29, 1990 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the defendant in the amount of $900.00 together with costs.

K-183 DECISION OF ARBITRATORS

May 29, 1990 copy given to atty's.

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

144.

CHRISTINE A. GILES

vs.

CAREY G. GILES

Filed Feb. 15, 1989
@ 3:13 p.m.

Tax & entry Paid	$50.50 ✓
1 count Pd 2/17/89	15.00 ✓
Pro Co pd 7/12/89	9.00 ✓
State pd 7/12/89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1copy (atty)

Mar. 23, 1989, 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 ~~Amended~~ complaint in Divorce cert. by the Prothonotary of Crawford County, Pa. on the above named dft by cert. mail, addressee only, ret. rec. req. dated Feb. 17, 1989. The defendant acknowledged service on feb. 18, 1989, by accepting delivery on that date as evidenced by teh attached signed return receipt. Douglas W. Ferguson, Esq.

July 12, 1989 Affidavit Of Consent of Defendant filed.

July 12, 1989 Affidavit Of Consent of Plaintiff filed.

July 12, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 201(c) of the Divorce Code, this case moved to court.

Aug. 1, 1989 STIPULATION AND DECREE FILED.

AND NOW, this 1st day of August, 1989, the court orders and decrees as follows:

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

2. TANGIBLE HOUSEHOLD PERSONAL PROPERTY: EAch party shall retain those items of personal property now in his or her individual possession, with the exception of the following items which are presently in the possession ofthe Plaintiff, but which the aprties acknowledge beling to the Defendant; Fisher tower stereo and components; wall clock, originally belonging to Defendant's mother; wall shelf made by dEfendant; mirror previously belonging to Defendant's grandmother, and certain additional household items as shall be agreed upon by both parties (The attic items and certain other items have yet to be fully sorted)

3. REAL ESTATE: The parties hereto jointly own residential real estate located in Hayfield Township, Crawford County, Pennsylvania, deed to which is recorded at Crawford County Deed Book 520, Page 732. Defendant hereby agrees to transfer to Plaintiff by way of quit claim deed, all his right, title and interest in said real estate, and any and all buildings thereon, and any interest he may have in oil, gas and mineral rights appurtenant thereto, and in consideration therefore, wife shall assume full responsibility for the balance owed on the joint mortgage owed by the aprties to Union Bank and Trust Company, which mortgage is recorded at Crawford County Mortgage Book 418, Page 493, and has an approximate principal balance of $18,000.00. Plaintiff shall hold Defendant harmless, and indemnify him, regarding said mortgage. Also in consideration of said transfer of residential real estate to the Plaintiff, Plaintiff shall transfer her interest in the business acquired during th emarriage, as set forth below.

Plaintiff shall be responsible for any real estate taxes, poast, present or future, and shall keep the residential real estate fully insured. Defendant agrees to maintain the American General reducing term life insurance policy insuring the lives of both parties hereto, for the purpose of payment of the mortgage in the event of the death of either party. Plaintiff agrees to maintain the reducing term life insurance policy insuring the lives of both parties hereto, which was obtained through the Union Bank and Trust Company, also in the amount of $20,000.00 originally. In the event of the dealth of either party, any monies not needed from both policies, for the purpose of paying off the mortgage, shall be set asie into separate accounts and invested 50% for benefit of the parties' son, and 50% for the benefit of the parties' daughter, with said monies to be sued primarily for the education of the children, and to be retained and balance distributed once a child attains twenty-five (25) years of age. Each party shall freely share information with the other party hereto, regarding said policies, and any documents set up for the distirbution of said benefits, in the event that either party hereto dies before both children have attained the age of twenty-five (25).

4. BUSINESS ASSET: Plaintiff hereby agrees to transfer all of her right, title and interest to Defendant, in the business knwon as Brookhauser Engines, located ar R.D.#3, Saegertown, Pennsylvania, whichbusiness originated during the term of the marriage. The conveyance by Plaintiff to Defendant shall include but not limited to equipment materials, supplies, inventory, good will, use of anme, and accounts receivable. Any debts in conne ction with said business shall be the Defendant's sole responsibility, and he shall hold the Plaintiff harmless and indemnify her, regarding any such debts.

5. Debts: A. Defnedant shall be responsible for the following debts acquired during the marriage: MONTGOMERY WARD, BANK 1 VISA, MARINE MIDLAND (select credit), MARINE MIDLAND (Mastercard) EQUIBAND VISA.

B. Plaintiff shall be responsible for the following debts acquired during the marriage; PENNBANK (express credit), DR. PAUL SHOK (dental bill), WICKE"S BUILDING AND SUPPLY

6. MOTOR VEHICLES: Plaintiff shall transfer to Defendant all of her right, title and interest in the 1985 Chevrolet Blazar, which is presently jointly titled, and which is unencumbered.

The parties acknowledge that with consent of the Defendant, the Plaintiff traded in marital property in the form of a 1981 Buick Skylark, for the the purchase of a 1984 Buick Skyhark. Defendant agrees that the proceeds or trade-in value of the Skylark belonged to Plaintiff alone, and that he has no interest in the 1984 Buick Skyhawk, which vehicle is Plaintiff's separate proper ty.

7. CAMPING TRAILER Plaintiff hereby transfers to defendant all of her right, title and interest in the 1978 Prowler camping trailer, which is presently titled to Defendant.

*. AMSOIL CORPORATION DEALERSHIP: The Amsoil Corporation dealership acquired during the marriage shall belong solely to the Defendant, and Plaintiff hereby releases all rights, title and interest she may otherwise have in the same, and Defendant assumes full responsibility for said dealership, and shallhold Plaintiff harmless and indemnify her, regarding same.

9. PENSION/RETIREMENT BENEFITS: Each party hereby releases any right, title and interest, or lcaim, that he or she may otherwise have had to the pension and retirement benefits of the other party hereto

10. LIFE INSURANCE: Each par ty hereby relinquishes any right, title and interest, or any claims, that he or she may have had in life insurance owned by the other party hereto.

11. WAIVER OF INVENTORY FILINGS: Each par ty hereto waives the requirement under the Pennsylvania Rules of Civil Procedure, that th eother party hereto shall file a complete disclosure in the form of an inventory and appraisement form, inthe form specified by the Rules of Civil Procedure. No such documents shall be filed, as each party is familiar with the assets and debts acquired during the marriage, and with the present assets and debts of the other party hereto.

12. WAIVER OF CLAIMS Neither party hereto shall make any claim against theother party hereto, except for enforcement of the rights and responsibilitites set forth in this decree.

BY THE COURT,
Robert L. Walker, J

1989

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

145.

WILLIAM L. SCHLOSSER

vs.

DENETTE L. SCHLOSSER

Filed Feb. 15, 1989
@ 3:13 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co pd 8/4/89	9.00 ✓
State pd 8/4/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 23, 1989, Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct coy ofthe amended Complaint in Divorce certified by Prothonotary on the above defendant by cert. mail, addressee only, ret. rec. req. dated Feb. 17, 1989. The defendant acknowledged service on Feb. 18, 1989, by accepting delivery on that date as evidenced by the attached signed return receipt.
Douglas W. Ferguson, Esq.

July 14, 1989, Affidavit of Consent of plaintiff filed.

Aug. 2, 1989 Affidavit Of Consent of Defendant filed.

Aug. 2, 1989 Upon praecipe of Plaintiff Attorney, To Transmit Record - Section 201(c) of the Divorce Code, this case moved to court.

Aug. 10, 1989 **DIVORCE DECREE FILED.**

And now, August 10, 1989, it is ordered and decreed that WILLIAML. SCHLOSSER, Plaintiff, and DENETTE L. SCHLOSSER, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
Robert L. Walker, J

1989

146.	SHIRLEY BISBEE 409 May Ave. Titusville, Pa. 16354 vs. TIMOTHY W. COULTER 409 May AVE. Titusville, Pa. 16354 Filed Feb. 15, 1989 @ 3:28 p.m.	PETITION FOR EMERGENCY RELIEF FROM ABUSE FROM MAGISTERIAL DISTRICT 30-3-06- R. COLE

1989

Watts, Pepicelli,
Youngs and Youngs
Theodore H. Watts

147.

DANIEL R. MILLER

vs.

PAULA R. MILLER

Filed Feb. 15, 1989
@ 4:02 p.m.

Tax & entry Paid	$50.50 ✓
2 counts paid	30.00 ✓
Pro Co Pd 4-24-90	9.00
State Pd 4-24-90	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION, CHILD CUSTODY

1 copy (atty)

Feb. 17, 1989 Affidavit Of Service filed. JENNIE I. MOTSCH, being duly sworn according to law, deposes and says that she served a certified copy of the divorce complaint filed in the above matter on the defendant, Paula R. Miller, on February 16, 1989, at 3:21 P.M., at 363 Chestnut Street, Meadville, Pennsylvania, by personally handing the complaint to the defendant, Paula R. Miller. Jennie I. Motsch

Apr 19, 1990 Affidavit of Consent of Defendant filed

Apr 19, 1990 Affidavit of Consent of Defendant filed.

Apr 19, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

May 1, 1990 Motion For Withdrawal of Counts II and III and Order filed. AND NOW, this 1st day of May, 1990, upon consideration of the above Motion, said motion is granted.

By the Court,
Gordon R. Miller, J.

May 2, 1990 Copy of order put in Theodore Watts box.

May 1, 1990 **D I V O R C E D E C R E E F I L E D .**

It is hereby ordered, adjudged and decreed that the marriage heretofore existing between Daniel R. Miller, Plaintiff, and Paula R. Miller, defendant, is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

This Order shall be effective as of this 1st day of May, 1990.

BY THE COURT,
Gordon R. Miller, J

148

1989

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

148.

JOHN H. ESTERLY, JR.

vs.

ERMA J. ESTERLY

Filed Feb. 15, 1989
@ 4:04 p.m.

Tax & entry Paid $50.50 ✓
Pro Co Pd: 6-16-89-$9.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d)

1 copy (atty)

Feb 24, 1989 Verification filed: I, JAMES R. IRWIN, do hereby verify that I am the attorney of record for Plaintiff, John H. Esterly, Jr., and that as such, I am authorized to execute this Verification; that I did, on the 15th day of February, 1989, send by certified mail, Return Receipt Requested, Addressee Only, to Defendant, Erma J. Esterly a true and correct copy of the divorce complaint filed at the above term and number at her last known address of RD#1, Box 0 Trailer Village, Daleville, AL-36322, as evidenced by the attached sender's receipt No. P-724-954-433 and that on the 23rd day of February, 1989 I did receive the duly executed return receipt dated the 18th day of February, 1989.

James R. Irwin, Esquire

May 24, 1989 Affidavit of Consent of Plaintiff filed.

May 31, 1989 Affidavit of Consent of Plaintiff filed.

June 13, 1989 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

June 22, 1989 **DIVORCE DECREE FILED.**

And now, June 22, 1989, it is ordered and decreed that JOHN H. ESTERLY, JR., plaintiff, and ERMA J. ESTERLY, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

149.

ALSIDE SUPPLY CO., A
DIVISION OF ALSIDE, INC.
A CORPORATION

vs.

THOMAS VOTEE, d/b/a
THOMAS VOTEE & SON, AND
BARBARA VOTEE

Filed Feb. 15,1989
@ 4:30 p.m.

Pro Simmons paid	$15.00
plff on orig	112.39
Sheriff's Costs	38.85
Pro.Co.pd. 12/21/92	5.00

WRIT OF REVIVAL

of

AD 1984 - 151

Writ of revival of judgment entered in favor of plaintiff and against the defendants in the amount of One Thousand Five Hundred Sixteen and int. from July 27, 1979.
Debt ----$1,516.00
Int. from-- 7/27/79
V - 165, 185, 25 ---REVIVAL OF JUDGMENT
James F. Simmons, Pro

Issued (sheriff)

Feb. 28, 1989 Writ Return filed. SERVED Thomas Votee on February 27, 1989 at 10:46 AM by handing copy of Writ of Revival to his adult son, Michael Votee, at their residence, R.D.#4, Box 163, Centerville, Crawford County, PA
SERVED Barbara Votee on February 27, 1989 at 10:45 AM by handing copy of Writ of rEvival toher adult son, Michael Votee, at their residence, R.D.#4,Box 163, Centerville, Crawford County,PA.
So answers, Robert M. Stevens,Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 21, 1992 Upon Praecipe of Plaintiff Attorney the above Judgment satified of record.

1989

William J. Gregg

150.

NANCY L. HOWARD

vs.

DAVID M. HOWARD

Filed Feb. 16, 1989,
@ 11:14 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co pd 12/15/89	9.00
State pd 12/15/89	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION

1 copy (atty)

March 7, 1989 Affidavit of Service filed. William J. Gregg, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant,David M. Howard, on Feb. 18, 1989.

3. The registered mail was sent to David M. Howard, RD #1, Wayland Rd., Meadville, PA 15335. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Feb. 23, 1989. Said Return receipt card P 809 109 596 is attached hereto, signed by David M. Howard, and made a part hereof.

William J. Gregg, Esq.

Dec. 4, 1989 Affidavit of Consent of Defendant filed.

Dec. 8, 1989 Affidavit of Consent of Plaintiff filed.

Dec. 13, 1989 Motion To Withdraw Count II of Divorce Complaint and Order filed. AND NOW, December 13, 1989, Count II of the within Divorce complaint if hereby withdrawn.

P. Richard Thomas, J

Dec. 14, 1989 Copy of order put in William Gregg's box.

Dec. 13, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Dec. 19, 1989 **DIVORCE DECREE FILED.**

And now,December 19, 1989, it is ordered and decreed that NANCY L. HOWARD, plaintiff, and DAVID M. HOWARD, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

William B. Moore

151.

Bukac and Toomey
Terry Toomey
for dft. Karen Corey

COCHRANTON CO-OPERATIVE ASSOCIATION

vs.

EVERETT R. COREY AND KAREN COREY, HUSBAND AND WIFE

Filed Feb. 16, 1989
@ 11:42. a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	29.85
Pro Co Pd 4/24/89	9.00

COMPLAINT

2 copies (atty)

Apr. 5, 1989 Sheriff's Return filed. SERVED by mailing Certified Mail, February 21, 1989, a copy of the Complaint to Everett Corey, C/O Donna Burgess, 1009 P Street, Bedford, Indiana 47421, the return receipt being attached.
SERVED Karen Corey personally on March 15, 1989 at 9:19 AM by handing copy of Complaint to her at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 17, 1989, Answer filed. 1 copy (atty) (answer of defendant Karen Corey)

And Now, Apr. 19, 1989, upon praecipe of plaintiff attorney, with copy of default notice, and cert. of mailing attached, judgment is hereby entered in favor of the plaintiff and against the defendant in the amountof Six Thousand Eight Hundred Fifty Five and 84/100 Dollars, plus int. at rate of 1.5% per month and costs of suit.
Judgment entered - 4/19/89
C - 54
(against E.R. Corey only)

Debt --- $6,855.84
Int. from 2/16/89
JUDGMENT
James F. Simmons, Pro.

Apr. 24, 1989 Notice of entry of judgment mailed to Dft. Everett R. Corey.

May 5, 1989 Answer to Defendant Karen Corey's New Matter filed.

1989

152. Bruce A. Barrett	DANA DAVIS vs. ROSE HOFFMAN & JOSEPH BRZEZINSKI Filed Feb. 16, 1989 @ 3:16 p.m. Tax & entry Paid $50.25	APPEAL OF PLAINTIFF FROM JUDGMENT OF ROBERT LEONHART, DISTRICT JUSTICE Mar. 2, 1989, Proof of Service filed.

William B. Moore

153.

CHARLES L. PHILLIPS, AND GLORIA J. PHILLIPS, HUSBAND AND WIFE

vs.

GRACE L. TRIPLETT, HER HEIRS AND ASSIGNS

Filed Feb. 17, 1989
@ 9:03 a.m.

Tax & entry Paid	$50.50 ✓
She;riff's Costs	234.40
Pro Co Pd 5-26-89	9.00 ✓

COMPLAINT - ACTION TO QUIET TITLE

Feb. 17, 1989, Affidavit, Motion to Serve by Publication, and Order filed. ORDER: AND NOW, to-wit, this 17th dayof February, 1989, upon consideration of the foregoing motion, the plaintiffs are granted leave, and the sheriff of Crawford County is ordered and directed to make service of the foregoing Complaint upon the defendant, her heirs and assigns, by publication once in the Crawford CountyLegal Journal, and in the Meadville Tribune.

PER CURIAM,
Robert L. Walker, J.

Feb. 17, 1989, copy of order to W. Moore, Esq.

Apr. 20, 1989 Sheriff's Return filed. SERVED Action to Quiet Title by publishing once only; Wednesday, March 8, 1989 in the Crawford County Legal Journal and The Meadville Tribune, Meadville, Crawfo;rd County, PA, Proof of publications attached. So answers, Howard N. Stewart, Sheriff

Apr. 21, 1989 Motion for Order, Affidavit, and Order filed. AND NOW, this 21st day of April, 1989, an Affidavit of Service of the Complaint with Notice to Plead having been filed, and no answer having been made by the Defendant, this Court now, upon Motion of William B. Moore, Esq., Attorney for the Plaintiffs, hereby Orders and Decrees that the defendant above named, her heirs and assigns be, and they are hereby, forever barred from asserting any right, lien title, interest or claim in and to the certain piece or parcel of and hereinafter described:

ALL that certain piece or parcel of land situate in Fairfield Township, Crawford County, Pennsylvania, in being Hillside Lots Nos. 5 and 6 in Holobar's Plan of Lots, which said Plan is of record inthe Recorder's Office in and for Crawford County, Pennsylvania, in Deed Book 232, page 601. Being the same parcel of land conveyed to Charles L. Phillips, and Gloria J. Phillips, the Plaintiffs herein, by deed of June J. Reina, widow, dated September 24, 1988, and recorded in Crwaford County Record Book 49, page 584.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the Defendant, her heirs and assigns, be, and they are hereby, forever barred from asserting any right, lien title or interest in the aforementioned premises, inconsistent with the interest or claim of the Plaintiffs as set forth in the Plaintiffs' Complaint; or from impeaching, denying, or in any way attacking the Plaintiffs' title to said property; from issuing or maintaining any action attaching the same or any part thereof, unless the Defendant shall enter an appearance and file an Answer to the Complaint, or Petition to open judgment within thirty (30) days after the entry of this Order. Upon the expiration of said thirty (30) days, if no action or contest of these proceedings is entered onbehalf of the Defendant, then the Prothonotary of Crawford County, Pennsylvania, upon Praecipe of the Plaintiffs, shall enter a final judgment against the said Defendant, her heirs and assigns.

PER CURIAM,
Robert L. Walker, J

Apr. 25, 1989 Copy of order put in William Moore's box

AND NOW, May 26, 1989 Upon Praecipe of Plaintiffs' Attorney, Judgment is hereby entered in favor of the Plaintiff and against the defendant Pursuant to Order of Court Dated April 21, 1989.

T-74 FINAL JUDGMENT
James F. Simmons
Prothonotary

Kevin J. Walsh

154.

Watts, Pepicelli, Youngs & Youngs PC
Alan L. Pepicelli

COMMONWEALTH OF PENNSYLVANIA

vs.

CARL LLOYD MAILLIARD

Filed Feb. 17, 1989
@ 10:03 a.m.

Tax & entry Paid $50.50 ✓

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGE

1 copy (atty)

ORDER:

AND NOW, this 17th dayof Feb. 1989, upon presentation and consideration of the within Petition, it is hereby ordered, adjudged and decreed that a hearing on the within Appeal should be held on the 27th day of April 1989 at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse, Meadville, Pa. It is further ordered that thirty (30) days written notice shall be given by counsel for the Dft. to the Dept. of Transportation, Bur. of Driver Licensing, Citation and Processing Div., Rm. 302, Trans. and SafetyBldg. Harrisburg, Pa. 17120 by cert. mail, ret. rec. requested, with an appropriate Cert. of Service to be thereinafter filed with the Prothonotary.

It is further ordered and decreed that the appellant, Carl Lloyd Mailliard, shall retain his operating privilege and license pending the outcome of this appeal, which shall act as a supersedeas.

BY THE COURT,
Robert L. Walker, J.

Feb. 17, 1989, copy of order to A. Pepicelli, Esq.

Feb 27, 1989 Certificate of Service filed: ALAN L. PEPICELLI, Esquire, hereby certifies that he is the attorney for the Defendant in the within Action and that a certified copy of the Appeal from Suspension of Operating Privilege was sent by certified mail, return receipt requested, to the Department of Transportation, Bureau of Driver Licensing, Citation and Processing Division, Room 302, Transportation and Safety Building, Harrisburg, Pennsylvania 17120 on February 17, 1989 and was received by the same on February 22, 1989. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A:.

WATTS, PEPICELLI, YOUNGS AND YOUNGS, PC.
Alan L. Pepicelli

Apr. 26, 1989, Motion to Continue, and Order filed. ORDER: AND NOW, this 26 day of April 1989, hearing in the above case is hereby continued to June 6, 1989 at 9:30 a.m.

BY THE COURT,
(box) Robert L. Walker, J.

Apr. 26, 1989, copies to A. Pepicelli and Com. atty. (mail)

June 7, 1989 Order filed: AND NOW, June 6, 1989, by stipulation of the parties, the Court enters the following

FINDINGS OF FACT

1. The defendant was cited on October 28, 1988 by Citation No. H54932, with possession or transportation of intoxicating beverages not being of the age of twenty-one years.

2. The defendant was convicted on said charge by District Justice William D. Chisholm on December 21, 1988.

3. As a result of said conviction, the Department of Transportation suspended the operating privileges of the defendant effective March 10, 1989 for ninety (90) days.

4. A timely appeal was filed on January 3, 1989, from the underlying conviction in the Court of Common Pleas of Crawford County, Pennsylvania - Criminal Division at NO. 1989-4.

5. A timely appeal of the suspension of driving privileges was filed February 17, 1989.

6. The defendant was acquitted of the underlying conviction for underage possession of alcoholic beverages after hearing de novo in the Criminal Division of this Court on May 4, 1989.

7. Since the defendant was acquitted of the underlying offense, his license is not subject to suspension for that offense.

The defendant's appeal from the suspension of his operating privileges is GRANTED and the suspension imposed by the Department of Transportation is VACATED.

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

June 7, 1989 Copy put in Atty Pepicelli's box, copy mailed to Atty. D'Alfonzo

June 7, 1989 Exhibits filed with papers.

1989

Altomare & Barnhart
Joseph E. Altomare

155.

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

KATHERINE K. KERR AND
RICHARD N. KERR

vs.

JOSEPH W. BELL, D.O.

Filed Feb. 17, 1989
@ 10:56 a.m.

Tax & entry Paid $50.50 ✓
Pro.Co.Pd 1/10/92 9.00
Appeal Paid 2-25-92 30.00
User fee paid 2-25-92 5.00
Pro.Co. pd 11/4/93 6.00

JURY TRIAL

1 COMPLAINT

2 Feb. 23, 1989 Affidavit of Service filed. Before me, the undersigned officer, personally appeared Claude Lemley, who, being first duly sworn according to law deposes and says that he did serve a true and correct copy of the above-captioned Complaint upon the Defendant Joseph W. Bell, D.O., by: Handing a copy to the Defendant at his place of business at 155 E. Bissel, Oil City, PA., at 5:00 o'clock, P.M. on 2-21-89.

Claude Lemley

3 Mar. 1, 1989 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Will J. Schaaf for defendant filed

4 Mar. 23, 1989, Preliminary Objections filed.

5 Mar. 23, 1989, Upon praecipe of attorney for defendant, preliminary objections listed on next argument list.

ON ARGUMENT LIST FOR APRIL 1989

6 July 3, 1989 Notice of Service of Answers to Interrogatories filed.

7 July 21, 1989 Oral Depositions of Joseph W. Bell, D.O. and Katherine K. Kerr filed.

8 Sept. 21, 1989, Notice of Serving Interrogatories filed.

9 Sept. 21, 1989, Notice of Serving Requests for Producton of Documents filed.

10 Sept. 22, 1989 Consent of the Defendant to the amendment of the Complaint by the Plaintiff and the withdrawal of all preliminary objections heretofore filed in connection therewith filed.

11 Sept. 22, 1989 Amended Complaint filed.

12 Sept. 22, 1989 Acceptance of Service filed. I hereby accept service of a true and correct copy of the Amended Complaint in the above-captioned action this 14th day of September, 1989.

Thomas M. Lent

13 Sept. 25, 1989 ORDER filed. AND NOW, Sept. 25, 1989, with the consent of the parties, the Preliminary Objections heretofore filed are dismissed upon the plaintiff filing an amended complaint as agreed to and without prejudice to the right of the defendant to file further timely preliminary objections to the amended complaint, if he so desires.

By Order Of The Court,
Robert L. Walker, J.

Sept. 26, 1989 Copy of Order to Attys. Joseph Altomare, Thomas Lent.

14 Oct. 23, 1989, Answer and New Matter of defendant filed.

15 Nov. 16, 1989, Notice of Serving Answers to Interrogatories and Responses to Requests for Production Propounded upon Plaintiffs, filed.

16 Mar. 20, 1990 Certificate Of Readiness For Trial filed.

On Trial List for June 1990

17 June 4, 1990 Order filed. AND NOW, May 29, 1990 at the call of the trial list, it appears that a deposition of one Dr. Adkins has not been completed. Counsel for the Plaintiff moves for a continuance of the case until the next term, and counsel for the Defendant has no objection.

Accordingly, the case is continued to the October Term but no further continuances will be granted to complete the discovery process.

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

June 7, 1990 copies mailed to Joseph Altomare and Thomas Lent

On October 1990 Trial List

18 Sept 12, 1990, Notice of Serving Supplemental Answers to Interrogatories filed.

19 Sept 26, 1990, ORDER filed. AND NOW, Sept. 24, 1990, at the call of the trial list, it is represented to the court by counsel for the plaintiff that their medical expert has died and a new expert will be needed. The court is also advised there is not objection to a continueance. accordingly, the case is continued tothe Feb. termof court.

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

Sept. 27, 1990, copies mailed to attys. of record.

On February 1991 Trial List

(pre-trial conference set for 2/4/91 at 10:00 a.m.)

20 Feb. 4, 1991, Reply Motion Re Protective Order and Dr. Adkins' Testimony, filed. 1 copy (atty)

21 Feb 7, 1991 Pretrial Order filed:

22 Feb. 7, 1991, Motion of plaintiffs for Pretrial Conference and Rulings filed.

23 Feb. 8, 1991, Defendants motion for Directed Verdict and Suggested Points for Charge filed.

24 Feb. 8, 1991 Proposed Special Jury Findings filed.

25 Feb. 8, 1991, Defendants Proposed Supplemental Voir Dire filed.

26 Feb. 8, 1991 Motion in Limine filed.

27 Feb. 11, 1991, Plaintiff's Motion to Amend Complaint filed.

Continued on page 567

May & Long
Anna M. Bamonte

156.

Ferguson, Spataro
& Rowden
Douglas Ferguson
for dft. D. Overman

GENERAL MOTORS ACCEPTANCE CORPORATION

vs.

DAVID L. OVERMAN AND
LINDA L. SHARTLE

Filed Feb. 17, 1989
@ 1:58 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	32.20
Pro Co Pd. 4/24/89	9.00
Disc. of lien pd 5-12-89	5.00

COMPLAINT IN CIVIL ACTION (ASSUMPSIT)

2 copies (sheriff)

March 14, 1989 Sheriff's Return filed. SERVED David L. Overman personally by handing a true copy of the Complaint to him on March 9, 1989 at 4:15 p.m. at his residence, RD #4, Rt. 19 Meadville, Crawford Co. Pa.

SERVED Linda L. Shartle personally by handing a true copy of the Complaint to her on March 9, 1989 at 3:55 p.m. at her residence, RD #3, Box 285 A, Conneaut Lake, Crawford Co., PA.
So answers,

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

Mar. 23, 1989, David L. Overman's Preliminary Objectionss to Plaintiff's Complaint filed.

Mar. 23, 1989, Appearance of Ferguson, Spataro & Rowden, by Douglas Ferguson, attorneys for defendant D. Overman, filed.

And Now, April 24, 1989, at 11:09 a.m., upon praecipe of plaintiff attorney, with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant LINDA L. SHARTLE, ONLY - damages assessed in the amount of Two Thousand Five Hundred Eighty Three and 59/100 Dollars, int. from Aug. 6, 1988 and atty. fees.
Judgment entered - 4/24/89
S - 104

Debt - $2,583.59

Int. from Aug. 6, 1988
JUDGMENT
James F. Simmons,
Prothonotary

Apr. 27, 1989, Notice of entry of judgment mailed to defendant Linda L. Shartle.

May 12, 1989 Praecipe by Plaintiff's attorney Russell R. Sanders to discontinue this case as to David L. Overman only.

1989

May & Long
Anna M. Bamonte

157.

GENERAL MOTORS ACCEPTANCE CORPORATION

vs.

LISA D. McCAIN

Filed Feb. 17, 1989
@ 1:58 p.m.

Tax & entry Paid	$50.50
Pro Co Pd 4/6/89	9.00
Sheriff's Costs	19.00

COMPLAINT IN CIVIL ACTION - (ASSUMPSIT)

1 copy (sheriff)

Mar 1, 1989 Sheriff's Return filed: SERVED Lisa D. McCain personally by handing a true copy of the Complaint to her on March 1, 1989 at 11:05 A.M. at her residence, 452 Cussawago Road, Meadville, Crawford Co., Pa. 16335.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Apr. 6, 1989, at 12:55 p.m., upon praecipe of plaintiff attorney, with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant, for failure to answer, damages assessed int he amount of Three thousand One Hundred Nine and 98/100 Dollars, with interest from June 18, 1988 and atty's fees.
Judgment entered 4/6/89
M - 103

Debt - $3,109.98
Int. from 6/18/88
JUDGMENT
James F. Simmons,
Prothonotary

Apr. 10, 1989, Notice of entry of judgment mailed to defendant

158

1989

Culbertson, Weiss,
Schetroma and Schug
John B. Brautigam

158.

JERAULD L. AND JANEY A. SMITH

vs.

EUGENE REITER

Filed Feb. 17, 1989
@ 3:40 p.m.

Tax & entry Paid $50.50 ✓
Sheriff's costs 40.50

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Mar. 20, 1989 Complaint Reinstated.

March 21, 1989 Sheriff's Return filed. Not Found, as to defendant Eugene Reiter, as per affidavit received from Sheriff of Erie County and hereto attached.
So answers,

Howard N. Stewart, Sheriff

1989

Altomare & Barnhart
Joseph C. Barnhart

159.

pro se

DEBORAH A. BROWN

vs.

JERRY L. BROWN

Fiéd Feb. 17, 1989
@ 4:24 p.m.

Indigent filing

COMPLAINT IN DIVORCE

Feb. 17, 1989, Motion for Leave of Court to Proceed In Forma Pauperis filed.

Feb. 17, 1989 ORDER filed. AND NOW, this 17 dayof Feb., 1989, upon consideration of the plaintiff's Motion to Proceed In Forma Pauperis, said Motion is granted and the costs in the above matter shall be paid by theCountyof Crawford.

BY THE COURT,
P. Richard Thomass J.

Feb. 21, 1989, copy of order to Atty. Barnhart

Apr. 10, 1989 Acceptance Of Service and Entry of Appearance Pro Se filed. I, Jerry L. Brown, hereby enter my appearance, pro se, and further accept service of a true and correct copy of the Complaint in Divorce as filed inthe above-captioned matter.
Dated: March 16, 1989 Jerry L. Brown

June 9, 1989 Defendant's Affidavit of Consent to Divorce filed.

June 9, 1989 Plaintiff's Affidavit of Consent to Divorce filed.

June 9, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

June 20, 1989 **DECREE FILED.**

AND NOW, this 20th day of June, 1989, IT IS ORDERED AND DECREED AS FOLLOWS:

1. Upon consideration of the pleadings and Affidavits filed in the above-captioned matter, the Court hereby grants an absolute divorce fromthe bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an Affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.
2. No other matters or causes of actions provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

BY THE COURT:
Robert L. Walker, J

Culbertson, Weiss,
Schetroma and Schug
Mary Ann Kirkpatrick

160.

MARK A. GONZALEZ

vs.

CANDACE B. GONZALEZ

Filed Feb. 17, 1989
@ 4:28 p.m.

Tax & entry paid	$50.50 ✓
Pro Co pd 4/18/89	9.00 ✓
State pd 4/18/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 21, 1989 Plaintiff's Affidavit Under Section 210(d) of the Divorce Code filed.

Feb. 28, 1989 Proof of Service of Divorce Complaint and 201(d) Affidavit filed. And Now, February 28, 1989 comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for Mark A. Gonzalez, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a copy of the Divorce Complaint and 201(d) Affidavit to be forwarded by Certified Mail No. P 401 440 997, postmarked February 20, 1989, to the last known address of the Defendant, Candace B. Gonzalez, 139 Park Ave., New Castle, Pennsylvania 16101.
3. That the Defendant Candace B. Gonzalez, on February 23, 1989, personally signed the return receipt card which was affixed to the Affidavit in the above matter andwhich is attached hereto as Exhibit "A".
4. Service of the Affidavit against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Mary Ann Kirkpatrick

Mar 22, 1989 Affidavit of Service of Notice of Intention to Request Entry of Divorce Decree filed.

Apr. 11, 1989 Defendant's Affidavit Under Section 201(d) ofthe Divorce Code filed.

Apr. 14, 1989 Upon pracipe of Plaintiff Attorney, for Review Under Section 201(d) of the Divorce Code, this case moved to court.

April 28, 1989 DIVORCE DECREE FILED:

And Now, April 26, 1989 it is ordered and decreed that MARK A. GONZALEZ, Plaintiff and CANDACE B. GONZALEZ, Defendant are divorced from the bonds of matrimony.

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

1989

William B. Moore 161	DEVENDRA VARMA, LATA VARMA, SHISHIR VARMA, MITU VARMA, MONICA VARMA AND ABHAY VARMA, Petitioners CHANGE OF SURNAME TO VERMA Filed Feb. 17, 1989 Tax & entry fld 2/23/89 $50.50 ✓ Pro Co fld 2/23/89 5.00 ✓ Pro Co 9.00	PETITION FOR CHANGE OF NAME ORDER: AND NOW, to-wit, Feb. 17, 1989, upon motion of William B. Moore, esq. attorney for the petitioners above named, it is ordered and decreed that the within be heard on the 6th day of April 1989, at 1:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.; and that notice of the filing of the within petition and of the aforesaid date of hearing be published one time in the Meadville Tribune and the Crawford County Legal Journal. Robert L. Walker, J. Feb. 21, 1989 copy of order to W. Moore, Esq. Apr. 7, 1989, No Lien Certificate from Prothonotary's Office filed. Apr. 7, 1989, Recorder's Office Certificate filed. Apr. 7, 1989, Proof of Publication filed. Apr. 7, 1989, DECREE filed. AND NOW, this 6th day of April 1989, upon hearing of the within petition, and upon motion of William B. Moore, Esq., Attorney for Petitioners, and upon presentation of proof of publication of notice as required by law, together with proof that there are no judgments or decrees of record, or any other matter of like effect against the Petitioners, and it appearing that there is no legal objection to the granting of the prayer of the petition; IT IS HEREBY ORDERED AND DECREED: that the name of the petitioner Devendra Varma be and is hereby changed to Devendra Verma; that teh name of the petitioner Lata Varma be and is hereby changed to Lata Verma; that the name of the petitioner Shishir Varma be and is hereby changed to Shishir Verma; that the name of the Petitioner Mitu Varma be and is hereby changed to Mitu Verma; that the name of the petitioner Monica Varma be and is hereby changed to Monica Verma; and that the name of the petitioner Abhay Varma be and is hereby changed to Abhay Verma. Robert L. Walker, J. Apr. 10, 1989, copy of order to Wm. Moore, Esq. (box)

William B. Moore

162.

ELIZABETH ANN LAVER

vs.

GERALD EDWARD LAVER

Filed Feb. 21, 1989
@ 9:37 a.m.

Indigent filing

Tax & entry	50.50
Pro Co	9.00
State	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)-DIVORCE CODE

1 copy (atty)

Feb. 21, 1989, Petition for Leave to Proceed In Forma Pauperis, and Order of Court filed. ORDER OF COURT: AND NOW, this 17th day of Feb. 1989, Elizabeth Ann Laver, Petitioner in the above divorce action, is granted leave to proceed In Forma Pauperis, reserving the right to impose costs if appropriate.

BY THE COURT,
Robert L. Walker, J.

Feb. 21, 1989, copy of order to Wm. Moore, Esq.

June 30, 1989, Affidavit of Service filed. William B. Moore, being duly sworn ac cording to law, deposes and says that he served a true and correct copy of the divorce complaint in above matter upon defendant by mailing a cert. copy ofthe same to him, by certified mail, Item No. P 404 860 205, Restricted Delivery, REt. Rec. Req. on Feb. 21, 1989 at his last known address of 215 Walker Drive, Meadville, Pa.

The Return rec. card was returned to your affiant, duly signed by Gerald Edward Laver, as having received same on Feb. 23, 1989, A copy of the cert. of mailing, together with the re. rec.card, signed by the defendant are attached hereto and made a part hereof.

Dated: 6/30/89

William B. Moore, Esq.

June 30, 1989, Affidavit of Consent of plaintiff filed.

June 30, 1989, Affidavit of Consent of defendant filed.

June 30, 1989, Upon praecipe of palintiff attorney, for review under 201(c) of the divorce code, this case moved to court.

July 14, 1989 **DIVORCE DECREE FILED.**

And now, July 14, 1989, it is ordered and decreed that Elizabeth Ann Laver, plaintiff, and Gerald Edward Laver, defendant, are divorced from the bonds of matirmony.

Defendnat is directed to pay filing fees in this case within 10 days of billing for the same by the Prothonotary.

BY THE COURT,
P. Richard Thomas, J

Blystone & Blystone
Peter E. Blystone

163.

Robert E. McBride

PENNBANK

vs.

RICHARD A. SAGER AND DENISE M. SAGER a/k/a DENISE McCASKEY

Filed Feb. 21, 1989
@ 10:47 a.m.

Tax & entry Paid $50.50
Sheriff's Costs 60.68

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

1 copy (atty)
1 copy (sheriff)

Feb. 21, 1989, Affidavit of Non-Military Service of Defendants filed.

Mar. 13, 1989, Complaint Reinstated.

Mar. 29, 1989, Motion for Order Directing Special Service Pursuant to Pa. R.C.P. No. 430 and Affidavit As To Investigation To Determine Whereabouts of Defendant Pursuant to Pa. R.C.P. No. 430, and order filed. ORDER: AND NOW, 3/29/89, upon presentation of the foregoing Motion and Affidavit, it is ordered and decreed that service ofthe complaint shall be made on the defendant Denise M. Sager, a/k/a Denise McCaskey, by ordinary mail at residence of mother in Morenci, Mi, and a copy to Atty. Fabian.
P. Richard Thomas, Judge
Mar. 31, 1989 copy to P. Blystone, Esq.

apr. 3, 1989 Sheriff's Return filed. SERVED Richard A. sager personally by handing a true copy of the Complaint to him on March 27, 1989 at 8:45 AM at Sheriff's Office, Crawford County Courthouse, Meadville PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 21, 1989, Affidavit of Service filed. 1. The undersigned is atty. for Pennbank, plaintiff in above action of mortgage foreclosure.
2. Pursuant to the court's order of Mar. 29, 1989 on Mar. 29, 1989 affiant mailed a true and attested copy of the complaint to dft. Denise M. Sager, a/k/a Denise McCaskey, by ordinary U. S. mail addressed to her last known address at 340 Gorham St, Morenci, Mich 49256, which is also believed to be the address of the dft's mother, as indicated by the Cert. of Mailing, postal Ser. Form 3817, attached.
3. pursuant to the court's order of Mar. 29, 1989 on Mar. 29, 1989 affiant mailed a true and attested copy ofthe complaint to Atty. Gary A. Fabian, present or former atty. of the dft. Denise M. Sager, addressed to his office at 373 Center St, Meadville, Pa. 16335 by ordinary U. S. Mail as indicated by Cert. of Mailing Postal Ser. Form 3817, attached.
4. Neither of the items referred to in the two proceeding paragraphs have been returned by the U. S. Post office tothe sender.
I hereby verify that the statements set forth in the foregoing are true and correct tothe best of my knowledge, information and belief. I understand that false statements made herein are subject tothe penalties of 18 Pa. C.S. Sect. 4904 relating to unsworn falsification to authorities.
Dated: Apr. 21, 1989 Peter E. Blystone Esq.

Apr. 25, 1989, Answer to Complaint in Action of Mortgage Foreclosure filed.

June 19, 1989 Notice Of Service Of Interrogatories To Defendant filed.

June 19, 1989 Notice Of Service Of Requests For Production To Defendant filed.

Bettie J. Peterson-Muth

164.

MARGARET McCLELLAND

vs.

THE LAWFUL HEIRS OF
MAUD McCLELLAND

Filed Feb. 21, 1989
@ 11:29 a.m.

Tax & entry paid	$50.50 ✓
Pro Co	9.00
Sheriff's Costs	259.00
Pro Co Pd 5-4-89	9.00 ✓

COMPLAINT FOR SATISFACTION OF MORTGAGE

1 copy (atty)

Feb. 21, 1989, Affidavit filed. Bettie J.Petterson-Muth, being duly sworn according to law, deposes and says that she is atty. for plaintiff in above action; that the defendant in this action, is dead, having died on Mar. 31, 1945. The said Maud McClelland appears to have left no apparent heirs, having no children or grandchildren or other heirs. Thorough searches of tax records, telephone directories and the like have uncovered no heirs. Bettie J. Peterson-Muth
Date 2/21/89

Feb.22, 1989, Motion for Service by Publication Pursuant to Pa. R.C.P. 430 and order filed. ORDER FOR SERVICE BY PUBLICATION: AND NOW, this 22 dayof Feb. 1989, upon consideration of the foregoing motion, the sheriff of Crawford County is ordered and directed to make service of the complaint on all named defendants, their heirs and assignees, by advertising a notice of the motion once in the Crawford County Legal Journal and once in the Meadville tribune newspaper, being a newspaper of general circulation in Crawford County. BY THE COURT,
P. Richard Thomas, J.

Feb. 22, 1989, copy to B. Peterson-Muth, atty.

Mar. 29, 1989, Motion for Judgment Pursuant to Pa. R.C.P. 1066, and Order filed. ORDER: AND NOW, Mar. 29, 1989, upon presentation of the foregoing Motion and after due consideration thereof, it is herebyordered and decreed that the defendants, the Lawful Heirs of Maud McClelland, their heirs and assigns, are forever barred from asserting any ritht, lien title of interest in the land described in paragraph 1 of the complaint in the above action inconsistent with the interest or claim of the plaintiff as set forth in the complaint, unless said defendants, or any of them, take such action as is herein directed within 30 (thirty) days after the entry of this judgment.

It is ordered and decreed that if no petition to open this decree is presented by said defendants, or any of them, within thirty (30) days from and after the entry of this judgment, the same shall become final. If such action is not taken within said thirty (30) days, the Prothonotary, on praecipe of the plaintiff shall enter final judgment.

Judgment entered 3/29/89
M - 111

Judgment
James F. Simmons,
Prothonotary

Apr. 13, 1989 Sheriff's Return filed. Published once only, on Wednesday, March 8, 1989 in Meadville Tribune, Meadville, PA, as per proof of publication attached.
Published once only, on Wednesday, March8, 1989 in Crawford County Legal Journal, Meadville, PA, as per proof of publication attached.
So answers, Howard N. Stewart, Sheriff

AND NOW, May 4, 1989 @ 4.29 P.M., Upon Praecipe of Plaintiff's Attorney, final judgment is hereby entered in this case, if favor of the plaintiff and against the defendants, pursuant to the foregoing Order of Court.

M-111

FINAL JUDGMENT
James F. Simmons
Prothonotary

1989

Anthony J. Vardaro

165.

Rosenberg, Kirshner, PC
Michael H. Marks

CAROL J. WILBURN

vs.

LAWRENCE E. WILBURN

Filed Feb. 21, 1989
@ 1:26 p.m.

Tax & entry Paid	$50.50
Pro Co pd 1/4/90	15.00
Pro Co Pd 1-22-90	9.00
State Pd 1-22-90	10.00
Pro co Pd 3/16/90	5.00

E. Wilburn said return receipt

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Feb. 21, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 22, 1989, Complaint Reinstated.

April 7, 1989, Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esq., Attorney for Plaintiff in this action and certifies that on March 23, 1989 she delivered to the Post Office in Meadville, PA for delivery to Lawrence E. Wilburn at 593 Farnsworth Ave., Pgh., Pa 15200 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 724 951 629 which is attached hereto as Exhibit "A". Thereafter on March 30, 1989 it was returned to Anthony J. Vardaro, return receipt card bearing the same number and signed byLawrence card being attached hereto as Exhibit "B".

Vicki Bradshaw

December 19, 1989, Separation and Property Settlement Agreement filed.

Dec. 19, 1989, Amended Complaint Pursuatn to §301(a) of the Divorce Code filed. (adding Equitable distribution)

Jan 18, 1990 Affidavit of service of Notice of Intention to Request Entry of Divorce Decree filed.

Jan 18, 1990 Upon Praecipe of Plaintiff's attorney for Review Under §201(d) of the Divorce Code, this case is moved to court.

Jan. 26, 1990 Memorandum filed. AND NOW, this 25th day of January, 1990, upon review of the record and after discussion with counsel for the plaintiff the record is returned to the Prothonotary because:

1. The record does not indicate service of the 201(d) affidavit on the defendant.
2. The record does not indicate an appearance by counsel for the defendant and thus the notice of intention to request entry of Divorce decree served on an attorney under Pa. R.C.P. 1920.42 may not be appropriate.
3. The record does not indicate service of the Amended Complaint on the defendant and the Court does not believe the Amended Complaint should be treated as a petition that would be permitted by the Divorce Rules.
4. When counsel for the plaintiff believes the record is proper and complete he may request either orally or by written praecipe, that the Prothonotary refer the matter back to the Court.

BY THE COURT,
Gordon R. Miller, J

Jan. 30, 1990 Copies of order to Anthony Vardaro.

Jan. 26, 1990 Amended Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, Attorney for Plaintiff in this action and certifies that when service of the Complaint in this matter was made on March 23, 1989 as set froth in a previously filed affidavit a true and a true and correct copy of Plaintiff's Affidavit under Section 201(d) of the divorce Code was also served upon theDefendant in the same mailing.

Vicki Bradshaw

Feb. 28, 1990 Complaint Reinstated.

Feb. 28, 1990 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to, law, deposes and says that she is the secretary to Anthony J. Vardaro, esquire, Attorney for plaintiff in this action and certifies that on February 28, 1990, she sent a true and correct copy of the reinstated Amened complaint in this matter to Michael H. Marks, Esquire, Attorney for Defendant, at 1500 Grant Building, PIttsburgh, PA 15219-2203 by first class mailed, postage prepaid.

Vicki Bradshaw

Feb 27, 1990 Appearance of Rosenberg, Kirshner, P.A. by Michael H. Marks, Esq. for Defendant filed.

Mar. 7, 1990 **DECREE FILED.**

1. Divorce: Upon consideration of the pleadings and Affidavits filed in the above case, this Court hereby grants an absolute divorce from the bonds of matrimon to the above named parties, on the grounds that the marriage is irretrievably broken and the parties have been living separate and apart for a period of at least three (3) years as is evidenced by an Affidavit filed by the Plaintiff under Section 201(d) of the Divorce Code to which no Counteraffidavit has been filed by the defendant.
2. Equitable Property determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accordance with a Separation and PropertySettlement Agreement dated December 19, 1989 executed by the parties and filed at the above captioned number and term in the Court of Common Pleas of Crawford County which distribution shall be as follows: (a) Each party shallhave possession of all tangible personal property in their possession as of December 19, 1989; (b) Defendant shall have possession of a certain motor vehicle currently phyically in his possession and Plaintiff agrees at the signing of this agreement to execute any and all documents necessary to transfer said motor vehicle to Defendant's sole ownership. (c) Defendant shall have all ownership of shares in an agricultural cooperativ and Plaintiff agrees to execute any and all documents necessary to transfer such ownership at the time of the signing of this agreement. (d) Plaintiff shall have possession of all cemetery lots owned bythe aprties and Defendant agrees to execute any documents necessary to transfer said cemetery lots at the signing of this agreement.
3. No other matters or causes of action provided under the Pennsylvania Divorce Code, Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 7th day of March, 1990.

BYTHE COURT:
Gordon R. Miller, J

Mar. 16, 1990, Notice of Election to Retake Maiden Name filed.
To Be Known AS: CAROL J. BOWES.

1989

Dale E. Anstine

166.

DAVID JON MUSSER

vs.

JERRY RAY COOKE
Rt. 1, Box 357
Julian, NC 27283 and

FURNITURELAND EXPRESS, INC.
2200 S. Main Street
High Point, NC 27261

Filed Feb. 21, 1989
@ 1:53 p.m.

Tax & entry Paid	$ 50.50 ✓
Sheriff's Costs	29.00
Pro Co Pd 3/6/90	6.00 ✓

SUMMONS IN TRESPASS

Issued (sheriff)

Mar. 21, 1989 Writ Return filed. Mailed Certified letter to Jerry Ray Cooke on February 22, 1989 at his last known address, Rt. 1, Box 357, Julian, NC 27283, which came back marked "Unclaimed" as per letter attached.
SERVED Furnitureland Express, Inc. by Certified Mail on February 24, 1989 at their last known address, 2200 S. Main Street, High Point, NC 27261, return receipt attached.
So answers, Howard N. Stewart, Sheriff

Mar. 5, 1990, Upon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record.

1989

Dale E. Anstine

167.

MELISSA STILL

vs.

JERRY RAY COOKE
Rt. 1, Box 357
Julian, NC 27283 and

FURNITURELAND EXPRESS, INC.
2200 S. Main Street
High Point, NC 27261

Filed Feb. 21, 1989
@ 1:53 p.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 29.00
Pro co pd 4/26/89 6.00 ✓

SUMMONS IN TRESPASS

Issued (sheriff)

Mar. 21, 1989 Writ Return filed. Mailed Certified letter to Jerry Ray Cooke on February 22, 1989, at his last known address, Rt. 1, Box 357, Julian, NC 27283, which came back marked "Unclaimed" as per letter attached.
SERVED Furnitureland expree, Inc. by Certified Mail on February 24, 1989 at their last known address, 2200 S. Main Street, High Point, NC 27261, return receipt attached.
So answers, Howard N. Stewart, Sheriff

Apr. 24, 1989 Upon praecipe of Plaintiff Attorney, the above captioned matters is marked settled and discontinued.

Clarence D. Neish

168.

Jorden & White
Harry Faber White II

COMMONWEALTH OF PENNSYLVANIA

vs.

$1,184.00 CASH AND ONE 1978 FORD RANGER F150 TRUCK, VIN. NO. X14HKCG2148

Property of:

MARSHALL GIBBS MILLER
1177 South Main Street
Meadville, Pa. 16335

Filed Feb. 21, 1989
@ 3:14 p.m.

Tax & entry fd 3/9/89 $50.50 ✓

PETITION FOR FORFEITURE AND CONDEMNATION

1 copy (atty)

RULE TO SHOW CAUSE:

AND NOW, this 21 dayof feb. 1989, a rule is issued upon Marshall Gibbs Miller, owner and/or possessor of the within defendant/property, to show cause why the prayer and order of the attached Petition fo forfeiture should not be granted.

Rule returnable, for the purpose of filing an Answer only, within thirty (30) days from the date of service of the attached Petition and this Rule upon Marshall Gibbs Miller, owner and/or possessor.

Failure to answer this petition within 30 days of service hereof will result in an order of Forfeiture being entered against said property, any law or rule of court to the contrary notwithstanding.

Notice shall be given in accordance with law.

BY THE COURT:
P. Richard Thomas, J.

Feb. 22, 1989, copy of order to Atty. Neish.

Mar. 22, 1989, Answer and Counterclaim of defendant filed.
1 copy (atty)

Apr. 18, 1989, Answer to Counterclaim filed.

May 15, 1989 Petition For Consent Order and ORDER filed. AND NOW, this 15 day of May, 1989, upon consideration of the foregoing PETITION FOR CONSENT ORDER, it is ORDERED, AJUDGED and DECREED as follows:

The five-ton house jack, the red tool box (with tools), the first aid kit, the tow cable, the tire gauge, the four-sided lug wrench and the jumper cables shall be returned to owner/claimant Marshall Gibbs Miller.

All claims of right, title or interest of Marshall Gibbs Miller or any other claimant in the remainder of the seized property are hereby declared to be terminated, revoked and rendered null and void. The $1,184.00 Cash, U.S. Currency is hereby condemned and forfeited to the Commonwealth of Pennsylvania, Office of Attorney General. The $1,184.00 cash shall be distributed as follows: three-fourths (3/4) to the Crawford County District Attorney's Office and one-fourth (1/4) to the Office of Attorney General, Bureau of Narcotics Investigations and Drug Control pursuant to the Judicial Code, Chapter 68, Controlled Substances Forfeitures, Sections 6801-6802, 42 Pa. C.S.A §6801 et seq., for use or disposition in accordance with law.

The registration heretofore issued by the Commonwealth of Pennsylvania for said vehicle is hereby declared to be terminated and revoked and the Department of Transportation is directed to reissue said registration in the name of the Department of General Services for official use, sale or disposition by the Office of Attorney General, Bureau of Narcotics Investigations and Drug Control.

The One .22 caliber rifle is forfeited to the Commonwealth of PA., Office of Attorney General, Bureau of Narcotics Investigations and Drug Control for disposition in accordance with law.

All seized items of personal property, other than those returned to the owner/claimant by this Order, including but not limited to, spare tires, stock jack and lug wrench, records, photographs and assorted papers are forfeited to the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Narcotics Investigations and Drug Control for disposition in accordance with law.

By The Court:
P. Richard Thomas, J.

May 17, 1989 Copy of Order to Attys. Clarence Neish, Harry White.

1989

Watts, Pepicelli, Youngs and Youngs PC
Alan L. Pepicelli

169.

THEODORE H. SHECKLER, JR. A MINOR, BY THEODORE H. SHECKLER AND CHRISTY M. SHECKLER, HIS PARENTS AND NATURAL GUARDIANS

vs.

J. R. HUBERT, A MINOR

Filed Feb. 21, 1989
@ 3:54 p.m.

Tax & entry Paid $50.50 ✓
6 00

SUMMONS IN CIVIL ACTION

Issued (atty)

Mar. 23, 1989 Acceptance of Service filed. I accept service of the Writ of Summons in Civil Action on behalf of J. R. Hubert, a minor, the above-captioned Defendant, and I hereby certify that I am authorized to do so as authorized agent for said Defendant.
Natalie Sweny

Mar. 31, 1989 Petition To Settle Minor's Claim and Order filed. AND NOW, this 31 day of March, 1989, upon consideration ofthe within Petition to Settle Minor's Claim, it is hereby ordered and decreed that a settlement of the within action of Theodore H. Scheckler, Jr., a minor, for the aggregate sum of $9,000 be approved, with distribution thereof to be as follows:

To Watts, Pepicelli, Youngs and Youngs PC - Attorney fees	$2,250.00
To Watts, Pepicelli, Youngs and Youngs PC - Reimbursement for Costs Advanced	$ 101.25
To Nobel Group Benefits - Reimbursement for Medical Expenses Pursuant to Adjusted Subrogation Claim	$ 750.00

Balance of $5,898.75 to a savings account, money fund account, certificate of deposit, or savings bond in the name of said minor, with the income earned on said funds to be accumulated and/or reinvested, such that no withdrawal of principal or interest can be made prior to said minor reaching the age of majority, except as authorized by prior Order of Court.

Upon payment of the aforesaid sums and costs of suit, the Defendant, J. R. Hubert, a minor, shall be released of any and all further liability, and the within case shall be dismissed with prejudice.

BY THE COURT,
P. Richard Thomas, J

Apr. 4, 1989 Copy of order to Alan Pepicelli

John Fuller
Fuller, Kinnunen
Petruso & Gamble

170.

RICHARD F. BALL AND CAROL L. BALL, HUSBAND AND WIFE

vs.

L.A. LITTLE, MARGARET WHITE, LEO H. CLARKE, HALLIE CLARKE FREEBORN, LEWIS E. CLARKE, ALTA CLARK, AND D. W. CLARK, THEIR HEIRS AND ASSIGNS

Filed Feb. 21, 1989
@ 4:09 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	200.00
Pro Co pd 5/18/89	9.00

COMPLAINT - ACTION TO QUIET TITLE

Feb. 22, 1989, Motion for service by Publication, Affidavit, and Order for Service by Publication filed. ORDER FOR SERVICE BY PUBLICATION: AND NOW, to-wit, feb. 22, 1989, upon consideration of the foregonig Motion the sheriff of Crawford County is ORDERED AND DIRECTED to make servie of the Complaint on the defendants, L. A. Litte, Margaret white, Leo H. clarke, Hallie Clarke Freeborn, Lewis E. Clarke, Alta Clark, and D. W. Clark, their heirs and assigns, by publication once in the Meadville Tribune newspaper, a newspaper of general circulation in Crawford County, Pennsylvania and in the Crawford County Legal Journal.

P. Richard thomas, J.

Feb. 22, 1989, copy to Atty. Fuller.

Mar. 28, 1989 Sheriff's Return filed. Publication of the Action to Quiet Title was made once only on March 8, 1989 in The Meadville Tribune, and in the Crawford County Legal Journal, Meadville, Crawford County, PA as per proof of publication attached.
So answers, Howard N. Stewart, Sheriff

Apr. 4, 1989 Motion For Judgment and Order filed. AND NOW, April 3, 1989, upon presentation of the foregoing Motion, and after due consideration thereof, it is hereby ordered, adjudged and decreed that the defendants, L. A. Little, Margaret White, Leo H. Clarke, Hallie Clarke Freeborn, Lewis E. Clarke, Alta Clark and D. W. Clarke, their heris and assigns, are forever barred from asserting any right, title, lien or interest in the land described in paragrph No. 2 of the Complaint in the above entitled case inconsistent with the interest of the plaintiffs as set forth in the Complaint, provided, however, that this decree shall become final only, if the defendants, or nay of them, fail to take any action as is herein directed within thirty (30) days from the date of this decree; IT IS FURTHER ORDERED AND DIRECTED that if no petition to open this judgment or to set aside this Ordr and Decree is presented by the defendants, or no actionof ejectment is commenced by them or any of them within thirty (30) days from and after the entry of this Order, the same shall become final, andif no such action is taken within said thirty (30) day period, the Prothonotary on Praecipe ofthe plaintiffs shall enter final judgment.

Robert L. Walker, J

Apr. 5, 1989 copy of order to John Fuller

And Now, May 16, 1989 at 12:54 p.m. upon praecipe of plaintiff's attorney final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

L-105; W-299; C-281; F-84; C-281
C-11-213

FINAL JUDGMENT
James F. Simmons
Prothonotary

1989

Legal Services
Margaret M. Eglinton

171.

R. Charles Thomas

CRYSTAL L. SHAFFER

vs.

DOUGLAS K. COULTER

Filed Feb. 22, 1989
At 11:02 a.m.

Indigent Filing
William Pineo, Mediator 114.50

Silky Reed. #57.25
From Defendant
Recd 6-6-89
#57.25
Vivian Stabby

COMPLAINT FOR CUSTODY

4 copies (atty)
1 copy (mediator)

Feb. 22, 1989, ORDER OF COURT: You, Douglas K. Coulter, dft., have been sued in court toobtain custody of the minor child, Derick Joseph Coulter.

You are ordered to appear in person at the time and place selected by WILLIAM PINEO, CUSTODY MEDIATOR, and to bring the child with you.

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

This Petition and order may be served by certified mail, restricted delivery.

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

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

Crawford County Bar Association, Service to the Public Committee, c/o Prothonotary Court house, Meadville, Pa. 16335, 814 724-4636.

BY THE COURT,
Robert L. Walker, J.

Feb. 22, 1989, Affidavit to Proceed In Forma Pauperis, Praecipe to Proceed In Forma Pauperis, filed. 1 copy (atty)

Mar. 6, 1989, Proof of Service filed. I hereby certify that a copy fothe foregoing Complaint waS served upon defendant Douglas K. Coulter, by U.S. Mail, REstricted Delivery at P.O. Box 438 Atlantic, Pa. 16111, on Feb. 28, 1989.

May 1, 1989 Temporary Order filed: AND NOW, this 28th day of April, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the the subject minor child, Derick Joseph Coulter, is hereby awarded to his father, the defendant.

2. The Plaintiff mother shall have the right of visitation with Derick every Thursday, starting with May 4, 1989, from 6:30 p.m. to 7:30, at the home of the father. Starting June 14, 1989, the mother shall have the right of visitation and temporary physical custody of Derick from Wednesday at 6:30 p.m. through Thursday at 6:30 p.m. In addition, she shall have the right of visitation and temporary physical custody with Derick for one week during the month of August. She shall notify the father one month in advance of which week she wishes to select.

3. When Derick shall have begun school, the mother's visitations will be on the second and fourth weekends of each month from Friday at 6:30 p.m. through Sunday at 6:30 p.m.

4. For the summer of 1990 and all summers thereafter, the mother shall have the right of visitation with Derick for one month during Derick's summer vacation from school. She shall give the father one month's notice of the period she wishes to select. During the time when Derick is visiting his mother, the father shall have the right of physical custody and visitation for one weekend from Friday at 6:30 p.m. through Sunday at 6:30 p.m. He shall notify the mother of the weekend he wishes to select at the same time she is notifying him of the summertime period that she wishes to select.

5. Holidays are defined as Independence Day, Labor Day, Thanksgiving, Christmas Eve, Christmas, New Years Day, Good Friday, Easter, and Memorial Day. Holiday visitations shall start at 9:00 a.m. and end at 6:30 p.m.. The mother shall have oliday visitations starting with Independence Day, 1989 and on the alternate holidays thereafter.

6. The mother shall not consume or be under the influence of alcoholic beverages during any time in which she has Derick under custody and care.

7. The motehr shall privide transportation in connection with the exercise of her visitation rights.

8. If, for any reason, the mother cannot exercise a scheduled visitation, she shall give the father as much notice as she can. If the mother fails to appear within one half hour of the time in which she is to appear for a scheduled visitation, the father may consider that the visitation has been canceled.

9. Costs and fees of this Mediation, which are fixed at $114.50, are divided equally between the parties. The father's share shall be assessed to him as costs in this case. The Mediator has noted for the Court that the mother is indigent and therefore, her costs shall be paid by Crawford County.

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

May 4, 1989 Copies of order put in boxes: Attys. Eglinton, Thomas and Pineo. Copy mailed to defendant.

May 30, 1989 Motion for Order Scheduling De Novo Hearing and Order filed: AND NOW, May 30, 1989, Hearing is scheduled for the 29th day of June, 1989, at 2 o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

Robert L. Walker,

June 5, 1989 Copies of order to Attys. Eglinton and Thomas.

June 29, 1989 Motion For Continuance and Order filed. And now, June 29th, 1989 This case is continued until the 8th day of August, 1989 at 2:00 o'clock p.m. Robert L. Walker, J

July 3, 1989 Copies of order put in Margaret Eglinton and R. Charles Thomas' box.

Aug. 8, 1989 Motion For Withdrawal of Request For De Novo Hearing and Order filed. And now, August 8th, 1989 Upon presentation and consideration of the within Motion the Defendant's counsel is authorized and directed to withdraw the request for hearing de novo and accordingly the recommendations entered by the Custody Mediator on the 28th day of April, 1989 is affirmed as a Final Order. Robert L. Walker, J

Aug. 8, 1989 Copiew of order put in Margaret Eglinton, R. Charles Thomas and William Pineo box

1989

pro se

172.

William J. Gregg

HARRY L. FOUST

vs.

ERNEST AND JUDY KEETON

Filed Feb. 22, 1989
@ 2:15 p.m.

Tax & entry Paid $50.25 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
HUBERT VOGAN, MAG. DISTRICT 30-3-02

Feb. 22, 1989, Rule Entered Upon Plaintiff to file Complaint Issued.

Mar. 7, 1989, Proof of Service filed.

Mar. 14, 1989, Complaint filed. 1 copy (plff)

Mar. 17, 1989, Affidavit filed. I, Harry L. Foust, acting as attorney for myself, did personally deliver a filed complaint to William Gregg, Attorney for Judy and Ernie Keeton. A copy of which has been filed with the Prothonotary's Office.
Harry L. Foust.

Bruce A. Barrett

173.

JUDY FLORENCE ALEXANDER

vs.

DAVID LEE ALEXANDER

Filed Feb. 22, 1989
@ 3:55 p.m.

Tax & entry Paid $50.50 ✓

PETITION FOR PROTECTION FROM ABUSE

1 copy (atty)

ORDER: AND NOW, this 22 dayof Feb., 1989, upon consideration of the foregoing Petition, a hearing is hereby set for the 27 day of Feb. 1989 at 3:00 p.m. in C. R. No. 1 or 2.

The Defendant is directed to refrain from abusing or threatening to abuse or assault or harass the plaintiff and further is directed not to enter the residence of the parties at any time when the plaintiff is present.

This Petition and order may be served by any competent adult or by the sheriff of crawford County.

The city of Meadville Police Dept. and/or the State police of the Com. of Pa. are directed toenforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means.

The defendant is hereby advised of his right to be represented by counsel and he is notified that this failure to attend the hearing sc heduled above may have serious legal consequences. The defendant should take this paper to his lawyer at once. If he does not have a lawyer, or cannot afford one, he should go to or telephone the office set forth below to find out where he can get legal help.

Crawford County Bar Assoc. ser. to the Public Committee, c/o Prothonotary, Crawford County Courthouse, Meadville, Pa. 16335, 814 724-4636.

BY THE COURT,
P. Richard Thomas, J.

Feb. 23, 1989 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned action.
2. that a true and correct copy of the Petition for Protection From Aubse was personally served upon the Defendant, David Lee Alexander, at 965 S. Main Street, Meadville, PA 16335 on February 22, 1989. Bruce A. Barrett

Feb. 28, 1989 Agreement and Consent Order filed. AND NOW,this 28 day of February, 1989, the parties agree that the following Order shall be entered, and that the Order shall not be deemed to be an admission of the facts set forth in the Petition:

1. The Defendant shall not assault, abuse, harass or attempt to assult, abuse or harass the Plaintiff at any time or at any place.
2. The Defendant shall not go to the residence of the Plaintiff at any time that the Plaintiff may be present. The Defendant may remove his clothing and personal belongings within 2 days after the date of this Agreement.
3. The Defendant may telephone the Plaintiff at her residence, at reasonable times to discuss matters relating to the children.
4. The parties acknowledge that they intend to attend counseling and nothing in this Order shall be deemed to prevent said counseling.
5. The parties shall share custody of their minor children, Alan and Amanda and the Defendant shall have visitation rights with the children, as the parties may mutually agree, pending further hearing or Agreement. The Defendant shall pick up and return the children to the Plaintiff's brother's residence, said brother esiding next door to the Plaintiff.
6. This Order shall remain in full force and effect for one year.
7. Any police officer having jurisdiction shall have the right to enforce this Order in accordance with the Protection From Abuse Act.

Robert L. Walker, J.

Feb. 28, 1989 Copy of Order to Atty. Bruce Barrett.

Feb. 28, 1989 Motion For Continuance and Order filed. And now, Feb. 27, 1989 The above mtoion allowed. Robert L. Walker, J

Mar. 1, 1989 Copy of order to Bruce Barrett

174.

PETITION FOR COMMITMENT

of

DAVID ROSENBERG

Filed Feb. 23, 1989

PETITION FOR COMMITMENT FOR PERSON WHO IS MENTALLY DISABLED - MENTAL HEALTH AND MENTAL RETARDATION ACT of 1966 (Sections 406, 407, 408, 410,411 & 413)

ORDER:

AND NOW, February 22, 1989, hearing in the above matter is set for March 9, 1989, at 2;15 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

The Mental Health/Mental Retardation office shall give all required notices. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Mar 13, 1989 Order filed: AND NOW, March 9, 1989, after hearing, the Court is satisfied that DAVID ROSENBERG is severely mentally retarded and is in need of specialized care. The present programming is unsatisfactory due to his behavior, his combative nature and the constant threat that he will injure himself or others. The present plan provides for day care activity at Polk School, but residence with parents. It is becoming impossible for the parents to manage DAVID ROSENBERG.

Testimony clearly shows that there is a need for a more restrictive environment and closer supervision. ACCORDINGLY, DAVID ROSENBERG is hereby committed to the Polk State School as a mentally disable person. In this regard, the Court is advised there are currently no openings but he will be accepted at the earliest possible time a placement is available at Polk Center. The Court recommends that special programing at Polk be undertaken and the Court notes the local mental retardation program notes that within the next few months, Waiver Program funds will become available in this area to adopt a specialized program to meet the needs of this person. The availability of funds and the type of programming remains to be developed.

This commitment shall be for a period of one (1) year, but the Court stresses that if local programing is developed to meet the needs of the patient, he may be returned to family or other local programing capable of meeting his needs without further Order of Court. If said programing is not developed within the next nine months, parents, Polk School or local retardation officials may request further hearing in this matter.

In view of the patient's age, physical strength and a growing aggresive conduct, the Court directs Polk School to bend every effort to admit the patient at the earliest opportunity as this Court is fearful for the patient's safety and the family caring for him if present conduct continues. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Mar 15, 1989 Copies of the order to Atty Hall, MH/MR.

Mar. 7, 1990 Order filed. And now, March 5, 1990, upon recommendation of the Mental Retardation Program and without objection from Polk State School, commitment of the above patient is hereby extended beyond the current expirtation date of March 9, 1990, for an additional period of six months. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Mar. 8, 1990 copies of order given to Stephen Hall and Paul Dickey

Sept. 25, 1990 Order filed. And now, September 9, 1990, the Court having received notice of the lack of progress of the above patient at Polk Center and a recommendation against return to the community, this Court hereby directs that the above Daniel Smith be continued in placement at Polk Center for another six months from this date or until sooner released by earlier court Order. BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Sept. 25, 1990 Copies to Stephen Hall and Paul Dickey

Feb 25, 1991 Order filed: AND NOW, February 21, 1991, in accord with the attached report, this court believes the stay of the above subject at Polk Center should be extended. ACCORDINGLY, effective at the expiration of a prior Order on March 3, 1991, this Court directs that the above patient be continued in commitment at Polk Center for another six (6) months, to be computed from March 3, 1991. BY ORDER OF THE COURT,
P. Richard Thomas
Senior Judge

FFeb 27, 1991copies to S. Hall, Paul Dickey & MH/MR.

Nov. 19, 1991 ORDER, filed. ORDER: AND NOW, November 15, 1991, the Court having received a report from the Crawford County Mental Health Program recommending continued placement at Polk for the above patient, the Court hereby extends its previous court orders for commitment an additional six (6) months with said extension to be effective Sept. 3, 1991. BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Nov. 22, 1991 copies to Stephen E. Hall Esq., Terry Morris and Paul Dickey.

Apr. 20, 1992 ORDER filed. AND NOW, April 20, 1992, in accordance with the attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accordinly, the commitment of the above named patient is continued for six (6) months from March 3, 1992.
BY THE COURT
Gordon R. Miller, P.J.

Apr. 23, 1992 copy to S. Hall & MH/MR

Feb. 26, 1993 ORDER filed. AND NOW, Feb. 24, 1993, in accordance with the attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six (6) months from Mar. 3, 1992.
BY ORDER OF COURT
Gordon R. Miller, P.J.

Mar. 5, 1993 copy to S. Hall & MH/MR

April 15, 1994 ORDER filed. AND NOW, April 14, 1994, in accordance with the attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the abaove named patient is continued for six (6) months from March 3, 1994.
BY ORDER OF COURT
Gordon R. Miller, P.J.

April 19, 1994 Copy of Order to Atty. Stephen Hall, MH/MR.

Continued to Page 174 A

1989 TERM

Petition for Commitment
of
David Rosenberg

Continued from Page 174
of Record
AD 1989 - 174

Aug. 30, 1994 ORDER filed. AND NOW, August 29, 1994, in accordance with the attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six (6) months from September 9, 1994.

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

9-2-94 Copy to Atty. Hall, MH/MR, & Polk State School

Sept 22, 1995 Order filed: AND NOW, September 21, 199t, in accordance with the attached report this court finds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six (6) months from March

BY THE COURT,
Gordon R. Miller,

October 2, 1995 Copies dist to Hall, Dickey and Lilley.

Sep 22, 1995 ORDER filed. AND NOW, September 21,1995, in accordance with the attached report this Court finds that the stayof the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six (6) months from March 3, 1995.

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

Oct. 2, 1995 Faxed Dickey Lilley & Hall

Mar.1, 1996 ORDER filed. AND NOW, February 29, 1996, in accordance with the attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six (6) months from March 4, 1996.

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

3-4-96 Faxed Hall, 3-5-96 mailed Dickey & Lilley

Aug. 28, 1996 ORDER filed. AND NOW, August 26, 1996, in accordance with the attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six (6) months from September 4, 1996.

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

Mar 20, 1997 ORDER: AND NOW, March 19, 1997, in accordance with teh attached report this Court finds that the stay of the above subject at Polk Center should be extended. Accoringly, the commitment of the above named patient is continued for six months from March 4, 1997.

Gordon R. Miller, P.J.

Mar 27, 1997 copy to Bill Lilley and Polk

Sept 24, 1997 ORDER: AND NOW, September 22, 1997, in accordance with the attached report this Cour tfinds that the stay of the above subject at Polk Center should be extended. Accordingly, the commitment of the above named patient is continued for six months from September 4, 1997.

Gordon R. Miller, P.J.

Oct 7, 1997 certified copies to MH/MR, Michael Forgy & Catherine Main

174
B

1989 TERM

Knox McLaughlin Gornall & Sennett, P.C.
Mark E. Mioduszewski

175.

Culbertson, Weiss, Schetroma & Schug
Nancy M. Sennett

UNITED STATES FIDELITY AND GUARANTY COMPANY, AND FIDELITY AND GUARANTY INSURANCE UNDERWRITERS, INC.

vs.

ROBERT K. MATHIS

Filed Feb. 23, 1989
@ 1:26 p.m.

Tax & entry Paid $50.50
Pro Co pd 10-17-94 6.00

ACTION FOR DECLARATORY JUDGMENT

1 copy (atty)

Mar 6, 1989 Acceptance of Service filed: We accept service of the Complaint in Action for Declaratory Judgmetn on behalf of the defendant, Robert K. Mathis, representing that we have authority to do so.
Culbertson, Weiss, Schetroma & Schug
Nancy M. Sennett, Esq.
Attorneys for Defendant.

Mar. 31, 1989, Preliminary Objections and Motion to Stay of Defendant, Robert K. Mathis, filed.

May 10, 1989 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument List.

On June 1989 Argument list

June 28, 1989 Order filed. AND NOW, June 26, 1989, this proceeding is stayed until final disposition of a case docketed at Robert K. Mathis versus United States Fidelity and Guaranty Company, et al in the Court of Common Pleas of Crawford County, Pennsylvania at Equity Docket Number 1988 - 25.
BY ORDER OF THE COURT,
Robert L. Walker, J

June 29, 1989 Copies of order put in Nancy Sennett's box and copy mailed to Mark Miodoszewski

Nov. 1, 1989 Order filed. AND NOW, November 1, 1989, for reasons set forth in an Opinion filed contemporaneously herewith in the case of Robert K. Mathis vs. United States Fidelity and Guaranty Company et al. in this Court at Equity Docket No. 1988 - 25, the Order in this case entered June 26, 1989 is vacated and the defendant is granted twenty (20) days from this date to file a responsive pleading to the Complaint for declaratory judgment in this case.
BY ORDER OF THE COURT,
Robert L. Walker, J

Nov. 2, 1989 Copy of order mailed to Mark Mioduszewski and copy of order put in Nancy Sennett's box.

Nov 13, 1989 Motion for Reconsideration and Order filed: AND NOW, Nov 13, 1989, motion denied.
By the Court,
Robert L. Walker, J.

Nov 15, 1989 Copies of order put in Atty. Sennett's box and mailed to Atty. Mioduszewski.

(See paper filed at Eq 1988 - 25)

Nov. 20, 1989, Application of Robert K. Mathis for Stay Pursuant to Pa. R.A.P. 1732 and Order filed. ORDER: AND NOW, this 19th dayof Nov. 1989, upon consideration of the foregoing Application for Stay of the Order entered on Nov. 1, 1989, pending Appeal, it is hereby ordered, adjudged and decreed that pursuant to Pa. R.A.P. 1732(a) the Nov. 1, 1989, Order entered in the above captioned matter and all further proceedings herein are hereby stayed pending appeal and final dispositon of the case docketed at Robert K. Mathis vs. United States Fidelity and Guaranty Company, et al, in the Court of Common Pleas of Crawford County, Pennsylvania, at Equity Docket 1988 - 25.

By the court:
Robert L. Walker, J.

Nov. 20, 1989, copies to Mark E. MIoduszewski, and Nancy J. Sennett.

Apr. 3, 1990, ORDER filed. And now, to-wit this 3 dayof Apr. 1990, having been advised by counsel for the parties that they have agreed to the method for litigating their disputes arising out of the claim of Mr. Mathis for underinsured motorist benefits, it is hereby ordered, adjudged and decreed as follows:

1. Having been advised that Mr. Mathis has discontinued or be will discontinuing his appeal pending in the Superior court of Pa. at Docket No. 1761 PGH 89 the stay of this declaratory judgment action imposed by this court's order of Nov. 19, 1989 is hereby lifted. Mr. Mathis will file a pleading in response to the plaintiff's complaint for declaratory judgment within 20 days from the date of this order and the parties are authorized to proceed with this declaratory judgment action in accordance with the Pa. Rules of civil Procedure.

2. the court understands that the parties have agreed that following the final resolution ofthe issue ofthe amount of underinsured motorist coverage afforded by USF&G to Mr. Mathis, whether that final resolution be by this court or any appellate court, the parties shall submit to arbitration the issues of Mr. Mathis' legal entitlement to recover damages under the underinsured motorist endorsement and the amount of damages as set forth in the USF&G Policy. Accordingly, within 30 days after the date of the final resolution of the issue of the amount of underinstred motorist coverage afforded by the USF&G policy, USF&G shall select its arbitrator and arbitration shall proceed in accordance with the arbitration provisions of the uninsured/underinsured motorist coverage part of the USF&G Police issued to Mr. Mathis.

3. This court acknowledges that the discontinuance by Mr. Mathis of his appeal shall be without prejudice to his filing a petition to compel arbitration inthe action initially commenced in this Court at Docket No. 1988-25 (Equity) should USF&G refuse or fail, within 30 days after final resolution of the issue of the amount of underinsured motorist coverage, to select an arbitrator or otherwise submit to arbitration of the issues of Mr. Mathis' legal entitlement to recover damages under th underinsured motorist endorsement or as to the amount of those damages. The court acknowledges the parties' agreement that Mr. Mathis has preserved the date on which heinitially commenced the proceedings at 1988 - 25 Equity, and that USF&G has not waived any defenses which it had prior to the filing and discontinuance of the appeal in that action.

P. Richard Thomas, J.

Apr. 5, 1990, copies to Mark E. Mioduszewsik and N. Sennett.

Apr. 23, 1990 Answer, New Matter and Counterclaim filed.

May 11, 1990 Upon praecipe of Defendant Attorney the Notice to Plead is hereby filed.

May 24, 1990 Reply to New Matter and Answer to Counterclaim filed.

Continued on page 556B

1989

176.

Emil Spadafore
Spadafore, Vardaro
& Walker

COMMONWEALTH OF PENNSYLVANIA

vs.

JAMES WEILAND

Filed Feb. 23, 1989
@ 1:37 p.m.

Tax & entry 2/6/14/54 $50.50

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

ORDER:
AND NOW, this 23 dayof Feb. 1989, upon presentation and consideration of the within Petition for Appeal from Suspension, a hearing ont he appeal shall be held on June 6, 1989 at 9:30 a.m. at the Crawford County Courthouse, Meadville, Pa. in C. R. No. 1 or 2, or as soon thereafter as the attention of the court may be had.

The Petitioners operating privileges are hereby reinstated pending a final decision of the appeal after hearing.

A copy of the within petition and order shall be served on theDept. of Transportation, Bur. of Driver Licensing Citation Processing Division, Room 302, Transportation of Safety Building Harrisburg, Pa. 17120, by cert. mail, return receipt request, at least sixty days (60) prior to the aforesaid hearing date.
2/23/89 BY THE COURT,
P. Richard Thomas, J.

June 6, 1989, Motion to Continue Hearing and order filed. ORDER: AND NOW, this 6th day of June 1989, the Hearing is continued generally.
Robert L. Walker, Judge
June 12, 1989, copies of order to Atty. Spadafore.

June 26, 1989 Petition For Allowance Of Appeal From Summary Conviction Nunc Pro Tunc filed.

1989

Kathleen R. Nelson

177.

CLAYTON KUHN

vs.

SANDRA KUHN

Filed Feb. 23, 1989
@ 1:44 p.m.

Tax & entry Paid	$50.50
Pro Co Pd 9/25/89	9.00
State Pd 9/25/89	10.00

COMPLAINT UDNER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty

March 7, 1989 Affidavit of Service filed. Clayton Kuhn, Plaintiff in the above-captioned matter, and being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to tne best of his knowledge, information and belief:

1. That the Affiant is the Plaintiff in the above captioned action.

2. That he served a true and correct copy of the Complaint in Divorce and Notice by personally hand delivering the same to the Defendant, Sandra Kuhn, at RD #1, Fisher Rd., Conneautville, Crawford Co. PA., at approximately 3:40 p.m. on March 3, 1989.

Clayton Kuhn, Plaintiff

Sept. 22, 1989, MARITAL AGREEMENT filed.

Sept. 22, 1989, AFfidavit of Consent of plaintiff filed.

Sept. 22, 1989, Affidavit of Consent of defendant filed.

Sept. 22, 1989, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved tocourt.

Oct. 9, 1989 **DIVORCE DECREE FILED.**

And now, October 9, 1989, it is ordered and decreed that Clayton Kuhn, plaintiff, and Sandra Kuhn, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas

1989

Quinn, Gent, Buseck
& Leemhuis, Inc.
Michael S. Jan Janin
Lawrence C. Bolla

178.

SNAP-ON TOOLS CORPORATION

vs.

JAMES SLOCUM

Filed Feb. 24, 1989
@ 8:51 a.m.

Tax & entry Paid $50.50 ✓
Sheriffs Costs 28.10

COMPLAINT IN REPLEVIN

Feb. 28, 1989, Motion for Issuance of Writ of Seizure, and Order filed. ORDER: AND NOW, to-wit, this 28th day of Feb. 1189 upon consideration of the Complaint for Replevin filed by plaintiff in the above captioned action and in further consideration of plaintiff's Motion for Writ of Seizure, it is hereby ORDERED, ADJUDGED AND DECREED that:

1. A hearing on said Motion shall be held on: March 16, 1989 at 2:00 p.m. in Courtroom No. 2, Courthouse, Meadville, Pa.

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

Robert L. Walker, J.

Feb. 28, 1989, copy of order to Atty. Michael Jan Janin.

Feb. 28, 1989 Notice Of Hearing For Seizure of Property filed.

Mar. 8, 1989, Sheriffs Return filed. SERVED James Slocum on March 7, 1989, at 11:45 am. by handing copies of Notice, Motion, Writ of Seizure, Order, and Complaint in Replevin to John Talentinow, person in charge of his business at Main St. Rt 77, Spartansburg, Crawford County Pa. 16434.

So ans wers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

179.

ORDER FOR JURORS FOR TRIALS
COMMENCING APRIL 10, 1989

Filed Feb. 24, 1989

ORDER FOR SEVENTY (70) CIVIL COURT JURORS
TO COME AND SERVE FOR TRIAL TERM COMMENCING
APRIL 10, 1989 @ 9:00 a.m.

TO THE SHERIFF AND JURY COMMISSIONERS OF CRAWFORD COUNTY:
ORDER: We command you, in your official capacity to draw from the jury wheel in accordance with the law, the names of seventy persons to serve as Jurors in the Court of Common Pleas to be held at the court house in Meadville, Pa. commencing April 10, 1989 at 9:00 a.m.

YOu, the sheriff, shall make an appropriate return as to how you have executed this order of the day and date aforesaid.

BY ORDER OF, the Hon. P. Richard Thomas, Pres. Judge at Meadville, this twenty fourth day of Feb. 1989.

James F. Simmons, Prothonotary

Apr. 24, 1989, Writ Returned. I do hereby make return that I have summoned the seventy persons whose names appear on schedule hereto attached to serve as Jurors at a term of court to be held at Meadville, Pa. commencing on Monday April 10, 1989.

So answers, Howard N. Stewart,
Sheriff

The schedule hereto attached is a correct list ofthe above Jurors drawn by us.

Nancy L. Hanes
Dorothy H. Kennedy
Jury Commissioners

1989

Jorden and White
Harry Faber WhiteII

180.

Adler, Jameson &
Claraval
Robert F. Claraval

ROBERT AND LEILANI BRYER, INDIVIDUALLY AND AS PARENTS AND NATURAL GUARDIANS OF SHANE BRYER AND AUDREY BRYER; AND SCOTT BRYER

vs.

PENNSYLVANIA DAIRY HERD IMPROVEMENT ASSOCIATION, INC.

Filed Feb. 24, 1989
@ 3:53 p.m.

Tax & Entry paid $50.50 ✓
Sheriff's Costs 38.00

COMPLAINT

1 copy (atty)

Mar. 14, 1989, Complaint Reinstated.

Mar. 28, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared LINDA L. SPOTTS, Chief Deputy Sheriff who being duly sworn according to law, deposes and says that on the 16th day of March, 1989, at 2:15 p.m., he served Complaint filed at NO. Term, 19, County Pennsylvania, upon defendant The Pennsylvania Dairy Herd Improvement Assoc.. at Service Center, Orchard Road, University Park, PA By making known the contents thereof to Barbara Catherman, Secretary and handing to and leaving with Barbara Catherman the certified copy of the Complaint received from Crawford County.
So answers, Linda L. Spotts, Chief Deputy
Gary G. Kunes, Sheriff

Served The Pennsylvania Dairy Herd Improvement Association, Inc. by deputizing the Sheriff of Centre County, PA as per his affidavit of service attached.
Served: March 16, 1989.
So answers, Howard N. Stewart, Sheriff

Apr. 20, 1989 Preliminary Objections filed.

June 14, 1989 Upon praecipe of Defendant Attorney the above captioned case is placed on the next argument list.

On Argument List July 1989

Sept. 12, 1989 Memorandum and Order filed. And now, September 11, 1989:
(1) We grant Defnedant's Preliminary Objection as to the improper venue of Crawford County and therefore thansfer the case tothe Common Pleas of Centre County, Pennsylvania, in accord with Rule of Civil Procedure 1006(3)(e) and the Prothonotary is directed to effectuate said transfer and assess transfer costs against the Plaintiffs.
(2) In light of the above, we abstain from deciding the remaining preliminary objections as these issues are to be more properly decided by the Centre county Court.

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

Sept. 12, 1989 Copy put in Atty. White's box and copy mailed to Atty. Claraval

1989

Mason and Mason
Joan D. Mason

181.

TRACY Y. HAZEN

vs.

THOMAS L. HAZEN

Filed Feb. 27, 1989
@ 11:02 a.m.

Tax & entry Paid	$50.50
Pro. Co. Pd 8/15/89	9.00
State Surcharge Pd.	10.00
Pro Co pd 9/12/89	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

March 14, 1989 Affidavit of Service filed. I, Joan D. Mason, Esq., Atty. for the Plaintiff in the above entitled case, and being duly sworn according to law, despose and say that I did on March 2, 1989, mail to the above Defendant, Thomas L. Hazen, by certified mail #P-547 808 445, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on March 4, 1989, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney, and is attached hereto.

Joan D. Mason, Attorney

July 5, 1989 Affidavit of Consent of Plaintiff filed.

July 6, 1989 Affidavit of Consent of Defendant filed.

August 15, 1989 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Aug. 24, 1989 DIVORCE DECREE FILED

And now, August 24. 1989, it is ordered and decreed that TRACY Y. HAZEN, plaintiff, and THOMAS L. HAZEN , defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Robert L. Walker, J.

Sept. 11, 1989 Notice Of Election To Retake Maiden Name filed. Tracy Y. Hazen
TO BE KNOWN AS: Tracy Y. Handy

1989

Cusick, Madden, Joyce
& McKay
Thomas W. Kuster

182.

McDOWELL NATIONAL BANK,
SHARON

vs.

IVOR J. LEE II

WRIT OF REVIVAL
of
DSB 1984 - 304

Writ of revival of judgment indexed in favor of the plaintiff and against the defendant in the sum of Fifty Seven thousand Five Hundred Dollars, with interest from Apr. 1, 1984.
Debt ---- $57,500.00
Int. from Apr. 1, 1984
L - 86 ---JUDGMENT
James F. Simmons, Pro

Issued (sheriff)

Filed Feb. 27, 1989
@ 1:40 p.m.

Mar. 29, 1989, Writ Reissued.

Pro Simmons Paid	$15.00 ✓
plff on orig	32.00
Sheriff's Costs	43.66
Pro Co Pd 6/6/89	9.00 ✓
~~Atk Pd 10-23-90~~	5.00 ✓

Apr. 24, 1989 Writ Return filed. Before me, the undersigned authority, personally appeared Albert Rock, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 13th day of April, 1989, at 9:40 a.m., he served Writ of Revival filed at No. 182 A.D. ter, 1989, Crawford County, Pennsylvania, upon defendant IVOR J. LEE, II at 551 Daugherty Avenue, Sharon, Pennsylvania By making known the contents thereof to Paula Lee, adult member with whom he resides and handing to and leaving with her the certified copy of the writ for defendant received from Sheriff of Crawford County.
So answers, Albert Rock, Deputy Sheriff
William H. Romine, Jr. Sheriff

SERVED Ivor J. Lee, II by deputizing the Sheriff of Mercer County, PA as per his affidavit of service attached. Served: April 13, 1989.
So answers, Howard N. Stewart, Sheriff

June 6, 1989, Affidavit of Service of plaintiff filed.

And Now, June 6, 1989, at 2:05 p.m., upon praecipe of plaintiff attorney, judgment of revival is hereby entered in favor of the plaintiff and against the defendant in the sum of FiftySeven Thousand Five Hundred Dollars, with int. from Apr. 1, 1984.
Judgment of revival entered - 6/6/89
L - 86

Debt.....$57,500.00
Int. from Apr. 1, 1984
JUDGMENT
James F. Simmons,
Prothonotary

Oct. 22, 1990 This Judgment Satisfied.
(See paper filed)

1989

Cusick, Madden, Joyce
& McKay
Thomas W. Kuster

183.

Assigned to MARINE NATIONAL BANK
~~McDOWELL NATIONAL BANK, SHARON~~

vs.

IVOR J. LEE, INC.,
IVOR H. LEE, AND
HELEN LEE; IVOR J. LEE II;
and PAULA LEE

Filed Feb. 27, 1989
@ 1:40 p.m.

Pro Simmons Paid $15.00
plff on orig 32.00
Pro C. Pd 6/6/89. 9.00
Assignment Pd. 11/29/89 5.00
Sheriff's Costs 113.98

WRIT OF REVIVAL

of

DSB 1984 - 305

Writ of Revival indexed in favor of plaintiff and against the defendant in the amount of Eight Hundred Sixty Two Thousand Five Hundred and 00/100 Dollars with int. from Mar. 1, 1984.

Debt ------$862,500.00
Int. from Mar. 1, 1984
L - 186, 86, 86,86, 136
JUDGMENT OF REVIVAL
James F. Simmons, Pro.

Issued (sheriff)

Mar. 29, 1989, Writ Reissued.

June 6, 1989, Affidavit of Service filed. Thomas W. Kuster, being duly sworn according to law, deposes and states as follows:
1. That notice of default pursuant to rule 237.1 was served upon defendants by reg. mail on May 12, 1989.
2. That copies of said notices are attached hereto as Exhibit "A" and copies of postal form 3817 are attached hereto as Exhibit "B".
The above stated facts are true and correct to the best of the affiant's knowledge, information and belief. Thomas W. Kuster, Esq.

And Now, June 6, 1989, at 2:05 p.m., upon praecipe of plaintiff attorney, Judgment of Revival entered in the sum of Eight Hundred Sixty Two Thousand, Five Hundred Dollars, with int. form April 1, 1984.

Debt $862,500.00
Int. from April 1, 1984
JUDGMENT
James F. Simmons, Pro.

Judgment entered - 6/6/89
L - 186, 86, 136, 86 and 86

June 6, 1989, Sheriff's Return filed: Before me, the undersigned authority, personally appeared Albert Rock, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 13th day of April, 1989, at 9:40 A.M., he served Writ of Revival filed at AD 1989-183, Crawford Co., Pa, upon defendants PAULA LEE and IVOR J. LEE, II, at 551 Daugherty Ave., Sharon Pa., by making known the contents thereof to Paula Lee personally and as adult member of the family, and handing to and leaving with her the certified copy of the writ received from Sheriff of Crawford Co.

Albert Rock, Deputy Sheriff
William H. Romine, Jr., Sheriff

Before me, the undersigned authority, personally appeared Albert Rock, who being duly sworn according to law, deposes and says that on the 10th day of April, 1989, at 11:20 A.M. he served Writ of Revival filed at AD 1989-183, Crawford Co., Pa, upon defendant Ivor J. Lee, Inc. at Ivor J. Lee, Inc., 66 North Main St., Sharon, Pa. by making known the contents thereof to Sharon Lane, Sec., person in charge and handing to and leaving with her the certified copy of the writ for defendant received from Sheriff of Crawford Co.

Albert Rock, Deputy Sheriff
William H. Romine, Jr., Sheriff

Before me, the undersigned authority, personally appeared Albert Rock, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 18th day of April, 1989, at 7:50 P.M. he served Writ of Revival filed at AD 1989-183, Crawford Co., Pa upon defendants IVOR H. LEE and HELEN LEE, at 426 North Keel Ridge Road, Hermitage, Pa by making known the contents thereof to Ivor H. Lee, personally and as adult family member, and handing to and leaving with him the certified copy of the writ received from Sheriff of Crawford Co., Pa.

Albert Rock , Deputy Sheriff
William H. Romine, Jr., Sheriff

SERVED all above named defendants by deputizing the sheriff of Mercer Co, Pa. as per his affidavits of service attached.

SERVED: Helen Lee -4/18/89 Ivor H. Lee - 4/18/89
Ivor Lee, Inc. - 4/10/89 Ivor J. Lee, II - 4/13/89
Paul Lee - 4/13/89

So answers, Howard N. Stewart, Sheriff

Nov. 29, 1989, THIS JUDGMENT ASSIGNED to Marine National Bank. (see Paper filed)

1989

184.

WILLIAM C. JOHNSON

vs.

JULIE H. JOHNSON

FILED Feb. 27, 1989
@ 1:43 p.m.

Tax & entry Paid $10.50 ✓
Pro Co Pd 2/27/89 5.00 ✓

CERTIFIED COPY OF DIVORCE FROM THE 24TH DISTRICT COURT FOR THE PARISH OF JEFFERSON, STATE OF LOUISIANA, NO. 370-999 --DOMESTIC RELATIONS SECTION ONE

JUDGMENT:

This matter came on for trial on the merits pursuant to prior fixing.

PRESENT: Arthur S. Mann, III, attorney for William C. Johnson
Mark Kaplinski, attorney appointed to represent Julie Hood Johnson

When, after hearing the pleadings and evidence and the record of this proceeding, the law and evidence being in favor of petitioner and for the reasons orally assigned,

IT IS ORDERED, ADJUDGED AND DECREED that there be judgment herein in favor of plaintiff, William C. Johnson and agaINST THE DEFENDANT Julie Hood Johnson, decreeing a divorce a vinculo matrimonii for ever severing the bonds of matrimony which previously existed between them and finding Julie Hood Johnson at afult in bringing about the separation and divorce between the parties.

GRETNA, LOUISIANA this 29 dayof November, 1988.

Jacob L. Karno, Judge
24th Judicial District Court
Parish of Jefferson, La.

Feb. 27, 1989, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: JULIE R. HOOD

1989

Barrett & Dratler
Bruce A. Barrett

185.

Spadafore, Vardaro
& Walker
Anthony J. Vardaro

JIMMY ALONZO LOUCKS

vs.

PAMELA A. LOUCKS

Filed Feb. 27, 1989
@ 2:44 p.m.

Tax & entry Paid $50.50 ✓
Pro 1 count pd.3/21/89- 15.00 ✓
John Fuller, Mediator
Pro Co. PD 6-30-89 9.00 ✓
State Surcharge Pd. 10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

March 2, 1989 Affidavit of Service filed.Bruce A. Barrett, Esq., being duly sworn according to law, deposes and says that the following acts in support of his Affidavit of Service are true and corect to the best of his knowledge, information and belief.

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

2. That a true and correct copy of the Complaint Under Section 201(c) of the Divorce Code was mailed Feb. 27, 1989. The sender's receipt is attached hereto.

3. The registered mail was sent to Pamela A. Loucks, R D #3, Union City, PA. 16438.

4. That the Defendant received said registered mail on Feb. 28, 1989. Said receipt card number P 966 074 335 is attached hereto and signed by Pamela A. Loucks.

Bruce A. Barrett, Atty.

Mar. 17, 1989, Answer and Counterclaim to Complaint in Divorce filed; request for Custody added. 1 copy (atty) 1 copy (mediator)

Mar. 17, 1989, ORDER OF COURT filed. YOU, Jimmy A. Loucks, plaintiff, have been sued in court to obtain custody, partial Custody, or visitation fo the child, James Loucks.

You are ordered to appear in person in front of JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and such place as he shall designate for a Mediation Conference.

You are further ordered to bring with you the child, James Loucks.

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.

Pending the Mediation Conerence, physical custody ofthe chld, James Loucks, shall remain with the plaintiff but the defendant shall have visitation privileges each weekend beginning at 6:00 p.m. on Friday and ending at 6:00 p.m. on Sunday with the defendant responsible for picking up the child from Plaintiff's residence to begin each visit and plaintiff responsible for picking up the child at defendant's residence at the end of each visit.

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

Crawford County Bar Association, Service to the Public Committee, c/o Prothonotary, Courthouse, Meadville, Pa. 16335, Tele: 814- 724-4636.

Dated: Mar. 20, 1989
1 copy (atty 1 copy (mediator

BY THE COURT,
Robert L. Walker, J.

May 19, 1989 Order filed. AND NOW, May 18, 1989, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of the minor child, James Loucks, shall be shared between the father, Jimmy Alonzo Loucks, and the mother, Pamela A. Loucks, that is, each parent shall be entitled to full access to school records, medical records, and other important records, and each parent sahll be entitled to take part fully in decisions affecting the child's education, medical treatment, religious instruction andother such important decisions

II. Physical custody of the minor child, James Loucks, shall be shared between the mother and the father as follows:

A. The father shall be entitled to custody of the child each week, beginning May 4, 1989, from Thursday at 6:00 p.m. until the following MOnday at 10:00 a.m.

b. The mother shall be entitled to custody of the child each week, beginning Monday, May 8, 1989, from 10:00 a.m. Monday morning until Thursday evening at 6:00 p.m.

C. Transportation of the child to and from the home of the mother and father shall be divided with the mother providing transportation for the child on Thursday when the child is returned to the father's home and the father shall provide transportation Monday morning when the child is returned to the mother's home.

D. Holidays shall be defined as Christmas and Thanskgiving. In 1989 and odd years thereafter, the father shall be entitled to have the child in his custody Thanksgiving morning until Noon and the mother shall be entitled to have the child in her custody from Noon until 6:00 p.m. whenthe child shall be returned to the father.

In 1989 and odd years thereafter, the child shall be in the home of the father on Christmas day from Noon until 6:00 p.m. and in the home of the mother Christmas morning until Noon.

In 1990 and even years thereafter, the child shall be in the home of the father on Christmas morning until Noon when the child shall be delivered tothe home of the mother, who shall have custody of the child from Noon until 6:00 p.m.

In 1990 and even years thereafter, the child shall be inthe home of the father on Thanksgiving Day from Noon until 6:00 .m. and in the home ofthe mother Thanksgiving morning until Noon.

E. This order is entered without prejudice to the right of either party to request a further mediation conference or hearing once the child begins kindergarten.

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

G. 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.

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

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

IV. Cost of the mediation conference shall be paid by Crawford County. Robert L. Walker, J

May 22, 1989 Copies of order to Anthony Vardaro, Bruce Barrett and John Fuller

June 28, 1989 Affidavit of Consent of Defendant filed.

June 30, 1989 Affidavit of Consent of Plaintiff filed.

June 30, 1989 Upon Praecipe of Plaintiff Attorney For Reveiw Under Section 201(c) of Divorce Code, this case is mvoed to Court.

July 14, 1989 **DIVORCE DECREE FILED.**

And now, July 14, 1989, it is ordered and decreed that Jimmy Alonzo Loucks, plaintiff, and Pamela A. Loucks, defendant are divorce from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas,J

Continued on page 557

1989

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

186.

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

JULIA MILLER

Filed Feb. 27, 1989
@ 2:57 p.m.

Tax & entry Paid $50.50 ✓
Sheriffs costs 23.15
Pro Co pd 3/31/89 9.00 ✓

EX 1989 - 40

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Feb. 27, 1989, Affidavit of Non Military Service of Defendants filed.

Mar. 8, 1989, Sheriffs Return filed. SERVED Julia Miller personally by handing copy of Complaint to her on Mar. 6, 1989 at 4:15 p.m. at her residence, R. D. #1, Townville, Crawford County, Pa.
So answers; Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Mar. 31, 1989 at 4:30 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Seven Thousand Nine Hundred and 44/100 plus interest and cost of suit.
M-211 Debt $7,900.44
judgmented entered 3/31/89 Int. to 12-30-88
Judgment
James F. Simmons
Prothonotary

1989

Edmund J. Zäller

187.

DUANE PIERT

vs.

JACQUELINE M. PIERT

Filed Feb. 28, 1989
@ 9:48 a.m.

Tax & entry Paid $10.50
Sheriff's costs 18.00

CERTIFIED ORDER (CUSTODY) FROM THE COURT OF COMMON PLEAS DIVISION OF DOMESTIC RELATIONS FROM LAKE COUNTY, OHIO - NO. 88 DR 0312.

3 copies (plaintiff)

JUDGMENT ENTRY:
This cause came on for hearing this 16 day of February 1989 on Plaintiff's Emergency Ex-Parte Motion to Show Cause, and upon the evidence, the court finds that Plaintiff's Motion is well taken.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant, Jacqueline M. Piert, is hereby ordered to immediately return the minor children, Brian A. Piert and Brandon R. Piert, to the Plaintiff.

IT IS FURTHER ORDERED that any law enforcement agency is hereby authorized and empowered to enforce this order.

IT IS SO ORDERED.

Judge Ross D. Avellone,
Lake County, Ohio

Mar 7, 1989 Sheriff's Return filed: Personally appeared before me, the Prothonotary in and for said County, Howard N. Stewart, Sheriff of Crawford County, who being duly sworn, says that he has made diligent search and inquiry for said defendant Jacqueline M. Piert in the Commonwealth of Pennsylvania and that she could not be found therein.

Howard N. Stewart, sheriff

Before me, the Prothonotary
Sworn.

1989

Knox, McLaughlin Gornall & Sennett PC
Timothy M. Sennett

188.

Anthony J. Vardaro

Stephen M. Elek
for Craw. Co. Fair Assn.
Crawford County

ROBERT O. TODD AND ANNA B. TODD

vs.

CRAWFORD COUNTY FAIR ASSOCIATION, AND CRAWFORD COUNTY

Filed Feb. 28, 1989
@ 11:46 a.m.

Tax & entry Paid $50.50 ✓
Pro Co pd 10/2/90 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (atty)

Mar. 16, 1989 Acceptance of Service of Anthony J. Vardaro, on behalf of defendant Crawford County, filed.

Mar. 16, 1989, Acceptance of Service of Anthony J. Vardaro, on behalf of Crawford County Fair Association, defendant, filed.

May 17, 1989 Complaint filed.

June 5, 1989, Appearanc eof Stephen M. Elek, Esq. attorney for defendant Crawford County Fair Association, filed.

June 12, 1989 Appearance of Stephen M. Elek, Esquire for Defendants filed.

July 24, 1989 Answer and New Matter filed.

July 24, 1989 Notice Of Service Of Interrogatories on Plaintiffs filed.

Aug. 4, 1989, Affidavits to Answer and New Matter filed.

Aug. 9, 1989 Reply To New Matter filed.

Aug. 17, 1989 Notice of Service of Interrogatories to Defendant, Crawford County Fair Association filed.

Aug. 17, 1989 Notice of Service of Interrogatories to Defendant, Crawford County filed.

Aug. 17, 1989 Notice of Servic e of Request for Production to Defendant Crawford County Fair Association filed.

Aug. 17, 1989 Notice of Service of Request for Production to Defendant Crawford County filed.

Sept. 7, 1990 Certificate of Readiness filed.

1990 OCTOBER CIVIL TRIAL LIST

Oct. 1, 1990 Upon praecipe of Plaintiff Attorney this action is hereby marked settled and discontinued of record.

1989

Kathleen R. Nelson

189.

BARBARA J. LONG

vs.

MARK D. LONG

Filed Feb. 28, 1989
@ 1:13 p.m.

Indigent filing

Pro.Co. pd 11/15/93 9.00
State Pd 11/15/93 10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION AND CUSTODY

1 copy (atty)

Feb. 28, 1989, Petition for Leave to Proceed In Forma Pauperis, and Order filed. ORDER: AND NOW, this 28th dayof Feb. 1989 upon consideration of the within Petition, it is hereby ordered that leave to granted for the petitioner, Barbara J. Long, to proceed in forma pauperis, and further, leave is hereby reserved to the court to assess costs against either party at a later date. By the Court,
1 copy (atty) Robert L. Walker, J.

Mar 10, 1989 Affidavit of Service filed: KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of here knowledge information and belief.

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

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Mark D. Long, on March 1, 1989.

3. The registered mail was sent to Mark D. Long, c/o Denise Long, at 2218 Rice Avenue, Lake City, Pennsylvania 16423. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on March 3, 1989. Said Return Receipt card P 809 109600 is attached hereto, signed by Mark D. Long, and made a part hereof.

Kathleen R. Nelson
Attorney for Plaintiff

Apr. 17, 1989 Motion For Appointment of Custody Mediator and Order filed. YOU, MARK D. LONG, Have been sued in Court to obtain custody of the childre, Richard Joseph Long and Mark Donald Long, Jr.

You are ordered to appear in person at the time and place selected by John Fuller, Custody Mediator.

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

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

CRAWFORD COUNTY BAR ASSOCIATION
c/o Prothonotary's Office
Meadville, PA 16335
Telephone: (814) 382 - 3949

Dated: 4/17/88

BY THE COURT,
P R Thomas, J

Apr. 17, 1989 1 copy atty 1 copy Mediator

Oct. 11, 1993 Affidavit of Consent of Plaintiff filed.

Oct. 11, 1993 Affidavit of Consent of Defendant filed.

Nov.15, 1993 Upon Praecipe of Kathleen R. Nelson, Esquire, Attorney for Plaintiff to transmit record, case moved to court.

DIVORCE DECREE FILED

Nov. 22, 1993 STIPULATION and CONSENT DECREE, AND NOW, this 22nd day of Nov., 1993, the Court orders and decrees as follows:

1. Divorce

Upon consideration of pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above named parties upon the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint. An affidavit has been filed by each of the parties evidencing that each consents to the divorce pursuant to Section 3301(c) of the Pa. Divorce Code.

2. Marital Personal Property

Each party shall retain those items of marital personal property such as jewelry, clothing, furniture, and marital personal effects, now in his or her possession.

3. Debts

The Defendant shall assume all responsibility of payment of those marital debts in existence at the time of the parties separation including, but not limited to, any sums owed to Sears and Roebuck, Kaufmans, Meadville Area Ambulance Service, and Erie County for Defendant's criminal court costs.

4. Custody

Legal and physical custody of the parties minor children, Richard Long, Mark Long, Jr., and Alexandria Long, shall be with the Plaintiff, with the Defendant to enjoy visitation with the minor children at such times that shall be mutually agreeable between the parties.

Gordon R. Miller, J.

Apr 3, 1997 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order: And now April 2, 1997 the Defendant's request to proceed in forma pauperis is denied.

Anthony J. Vardaro, J.

Apr 3, 1997 Faxed Nelson & Mailed Dft.

1989

Culbertson, Weiss, Schetroma and Schug
Mary A. Kirkpatrick

190.

ALICE FROST

vs.

MICHAEL ALLEN FROST

Filed Feb. 28, 1989
@ 1:18 p.m.

Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 28, 1989, Petition for Leave to Proceed in Forma Pauperis and Order filed. ORDER: AND NOW, Feb. 28, 1989 upon presentation of the foregoing petition, the plaintiff, Alice Frost may proceed in Forma Pauperis. Reserving the right to impose cost if appropriate.

BY THE COURT,
Robert L. Walker, J.

Feb. 28, 1989, copy of order to Atty. Kirkpatrick.

Mar 9, 1989 Affidavit of Service filed: AND NOW, March 9th, 1989, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Alice Frost, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 401 440 998, postmarked March 1, 1989, to the last known address of the Defendant, Michael Allen Frost, R.D.#2, Box 241A, Spartansburg, Pa 16434.

3. That the Defendant, Michael Allen Frost, on March 6, 1989, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit"A".

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

Mary Ann Kirkpatrick, Esq.

June 22, 1989 Affidavit Of Consent of Defendant filed.

June 23, 1989 Affidavit Of Consent of Plaintiff filed.

June 26, 1989 Upon praecipe of Plaintiff Attorney, For Review Under Section 201(c) of the Divorce Code, this case moved to court.

July 13, 1989 **DECREE FILED.**

And Now, July 13, 1989, it is ordered and decreed that Alice Frost, Plaintiff, and Michael Allen Frost, defendant, are divorced from the bonds of matrimony.

By the Court:
P. Richard Thomas, J

1989

Bettie J. Peterson-Muth

191.

VICKE L. HAMILTON

vs.

JEFFREY P. HAMILTON

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Feb. 28, 1989
@ 3:06 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co. PD 7-20-89	9.00
State Surcharge Pd.	10.00

Mar. 13, 1989 Affidavit Of Service filed.- Personally appeared before me, a Notary Public in and for the said Commonwealth and County, at Meadville, Pennsylvania, Bettie J. Peterson-Muth, an attorney admitted to practice in the Commonwealth of Pennsylvania, who being duly sworn according to law deposes and says that she served a true and attested copy of the Complaint in Divorce, the same having been certified by James F. Simmons, Prothonotary, as such, on Jeffrey P. Hamilton, the Defendant, personally at 9:15 A.M., on March 2, 1989, at said Attorney's place of business, Star Route 27, Meadville, Pennsylvania by reading the same tohim and making known the contents of same and leaving said true and attested copy with him. Bettie J. Peterson-Muth

Mar. 13, 1989 Acceptance of Service filed. I accept service ofthe Complaint in Divorce as of March 2, 1989. Jeffrey P. Hamilton

July 20, 1989 Affidavit of Consent of Plaintiff filed.

July 20, 1989 Affidavit of Consent of Defendant filed.

July 20, 1989 Upon Praecipe of Plaintiff Attorney to Transmit Record under Section 201(c) of Divorce Code, this case is moved to Court.

July 20, 1989 Motion For Withdrawal Of Contingent Matters and Order filed. AND NOW, 8/1, 1989, The Motion is hereby granted and all contingent pending matters in the above action are hereby withdrawn from consideration by this Court. P. Richard Thomas, J

Aug. 4, 1989 Copy of order put in Bettie Muth's box.

Aug. 1, 1989 **DIVORCE DECREE FILED.**

Ans now, August 1, 1989, it is ordered and decreed that Vicke L. Hamilton, plaintiff and Jeffrey P. Hamilton, defendant, are divorced from bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Ferguson, Spataro
& Rowden
John F. Spataro

192.

LILLIAN S. JOHNSON

vs.

F. CHRIS JOHNSON

Filed Mar. 1, 1989
@ 9:32 a.m.

Tax & entry pd 3/4/89 $50.50 ✓

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER: AND NOW, this 1st day of March, 1989, upon petition of Lillian S. Johnson, through her attorneys, Ferguson, Spataro & Rowden, JOHN FULLER, ESQ. if hereby appointed child Custody Mediator in this matter. The parties and their counsel shall attend the mediation conference scheduled by the Child Custody Mediator and shall comply with all requests of the Child Custody Mediator.

It is further ordered and decreed that pending a final determination by the court, the aforesaid minor children, Nels Christian Johnson and Merrick Anson Johnson, shall remain in the primary custodial care of their mother, Lillian S. Johnson.

BY THE COURT,
Robert 1. Walker, J.

Mar 9, 1989 Affidavit of Service filed: I, the undersigned being duly sworn according to law, depose and say that I served a true and correct copy fo the Petition for Custody certified by the Prothonotary of Crawford County, Pennsylvania, on the above named defendant by personal delivery on the 8th day of March, 1989, at 10:25 A.M. at the Defendant's place of residence at 710 Chestnut Street, Meadville, Pennsylvania.

James Withers, Constable

Nov 15, 1989 Motion for Withdrawal of Custody Petition and Order filed: AND NOW, this 15 day of Nov., 1989, upon consideration of the within Motion, the relief requested is granted and the petition for custody is dismissed.

By the Court,
P. Richard Thomas, J.

Nov 16, 1989 Copies of order put in Atty. Spataro's box.

Allen and Hall
Stephen E. Hall

193.

DOROTHY M. SHOFFNER

vs.

BRYAN C. SHOFFNER

Filed Mar. 1, 1989
@ 10:06 a.m.

Indigent filing

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, AND CLAIM FOR EQUITABLE DISTRIBUTION.

1 copy (atty)

Mar. 1, 1989, Application To Proceed In Forma Pauperis, and Order filed.

ORDER: AND NOW, Mar. 1, 1989, upon consideration of the foregoing application, Plaintiff Dorothy M. Shoffner is granted leave to proceed in this matter, In Forma Pauperis and the Prothonotary is directed to accept the Complaitn for filing.

This order is without prejudice to a future showing that either party is financially able to pay all or part of the costs incurred in this matter.

1 copy (atty) BY THE COURT:
Robert L. Walker, J

June 21, 1989 Affidavit of Service filed. Stephen E. Hall, Esq., hereby verifies that he is attorney for Plaintiff, Dorothy M. Shoffner, in the above-captioned divorce matter and that on March 2, 1989 he caused to be mailed a true and correct copy of the Complaint in Divorce by certified mail, restriected delivery to his place of residence and that he received in due course the return receipt card dated March 4, 1989 indicating the signature of the Defendant or his authorized agent. The orginial receipt for certified mail and return receipt card are attached hereto.

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

Date 6/19/89 Stephen e. Hall

June 21, 1989 Affidavit of Consent of Defendant filed.

June 21, 1989 Affidavit of Consent of Plaintiff filed.

June 21, 1989 Motion For Permission To Withdraw Claim For Equitable Distribution and Order filed. AND NOW, June 21, 1989 upon consideration of the foregoing Motion the same is allowed and plaintiff is hereby permitted to withdraw her claim for equitable distribution.

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

June 21, 1989 Copy of order put in Atty. Hall's box.

June 21, 1989 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code this case moved to court.

June 28, 1989 **DIVORCE DECREE FILED.**

And now, June 28, 1989, it is ordered and decreed that Dorothy M. Shoffner, plaintiff, and Bryan C. Shoffner, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Shafer, Swick Bailey
Irwin and Stack
James R. Irwin

194.

IN RE:
NAME CHANGE OF DONALD ALFRED JOLIET, JR., AN ADULT

Filed Mar. 1, 1989
@ 10:11 p.m.

Tax & entry Paid $50.50
Pro Co 4/6/89 9.00

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, this 1st day of March 1989, upon presentation of the attached Petition for Change of Name, hearing of said Petition is set for the 29th day of March 1989, at 9:00 a.m. in Courtroom 1 or 2 of the Crawford CountyCourthouse, Meadville, Pa.

Notice of filing of the within Petition and of the aforesaid date for hearing shall be published in the Meadville Tribune, and the Crawford County Legal Journal 1 times.

Per Curiam,
Robert L. Walker, J.

Mar. 1, 1989, copy to James Irwin, Esq.

Mar. 29, 1989, Proof of Publication from Meadville Tribune filed.

Mar. 29, 1989, DECREE filed. AND NOW, this 29 day of March 1989, at the time set for hearing, this court being satisfied from the testimony elicted this date, that the Petitioner above named is an adult individual sui juris and that it is in the best interest of the petitioner to change his name from Donald Alfred Joliet, Jr. to Donald George Rogers, does hereby graNT Petitioner's request; and

FURTHER, the Bureau of Vital Statistics, Department of Health, Commonwealth of Pennsylvania is directed to amend the Birth Certificate No: 402 to reflect the change of the sir name from Donald Alfred Joliet, Jr. to Donald George Rogers.

BY THE COURT,
P. Richard Thomas, J.

Mar. 30, 1989, copy of decree to James Irwin, Esq.

1989

Mahany, Roeder & Smith
Barbara L. Smith

195.

RE:

BOROUGH OF SPARTANSBURG

Filed Mar.1, 1989
@ 10:26 a.m.

Tax & entry Paid $10.50 /

PETITION TO DECREASE THE NUMBER OF COUNCIL MEMBERS FROM SEVEN (7) TO FIVE (5)

RULE:

AND NOW, this 1st day of Mar. 1989, upon consideration of the within Petition to Decrease the Number of Council Members for the Borough of Spartansburg from seven (7) to Five (5), a Rule is granted on any resident of the Borough of Spartansburg toshow cause why the releif requested in the foregoing Petition should not be granted.

Notice to be given by advertisement one (1) time in the Crawford County Legal Journal and one (1) time in the Titusville Herald and Corry Evening Journal at least ten (10) days prior to the date of hearing.

Rule returnable the 23rd day of May 1989 at 9:00 a.m. in Court Room 1 or 2 at Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Mar. 2, 1989, copy of ruletto Barbara Smith, Esq.

May 22, 1989 Motion for Continuance and Order filed: AND NOW, this 22nd day of May, 1989, upon the foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED that the foregoing Motion for Continuance be granted and Hearing in the above captioned matter be rescheduled for June 5, 1989 at 9:00 a.m. in Courtroom 1 or 2, at Meadville, Pennsylvania. Notice to be given in accordance with the March 1, 1989 order.

By the Court,
Robert L. Walker, J

May 24, 1989 Copies of order mailed to Atty. Barbara Smith.

June 5, 1989 Exhibits filed.

June 5, 1989, Verification filed. I, Tamera Ochs-Rothschild, verify that notice has been given in accordance with the court order dated Mar. 1, 1989 with regard to the hearing on the Petition to Decrease the number of Council Members from Seven (7) to five (5) as evidenced by the Proofs of Publication attached hereto as "Exhibit A", Exhibit B, and Exhibit C."
Dated: June 5, 1989

Tamara Ochs-Rothschild, ESq.

1989

James R. Irwin

~~Mason and Mason~~
~~Joan D. Mason~~ (withdrawn)

196.

DANIEL A. TRACE

vs.

BETTY L. TRACE

Filed Mar. 1, 1989
@ 11:04 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co pd 7/8/91	9.00
State pd 7/8/91	10.00

Divorce Code filed.

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 23, 1989, Affidavit of Service filed. I, Joan D. Mason, Esq. Atty. for the plaintiff in the above case, and being duly sworn according to law, depose and say that I did on Mar. 16, 1989, mail to the above dft. Betty L. Trace, by cert. mail P-547 808 448 ret. rec. req. del to addressee only, a complaint in the above action. Said notice was received on Mar. 20, 1989, as indicated by the ret. rec. card which was returned to the office of the Plaintiff attorney and is hereby attached.

Joan D. Mason, Esq.

Mar. 22, 1991 Motion to Withdraw and Order filed. AND NOW, March 22, 1991 motion allowed. Gordon R. Miller, J

Mar. 25, 1991 Copy of order put in Joan Mason's box.

Apr. 3, 1991 Appearanc eof James R. Irwin, attorney for plaintiff filed.

Apr. 3, 1991, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Apr. 22, 1991 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

July 1, 1991, Motion to Withdraw Count 2 and order filed. ORDER: AND NOW this 1st day of July 1991 count 2 of plaintiff's Complaint in Divorce with regard to Equitable Distribution is hereby withdrawn.

BY THE COURT,
Gordon R. Miller, J.

July 3, 1991 copy of order to Atty. Irwin

July 5, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

July 17, 1991 Order filed. AND NOW, July 12, 1991, th ematter is before the Court on the plaintiff's praecipe to transmit the record for review and the entry of a divorce decree under 23 Pa. C.S.A. 3301(d).

On view of the fact that the defendant has filed a counter affidavit opposing the entry of a divorce and alleging that the parties hav enot lived separate and apart for a period of three (3) years, the Court her eby schedules a hearing to determine whether the parties have lives separate and apart for a period of least two (2) year and that the marriage is irretrievably broken, all pursuant to 23 Pa. C.S.A. 3301(d)(1)(ii).

Accordingly a hearing on this matter is hereby schedules for the 22 day of August, 1991 at 9:30 o'clock a.m. in Courtroom No. 2 of the crawford County Courthouse.

A true and correct copy of this Order shall be served upon the defendant by counsel for the plaintiff no later than fifteen (15) days prior to the date of the hearing.

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

July 17, 1991 Copies of order put James Irwin boy

Aug. 26, 1991, Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code filed.

Aug. 26, 1991 Upon praecipe of plaintiff attorney, to transmit the Record, this action is resubmitted to the court.

Aug. 30, 1991 **DIVORCE DECREE FILED.**

AND NOW, August 30, 1991, it is ordered and decreed that Daneil A. Trace, plaintiff, and Betty L. Trace, defendant, are divorced fromthe bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1989

Barrett & Dratler
Bruce A. Barrett

197.

Kathleen R. Nelson

DAVID EUGENE BETTS

vs.

ROBIN BAINE BETTS

Filed Mar. 2, 1989,
@ 2:25 p.m.

Tax & entry Paid	$50.50
Pro Co pd 3/14/90	9.00
State pd 3/14/90	10.00
Pro Co Pd 7/17/90	5.00

COMPLAINT UNDER SECTION2201(c) OF DIVORCE CODE

1 copy (atty)

Mar 7, 1989 Affidavit of Service filed: BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and days that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

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

2. That a true and correct copy of the Complaint Under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant on March 2, 1989. The sender's receipt is attached hereto.

3. The registered mail was sent to Robin B. Betts at R.D.#1, Box 435A, Conneaut Lake, Pa 16316.

4. That the Defendant received said registered mail on March 3, 1989. Said Receipt Card Number P 966 074 336 is attached hereto and signed by Robin B. Betts.

Bruce A. Barrett, Attorney for Plaintiff

June 16, 1989 Appearance of Kathleen R. Nelson, Esq. for Defendant filed.

Feb. 26, 1990 Affidavit of Consent of plaintiff filed.

Feb. 26, 1990, Affidavit of Consent of defendant filed.

Mar. 14, 1990 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Mar. 27, 1990 DIVORCE DECREE FILED.

AND NOW, March 27, 1990, it is ordered and decreed that David Eugene Betts, plaintiff, and Robin Blaine Betts, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

July 17, 1990, Notice of Election to Retake Maiden Name filed.
To Be Known as: ROBIN BAINE JEFFERY

1989

R. Charles Thomas
Bozic and Thomas

198.

FERGUSON, SPATARO & ROWDEN
Douglas W. Ferguson

LLOYD O. CUTSHALL

vs.

BRENDA L. CUTSHALL

Filed Mar. 3, 1989
@ 8:46 a.m.

Taxx & entry Paid	$50.50
1 count paid	15.00
State pd 10-31-94	10.00
Pro Co pd 10-31-94	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

April 6, 1989 Appearance of Ferguson, Spataro & Rowden by Douglas W. Ferguson, Esq. for Defendant filed.

Oct. 14, 1994 Acceptance of Service filed. AND NOW, this 30 day of March, 1989, I hereby accept service of a true and correct copy of the Divorce Complaint filed in the above entitled action.
Douglas W. Ferguson

Oct. 27, 1994 Affidavit of Consent of Defendant, filed.

Oct. 27, 1994 Affidavit of Consent of Plaintiff, filed.

Oct. 27, 1994 Upon Praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Nov. 2, 1994 STIPULATION and FINAL DECREE filed. AND NOW, this 31st day of October, 1994, it is ordered and decreed that LLOYD O. CUTSHALL, Plaintiff, and BRENDA L. CUTSHALL, Defendant, are divorced from the bonds of matrimony. It is further ordered and decreed as follows:

EQUITABLE DISTRIBUTION--REAL ESTATE

1. The Plaintiff, Lloyd O. Cutshall, is awarded the marital real estate located in Hayfield Township, Crawford Co., Pa., having a mailing address of RD # 2, Saegertown, Crawford Co., PA., and being the same land conveyed to the Plaintiff and Defendant, Lloyd O. Cutshall and Brenda L. Cutshall, his wife, by Deed dated Nov. 1, 1972, and recorded in the Office of the Recorder of Deeds of Crawford County in Deed Book 469, Page 1018.

EQUITABLE DISTRIBUTION--PERSONAL PROPERTY

2. The Plaintiff is awarded all tangible personal property presently in the Plaintiff's possession or under the Plaintiff's control and which property is located at the former marital residence of the Plaintiff and Defendant at RD # 2, Saegertown, Crawford County, PA.

3. The Defendant is awarded such tangible personal property that was formerly located at the marital residence of the Plaintiff and the Defendant at RD 2, Saegertown, Crawford Co., PA., which tangible personal property presently is in her custody or under her control and lcoated at the Defendant's residence at RD # 8, Meadville, Crawford Co., Pa.

EQUITABLE DISTRIBUTION--INTANGIBLE PERSONAL PROPERTY

4. Plaintiff is awarded all right, title and interest in and to all benefits to which he is entitled and in whcih he participates as an employee of Pittsburgh Plate Glass, including, but not limited to all right, title and interest in and to the following plans made available by PPG to its employees who wish to participate in the same, to-wit, savings plan; stock purchase plan; insurance plan; and PPG retirement and/or pension plan, as supplemented and amended from time to time.

5. The Defendant, Brenda L. Cutshall, is awarded all rights, title and interest in and to all benefits to which she is entitled and in which she participates as an employee of Dr. Paul Shok, DDS, including but not limited to savings plans; insurance plans; retirement and/or pension plans provided by Defendant's employer, Dr. Paul Shok. The Defendant is awarded cash in the amount of $30,000.00 to be paid by the Plaintiff to the Defendant within ten days after the date of the filing and entry of this Decree In Divorce.

MISCELLANEOUS

6. The Plaintiff and Defendant shall sign, execute and acknowledge any and all documents necessary to effectuate the terms and conditions of this Decree, including but not limited to Deeds, Titles to motor vehicles, all forms from insurance companies and credit unions, and employers for the purpose of changing ownership and/or for the purpose of changing the designation of beneficiaries.

7. Neither the Plaintiff nor the Defendant shall make any further claims against the other hereto except for the enforcement of the rights and responsibilities as set forth in this Decree In Divorce. It is the intent of the Plaintiff and Defendant that this waiver shall preclude either the Plaintiff or the Defendant from making any claim against the other for support of the minor children born of the marriage of the Plaintiff and Defendant. The aforesaid minor children born of the marriage of the parties have beein the custody of the Plaintiff since the separation of the parties. This waiver by the Plaintiff for child support is the consideration which resulted in the Defendant's acceptance of cash in the amount of $30,000.00 as equitable distribution of her share of the marital property, which amount may have been substantially greater but for the Plaintiff's waiver of any claim for child support.

BY THE COURT,
Gordon R. Miller, J.

1989

Bozic and Thomas
R. Charles Thomas

199.

HARRIET L. GARIEPY

vs.

ROBERT A. GARIEPY, SR.

Filed Mar. 3, 1989
@ 9:52 a.m.

Tax & entry $50.50

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (atty)

TEMPORARY ABUSE ORDER:

AND NOW, this 3rd dayof March 1989, upon review of the Petition of Plaintiff, the court entered the following temporary order.

1. The defendant shall not assault, abuse, harass or threaten the plaintiff.

2. The plaintiff shall have sole and exclusive possession of the marital residence located at 154 South franklin St., Cochranton, Pa. The defendant shall not go to that residence at any time nor shall the defendant contact or attempt to contact the plaintiff directly or indirectly.

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

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

5. Service of a copy of the petition and this order shall be made upon the defendant by a Sheriff, Constable, police officer or competent adult.

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

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

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

Hearing is hereby set for March 10, 1989 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 THE COURT,
Robert L. Walker, J.

Legal Services
Gerald Sullivan

200.

James Irwin

STEVEN ROTKOVECZ

vs.

CARMEN CARLETTI

COMPLAINT FOR CUSTODY

4 copies (atty)
1 copy (mediator)

ORDER 00 COURT:

You, Carmen Carletti, defendant, have been sued in court to obtain custody of the minor child, Stephanie Rotkovecz.

You are ordered to appear in person at the time and place selected by WILLIAM PINEO, CUSTODY MEDIATOR.

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

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

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

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

Filed Mar. 3, 1989
@ 10:01 a.m./

Indigent filing
William Pineo, Mediator
Mediation Cost $137.00
William Pineo, Mediator 182.00

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

Crawford County Bar Association, Service tothe Public Committee, c/o Prothonotary Courthouse, Meadville, Pa. 16335 814 724-4636.

March 3, 1989

BY THE COURT,
Robert L. Walker, J.

Mar. 3, 1989, Praecipe to Proceed In Forma Pauperis, Affidavit to Proceed IN Forma Pauperis filed.

Apr. 3, 1989 Proof Of Service filed. I hereby certify that a copy ofthe foregoing Order and Complaint for Custody was served on defendant Carmen Carletti by certified mail on March 7, 1989 by U.S. Mail, Return Receipt Requested, Restricted Delivery. Gerald Sullivan

Apr. 27, 1989 Temporary Order filed. AND NOW, this 26 dayof April, 1989, after Mediation inthe above referenced matter and upon the recommendation of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor child is hereby awarded to her mother, Carmen Carletti.
2. The father shall have the right of visitiation with his daughter on alternate weekends, starting with the weekend of May 5, 1989, fromFriday after school to Sunday at 5:00 p.m.
3. For the summer of 1989, the father shall have visitation and temporaryphysical custody of his daughter Stephanie, for a period of one week. He shall notify the mother one month in advance of the week that he wishes to select. For summers after 1989, the period shall be expanded to two weeks and shall coincide, if possible, with his vacation from work. In addition , the father shall have visitation with Stephanie from noon of December 26 of each year through noon of the following January 1.
4. Holidays are defined as Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas Eve, Christmas, New Years Day, Good Friday, and Easter. Holiday visitation shall be from 9:00 a.m. to 9:00 p.m. The father shall have his daughter for visitation for Memorial Day, 1989 and the parties shall thereafter alternate the holidays.
5. Each party shall teach Stephanie to give to the other party that love and respect which is due a parent from his or her children and neither shall do or say anything to blacken the character of the other in Stephanie's estimation.
6. The parties are free to make additional or alternative arrangements respecting Stephanie's care, but such arrangements must be made by mutual consent.
7. Each party shall disclose to th eother any and all information which he or she may have regarding Stephanie's health, education, and the major events inher life. Health care and school personnel are hereby directed to release to either party any and all information they may have, whether confidential or not, except that whichshe has legally requested be kept confidential from anyone.
8. Costs and fees of this Mediation, which are fixed at $137.00 are assessed to Crawford County the Mediator having advised the Court that the parties are indigent.
9. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

Apr. 28, 1989 Copies of order to Gerald Sullivan, James Irwin and William Pineo

Aug. 30, 1989, Petition of plaintiff to Modify Child Custody filed.

Aug. 30, 1989, ORDER filed. AND NOW, this 30 day of August 1989, in consideration of the within Petition, WM. PINEO, ESQ. is hereby appointed the Child Custody Mediator for this case. The said Child Custody Mediator shall conduct a conference attended by the parties, their counsel, and the minor child of the parties, at such time and place as he directs.

This Petition and Order shall be served upon Respondent's attorney of record by ordinary mail.

BY THE COURT,
Robert L. Walker, J.

Aug. 30, 1989, copy of order to Gerald Sullivan, and William Pineo.

Aug. 31, 1989 Affidavit Of Service filed. I verify that a copy of the foregoing Modification Petition and Order was placed in Attorney Irwin's box at the Courthouse on August 30, 1989

Gerald Sullivan

Oct 26, 1989 Temporary Order filed: AND NOW, this 25th day of October, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The Mediator has noted for the Court that the Reverend Leo C. Cramer and Mona Cramer, his wife, have had physical custody of the subject minor child since July of 1989 and appeared at and participated in the Mediation Conference. The said Leo C. Cramer and Mona Cramer, his wife, are hereby joined as parties defendant in the above captioned action in accordance with Pa. R.C.P. 1916(a)(i). If they object to the joinder, they must file their objection

Continued on page 200(a)

STEVEN ROTKOVECZ

VS.

CARMEN CARLETTI

In re: Custody of Stephanie Rotkivecz, minor child

RECORD CONTINUED FROM PAGE 200

of

AD 1989-200

within twenty (20) days after Notice of this Order.

2. The Prothonotary shall give Notice to Leo C. Cramer and Mona Cramer, his wife, by sending to them a certified copy of this Order by regular mail, postage prepaid, addressed to Leo C. Cramer and Mona Cramer, his wife, 5th and Jackson Streets, Reynoldsville, Pa 15851.

3. Legal and physical custody of the subject minor child is hereby awarded to Leo C. Cramer and Mona Cramer, his wife.

4. Each party shall share with the others any and all information which he or she may have regarding the health, education, and the major events in the life of the subject minor child. Health care and school personnel are hereby authorized to release to any party any and all confidential information which they may have regarding said child.

5. The parents shall have the right of temporary physical custody and visitation with the subject minor child on alternate weekends, beginning with the weekend of November 3, from Friday at 6:00 p.m. through Sunday at 7:00 p.m.. The parents shall arrange between themselves the time when each may have visitation and temporary physical custody with Stephanie.

6. Each parent shall have physical custody and visitation with the subject minor child for three weeks each summer. The mother's visitation period shall begin with the first Saturday after the close of the school session and end three weeks thereafter and the father's visitation period shall begin at the close of the mother's visitation period and end three weeks thereafter.

7. Holiday visitation periods are defined as Memorial Day weekend, from Friday at 6:00 p.m. through Monday at 6:00 p.m., Independence Day from 9:00 a.m. to 9:00 p.m., Labor Day weekend from Friday at 6:00 p.m. through Monday at 6:00 p.m., Thanksgiving, from the Wednesday preceding Thanksgiving at 6:00 p.m. through 6:00 p.m. of the Saturday after Thanksgiving; Christmas. from 6:00 p.m. of December 23 through 6:00 p.m. of December 26; New Years, from 6:00 p.m. of December 26 through 6:00 New Years Day, and Easter, from 6:00 p.m. of Good Friday through 6:00 p.m. Easter Sunday. The father shall have his daughter for the Thanksgiving visitation period, the mother for the Christmas visitation period and the parents shall thereafter alternate the visitation periods so defined.

8. Each party shall teach said child to give to the other parties that love, respect and obedience which is due a parent or foster parent from his or her child or foster child.

9. No 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.

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

11. No party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other parties in a polite and respectful manner when in the child's presence and every party shall instruct his or her relatives and friends to do likewise and also not to disparage any other party in the child's estimation.

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

13. Costs and fees in this Mediation, which are fixed at $182.00, are assessed to Crawford County because the Mediator has noted for the Court that either parent would have qualified for paid legal services as provided Legel Services Corporation or the Crawford County Bar Association and that it would be inequitable to assess the Cramers with any of costs themselves.

14. Any party may move the Court for a hearing de novo for thirty (30) days from date hereof. If no party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J.

Oct 26, 1989 Copies of order put in Attys. Sullivan, Irwin and Pineo's boxes and copy mailed to Leo and Mona Cramer.

Motion for Hearing DeNovo and

Nov. 22, 1989/Order filed: AND NOW, this 22 day of Nov., 1989, upon presentation and consideration of the within Motion, a hearing is scheduled in this matter for the 21 day of Dec., 1989, at 9:00 a.m., in the Court of Common Pleas of Crawford County, Pennsylvania.

This Motion and Order shall be served upon defendant Carmen Carletti's attorney of record by mailing a copy to him at his business address. Service shall be made upon defenadnts, Rev. Leo Kramer and Mona Kramer by regular mail. The minor child Stephanie Rotkovecz shall be present at the hearing.

BY THE COURT,
P. Richard Thomas, J.

Nov 22, 1989 Copies of order put in Attys. Sullivan, Irwin and Pineo's boxes and copies mailed to Defendants Cramer.

Dec 20, 1989 Proof of Service filed: I hereby certify that a copy of the foregoing Order and Complaint for Custody was served on defendant Carmen Carletti's attorney of record by regular mail on November 27, 1989 and upon defendants Rev. Leo Kramer and Mona Kramer by regular mail on November 27, 1989.
Gerald Sullivan
Attorney for Plaintiff

Dec 21, 1990 Exhibits filed with papers.

December 27, 1989 ORDER filed. AND NOW, December 21, 1989, the temporary Order entered Oct. 25, 1989, is adopted as a permanent Order of Court after hearing with the exception that Paragraph 5 thereof, which provides for alternate weekend visits with the parents to arrange between themselves the division of that time, is modified to provide that if the parents do not both agree otherwise, then the time shall be divided Friday at 6:00 p.m. through Saturday at 6:00 p.m. with the mother and Saturday at 6:00 p.m. through the end of the visit with the father.

We recognize that under this Order we are essentially awarding custody to a non-parent and that parents have a priority in the law concerning custody of their children. There is, however, an overriding interest in the best interests of the children and we believe that this Order meets that interest. However, any party may request a further review of this Order with or without a change in circumstances at the end or approximately the end of the father's summer visit in 1990 when the child will have had a more extended opportunity to make the acquaintance of her father and will be approximately a year older in making any decisions.

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

Dec. 29, 1989 Copy of Order to Attys. Gerald Sullivan, James Irwin. and William Pineo.

Continued on page

200
-b-

1989

STEVEN ROTKOVECZ

VS.

CARMEN CARLETTI, now CARMEN MILLER, and REV. LEO CRAMER and MONA CRAMER, his wife

Record Continued from page 200(a)

of

1989-200

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Oct 28, 1991 Stipulation and Consent to Modification of Current Custody Order filed:

Oct 28, 1991 Order filed: AND NOW, this 28 day of October, 1991, 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. Primary legal and physical custody of the minor child, Stephanie, shall be with the mother, Carmen Miller.

2. The natural father, Steven Rotkovecz shall have visitation with the aforementioned minor child at time mutually agreed upon between the parties.

3. 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.

4. 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.

5. 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 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 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,
P. Richard Thomas, J.

Nov. 4, 1991 Copies of order put in Attys. Irwin, Sullivan and Pineo's boxes.

1989

Legal Services
Gerald Sullivan

201.

KAREN HEPLER

vs.

DEAN HEPLER

Filed Mar. 3, 1989
@ 10:07 a.m.

Tax & entry	$50.50
Sheriffs costs	26.25

PETITION FOR PROTECTION FROM ABUSE - ORDER

6 copies (atty)

TEMPORARY ORDER:

AND NOW, this 3rd day of Mar. 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 10th of March 1989 at 9:30 a.m., in C. R. No.,1 or 2 of the Crawford County courthouse, Meadville, Pa.

Pa The defendant is directed to refrain from abusing and/or threatening to abuse, or harassing the plaintiff and/ or the minor children of the parties.

The plaintiff shall be permitted to remove her personal effects and personal affects of her children from the marital residence.

The plaintiff is hereby awarded temporary custody of the minor children of the parties pending the hearing scheduled above

The Crawford County Sheriff Dept. is directed to serve a cert. copy of this petition and order upon the defendant. In the alternative, this petition and order may be served by an competent adult or by any law enforcement agency with jurisdiction or by certified mail.

The State Polcie of the Com. of Pa. and/or any police dept. having jurisdiction in this matter are directed to enforce this order.

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

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

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

Crawford County Bar Association, Ser. to the Public Committee, c/o Prothonotary Court house, Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
Robert L. Walker, J.

Mar. 6, 1989, Sheriffs return filed. SERVED Dean Hepler personally on Mar. 3, 1989, at 3:40 p.m. by handing true copy of Petition and Order for Protection From Abuse to him at his mother's residence, 113 Beaver Avenue, Springboro, Crawford County, Pa.

So answers,

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

Mar. 14, 1989 Order filed. AND NOW, March 10, 1989, at the time set for hearing, parties advise the Court the matter is amicably resolved. Without contesting the allegations or admitting the same, the Defendant agrees to the following Order:

1. Defendant shall refrain from annoying, harassing, assaulting, threatening or abusing wife and children in any fashion.
2. Plaintiff shall retain custody of the two (2) minor children, Dean and Ryan.
3. Plaintiff shall take up residence with her mother, Mrs. Nancy Sypin, 1814 East Eighth Street, Erie, Pennsylvania. The father shall be entitled to have visits with his children every other Saturday, commencing March 18, 1989 at the residence of Mrs. Nancy Sypin between the hours of 12:00 and 3:00 p.m.
4. Defendant shall not remove the children from the home of the grandmother without the mother's express consent.
5. Defendant shall not go to the residence of the grandmother for any purpose other than the aforesaid visits.
6. Plaintiff may go to the former trailer residence of the parties on March 11, 1989 at 12:00 Noon, where the husband will provide accress to the trailer, so that she may remove her clothing and personal effects as well as the children's clother and personal effects. After removal of said items, the wife will surrender her key to the premises to her husband.
7. Court has consulted with the two children, and they have no objection to a visit with their father this date at the Courthouse for a period not to exceed fifteen (15) minutes, on the condition that Attonrey Brian Lindsay sit in on the conference.
8. Any police department having reasonable grounds to believe this Order has been violated may apprehend the Defendant, lodge him in the Crawford county Jail and report said fact to the Court, when an immediate hearing will be granted.
9. Defendant advises he is comtemplating a separate custody or visitation action, and in the event the same is pursed tofinal Order, said visitation and custody Order will take precedence. over this Order.
10. This Order shall remain in force and effect for a period of one (1) year, unless the parties mutually agree to an earlier termination.
11. Costs in this case to be paid by the County.
12. Both parties agree that the father may call the children every Friday at thehome of grandmother at approximately 4:00 p.m. and have a reasonable parental conversation with the children with these calls commencing Friday, March 17th.

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

Mar. 15, 1989 Copies fo order to Gerald Sullivan, Brian LIndsay and County Control.

pro se

202.

David S. Bloom
Dickie, McCamey &
Chilcote, P.C.

LINDA HART

vs.

STANLEY SIRINEK AND
CNA INSURANCE COMPANY

Filed Mar. 3, 1989
@ 1:20 p.m.

Tax & entry Paid $50.25 ✓
Pro Arb. Pd 5/1/89 - 15.00 ✓

APPEAL OF DEFENDANTS FROM JUDGMENT OF ROBERT J. LEONHART DISTRICT MAGISTRATE 30-3-03

Mar. 3, 1989, Rule entered upon plaintiff to file Complaint Issued.

Mar. 3, 1989, Appearance of Dickie, McCamey & Chilcote, P.C. by David S. Bloom, attorneys for defendants filed.

Mar. 23, 1989, Complaint filed. 2 copies (plff)

Mar. 29, 1989, Affidavit of Service by Mail filed. Before me, the undersigned authority personally appeared David S. Bloom, Esq. who deposes and says that he mailed a copy of Notice of Appeal and Rule to File Complaint filed in above matter to Plaintiff, Linda Hart, on Mar. 8, 1989, by cert. mail, ret. rec. req. A copy of the signed ret. rec. whichevidences said service on Mar. 8, 1989 is attached hereto and marked as exhibit "A".
David S. Bloom, Esq.

Mar 30, 1989 Affidavit of Service by Mail filed: A Complaint was filed at court of common pleas Feb 23, 1989. A copy of the complaint was sent to both Stanley Sirinek and CNA Insurance company of March, 1989, by certified mail, return receipt requested. A copy of the signed return receipt, which is evidences the said letter of complaint was received by both parties March 24, 1989 is attached.
Linda Hart

May 1, 1989 Plaintiff files Praecipe for Reference to Arbitrators, whereupon the following Arbitrators are appointed:

Alan L. Pepicelli, Chairman

Kathleen R. Nelson

Kemp C. Scales

May 2, 1989 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

May 19, 1989 Defendants' Preliminary Objections in the Nature of a Demurrer and/or a Motion To Strike filed.

May 19, 1989 Upon praecipe of Defendant Attorney the above case is listed for the next available argument list.

May 19, 1989 Arbitrators take Qualifying Oaths.

On June 1989 Argument List

June 14, 1989 Interim Arbitration Order filed. Plaintiff's Praecipe for Reference to Arbitrators may have been prematurely filed, this case is transferred back to the Prothonotary pending the further filing by either party of a Praecipe for Reference to Arbitrators after the close of the pleadings.

June 28, 1989 Memorandum and Order filed. AND NOW, June 27, 1989, Defendant CNA Insurance Company's Demurrer is sutained with prejudice and CNA Insurance Company is dismissed from this litigation.
Preliminary Objections in the nature of a demurrer filed on behalf of Stanley Sirinek are sustained and the Plaintiff is granted twenty (20) days in which to file an amended Complaint.
BY ORDER OF THE COURT,
Robert L. Walker, J

June 29, 1989 Copies mailed to Linda Hart and David S. Bloom

July 17, 1989, Amended Complaint filed.

Aug. 17, 1989 Defendant's Preliminary Objections in the Nature of a Demurrer and /or a Motion to Strike filed.

Aug. 17, 1989 Upon praecipe of Defendant's Attorney the above case is listed for the argument list.

On Sept 1989 Argument list

Nov. 2, 1989 Memorandum and Order filed. AND NOW, November 2, 1989, the defendant's demurrer is sustained and this case is dismissed. The plaintiff is advised that she has a right within thirty (30) days of this date to file an appeal to the Superior Court from this Order by filing a notice of appeal in this court and in the Superior Court.
BY ORDER OF THE COURT,
Robert L. Walker, J

Nov. 2, 1989 Copies mailed by judges secetrary

1989

Ferguson, Spataro
& Rowden
John F. Spataro
203.

William Gregg

LEVI BROWN

vs.

MERWIN WHEELER AND
GENEVIEVE WHEELER

Filed Mar. 3, 1989
@ 1:56 p.m.

Tax & entry Paid $50.25

APPEAL OF DEFENDANT FROM THE JUDGMENT OF
DISTRICT JUSTICE WAYNE HANSON - 30-3-1

Mar. 3, 1989, Rule entered upon plaintiff to file complaint, issued.

Mar 22, 1989 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Mar. 22, 1989, Complaint filed. 1 copy (atty)

Mar 22, 1989 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

204

1989

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

204.

FULLER, KINNUNEN, PETRUSO
& GAMBLE
Gary A. Fabian

PAUL ZOLBROD

vs.

JOAN ZOLBROD

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d)
EQUITABLE PROPERTY DETERMINATION & DISTRIBUTION

1 copy (atty)

Mar. 21, 1989 Verification filed. I, CHARLES J. SWICK, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on March 7, 1989 send by certified Mail, Return REceipt Requested, Addressee ONly, to Joan Zolbrod, Defendant, a true and correct copy of filed at the above term and number at her last known address of c/o Cynthia Bunter, Chestnut St., Meadville, PA-16335, as evidenced by the attached sender's receipt No. P724-054-434 and that on the 21st day of March, 1989 I did receive the duly executed return receipt dated March 18, 1989. Charles J. Swick

Filed Mar. 3, 1989
@ 3:29 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co pd 5/31/90	30.00
Pro Co Pd 11-16-90	**9.00**
state pd. 11/16/90	10.00

July 20, 1989 Appearance of Fuller, Kinnunen, Petruso and Gamble by Gary A. Fabian, Esq. for Defendant filed.

May 31, 1990 Answer and Counterclaim filed. (Counsel Fees, Expert Fees Costs and Expenses and Alimony, Alimony Pendente Lite)

June 1, 1990 Request For Hearing and Order filed. AND NOW, upon presentation and consideration of the foregoing Request for Heairng, a hearing is scheduled with the Court of Common Pleas at the Crawford County Courthouse, Pennsylvania, on the 28 dayof June, 1990, at 2:00 o'clock .m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J

June 1, 1990 Copies of order put in James Irwin, and Gary Fabian's box.

June 12, 1990 Affidavit of Consent of Plaintiff filed.

June 19, 1990 Inventory and Appraisement Of Paul Zolbrod filed.

June 19, 1990 Plaintiff's Income and expense Statement filed.

June 29, 1990, Motion for Continuance and Order field. ORDER OF COURT: AND NOW, June 28, 1990 This motion is granted. The matter shall be rescheduled on motion of either party.

Gordon R. Miller, J.

June 29, 1990, copies of order to C. Swick and G. Fabian.

Oct. 11, 1990 Affidavit Of Consent Under Section 201(c) Of The Divorce Code of Defendant filed.

Nov 16, 1990 Separation and Property Settlement Agreement filed.

Nov 16, 1990 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Nov. 27, 1990 Qualified Domestic Relations ORder filed. AND NOW, this 27th day of November, 1990, it appears to the Court as follows:

1. The parties hereto, husband and wife, seek this Order in conjunction with a final decree of dissolution of marriage in that action pending int his Court at the above number.
2. Paul Zolbrod, a/k/a Paul G. Zolbrod, Social Security No. 166-24-9283, hereinafter referred to as "Plaintiff" or "Participant" is presently employed by Allegheny College and is a participant in the Teashers Insurance and Annuity Association-College REtirement Equities Fund, hereinafter, "TIAA-CREF" having the following "regular" annuities. TIAA Contract #A450415-3; CREF Certificate #P450415-0. There are no provisions for loans, assignments or cash surrenders of these regular TIAA-CREF annuities.
3. The current and last known mailing address of Paul Zolbrod a/k/a Paul G. Zolbrod (Annuitant), Social Security No. 166-24-9283 is c/o Library, Laboratory of Anthropology, Museum of Indian Arts, Box 2087, Sante Fe, New Mexico, 87504-2087.
4. The current and last known mailing address of the defendant, Joan Zolbrod, (Alternate Payee), is c/o Dorothy Handy, 45 Cordova St., Augustine, Florida 32084 and her Social Security No. is 288-30-9020.
5. To accommodate the marital property distribution between the parties IT IS ORDERED, ADJUSTED AND DECREED AS FOLLOWS:
   a. That the TIAA-CREF annuities previously referenced are marital property;
   b. That subject to the finalization of the divorce and the execution ofthe documents required by TIAA-CREF and the terms of said annuities, the then current values as of the date of withdrawal of fifty (50%) percent of the accumulation under each and every one of the afforementioned annuity contracts as of tshe 5th day of July, 1988, are awarded as Defendant's sole and exclusive property to be applied to TIAA-CREF annuities issued on her life subject to the terms and limitations of said annuities. The current values will reflect interim interest and dividend earnings in TIAA and investment experience in CREF. The new annuities to be issued will provide a lifetime income to the Alternate Payee and, if elected, death benefits to survivors. All ownerships rights in the newly issued annuities will belong to Defendant Joan Zolbrod. All ownership and interest in the balance of the accumulations of each of the contracts will beong to Plaintiff Paul Zolbrod, also known as Paul G. Zolbrod.
6. This Order:
A. does not require any Plan to provide any type or form of benefits, or any option, not otherwise provided under the Plan, and
B. Doe not require TIAA-CREF to provide increased benefits and
C. Does not require the payment of benefits to an Alternate Payee which are required to be paid to another Alternate Payee under another Order previously determined to be a Qualified Domestic Relations Order.

BY THE COURT,
Gordon r. Miller, J

CONTINUED ON THE NEXT PAGE

Paul Zolbrod

vs.

Joan Zolbrod

Record continued from page 204
of record
A.D. 1989 - 204

****

Nov. 27, 1990 **D E C R E E F I L E D .**

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

2. Equitable Property Determination and distribution: This decree provides that the marital property of the above-named parties shall be divided in accordance with a separation and property settlement agreement dated October 22, 1990, and executed by the aprties and file din the Court of Common Pleas of Crawford County, Pennsylvania, at the above-captioned number.

This agreement, in part, provides that:

a. Motor Vehicles: The 1988 Ford Tempo is awarded to the Plaintiff Husband. The Plaintiff Husband shall be solely r esponsible for any outstanding obligation due and owing on said vehicle. The 1987 Toyota Tercel is awarded to the defendant Wife.

b. Real Estate. Plaintiff Husband shall make, execute and deliver to Defendant Wife a quit-claim deed conveying and transferring all right, title and interest in and to the real estate situate and known as 779 Rogers Ferry Road, Meadville, Crawford County, Pennsylvania, and defendant Wife shall pay to Plaintiff Husband therefor the sum of Fifteen Thousand ($15,000.00) Dollars cash.

C. Pension. Husband's pension shall be distributed in accordance with the separation and proper ty settlement agreement dated October 22, 1990, and more particularly as shall be set forth in a separate order of the Court designated as a Qualified Domestic Relations Order.

D. Further, the division of all other marital tangible personal property shall be made in accordance with the terms of paragraph 11 of the separation and property settlement agreement dated October 22, 1990.

3. Alimony: Plaintiff Husband shall pay to Defendant Wife as alimony the sum of Three Hundred ($300.00) Dollars per month for her separate support and maintenance for a period of sixty (60) months.

4. A copy of the separation and property settlement agreement of the parties, dated October 22, 1990, which sets out in further detail the agreement of the parties concerning the matters herein shall be filed with this decree in the Prothonotary's Office at the above-number and term.

This order shall be effective as of the 27th day of November, 1990.

BY THE COURT,
Gordon R. Miller, J

204
B

1989

1989

Purcell, Nissley, Krug & Haller
Leon P. Haller

205.

To

LOMAS MORTGAGE USA, INC.
FORMERLY THE LOMAS &
NETTLETON COMPANY

vs.

EDWARD L. MUMFORD AND KELLY
ANN MUMFORD

Filed Mar. 6, 1989
@ 11:09 a.m.

Tax & entry Paid	$40.50
Bal pd 4/17/89	10.00
Sheriff's Costs	27.50
Pro Co pd 4/5/89	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Mar. 16, 1989 Sheriff's Return filed. SERVED Edward L. Mumford personally on March 13, 1989 at 9:24 AM at She;riff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Kelly Ann Mumford on March 13, 1989 at 9:25 AM by serving her authorized agent, Edward L. Mumford, as per his signed affidavit attached, at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Apr. 5, 1989 at 1:03 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer and the damages are assessed at Forty Thousand Six Hundred Eighty-nin and 19/100 plus interes and cost of suit.

M-52-102	Debt $40,689.19
jdugmented entered 4/5/89	Judgment
Notices mailed to defendnats	James F. Simmons
Apr. 7, 1989	Prothonotary

Ex 1989-46

Zimmer, Kunz, Loughren
Hart, Lazaroff, Trenor
Banyas & Conaway, P.C.
Joni M. Mangino

206.

Quinn, Gent, Buseck,
and Leemhuis, Inc.
John M. Quinn, Jr.
for Mead. Med. Ctr.

JEAN L. PHELPS AND LAWRENCE G. PHELPS, HER HUSBAND

vs.

WILLIAM T. HOLLAND, M.D. AND MEADVILLE MEDICAL CENTER

Filed Mar. 6, 1989
@ 11:32 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	33.00
Pro Co pd 11/8/89	9.00
Pro Co Pd 7/24/90	5.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Mar. 21, 1989 Writ Return filed. SERVED William T. Holland, M.D. on March 7, 1989 at 3:45 PM by handing copy of Summons to Tara King, receptioniest, at his place of business, 899 Grove Street, Meadville, Crawford County, PA.
SERVED Meadville Medical Center on March 7, 1989 at 3:55 PM by handing copy of Summons to MOlly Keenan, Exec. Secretary, and person in charge at the time, at 751 Liberty Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 23, 1989, Appearance of Quinn, gent, Buseck and Leemhuis, Inc. by John M. Quinn, Jr., attorneys for defendant, Meadville Medical Center, filed.

Mar. 23, 1989, Rule UPon Plaintiffs to file Complaint within twenty days of service, Issued. (2 copies-Atty. Quinn)

Apr. 7, 1989, Service of the Foregoing Rule accepted by Atty. Mangino on April 3, 1989.

Apr. 20, 1989 Stipulation between parties for extension in time filed.

And now, Nov. 8, 1989 at 2:04 p.m. upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiffs for failure to file a Complaint within twenty days after being ruled so to do.
P-91-101

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

July 20, 1990, Upon praecipe of plaintiff attorney, the above matter is hereby settled and discontinued of record.

1989

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

207.

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

vs.

JAMES EDWARDS AND MARGARET EDWARDS

Filed Mar. 6, 1989
@ 12:58 p.m.

Pro Simmons paid	$15.00
plff on orig.	68.50
Sheriff's Costs	33.00
Pro Co pd 5/1/89	9.00

WRIT OF REVIVAL

of

AD 1985 - 74

Writ of revival of judgment entered and indexed against the defendants in the sum of Two Thousand Six Hundred Sixty Eight and 26/100 Dollars, with interest from Jan. 16, 1985, and costs of action.

Debt.....$2,668.26
Int. from Jan. 16, 1985
E - 94, 114....JUDGMENT

James F. Simmons,
Prothonotary

Issued (sheriff)

Mar. 22, 1989 Writ Return filed. SERVED James Edwards on March 16, 1989 at 10:35 AM by handing copy of Writ of Revival to his wife, Margaret Edwards, at their residence, 233 Poplar Street, Meadville, Crawford County, PA.
SERVED Margaret Edwards personally on March 16, 1989 at 10:36 AM by handing copy of Writ of Revial to her at her residence, 233 Poplar Stret, Meadville, Crawford Crawford County, PA
So answers, Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

And Now, May 1, 1989 at 11:08 a.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant per writ of revival and the damages are assessed at the sum of Two Thousand Six Hundred Sixty-eight and 26/100 plus interest and cost of suit.

E-94-114
judgment entered May 1, 1989

Debt $2,668.26
Int. from January 16, 1985
Judgment
James F. Simmons
Prothonotary

Revived to AD1993-24

1989

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

208.

DANIEL STANLEY BLACK

vs.

IDA W. BLACK

Filed Mar. 6, 1989
@ 2:31 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Pro Co pd 6/15/89	9.00
State pd 6/15/89	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d), 201(a), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, AND CHILD CUSTODY

2 copies (atty)

Mar. 6, 1989, Property Settlement and Separation Agreement filed.

Mar 6, 1989 Service Verification filed: I, IDA W. BLACK, Defendant in the above captioned matter, do acknowledge and state that I was personally served with a true and correct copy of the divorce complaint filed at the above term and number, on this the 6th day of March, 1989, by James R. Irwin, Esquire, SHAFER, SWICK, BAILEY, IRWIN & STACK, 360 Chestnut St., Meadville, Pa-16335.

Ida W. Black, Defendant.

June 8, 1989, Affidavit of Consent of plaintiff filed.

Juen 8, 1989, Affidavit of Consent of defendant filed.

June 9, 1989 Upon praecipe To Transmit Record, this case moved to court.

June 20, 1989 **DECREE FILED.**

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

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accordance with a Separation and Property Settlement Agreement dated March 6, 1989, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the above captioned number and term.

This Agreement, in part, provides that Plaintiff shall be the sole owner of jointly owned real estate at R.D.#2 Box 1112, Conneaut Lake, Crawford County, Pennsylvania, being the same land conveyed unto the Plaintiff and Defendant by a General Warranty Deed, duly filed inthe Recorder's Office rof Crawford County, Pennsyvlania.

This conveyence shall be free of all liens and encumbrances except the lien of the existing mortgage and shall be under the subject to any covenants and restrictions of record.

For and in consideration of the above transfer, Wife shall receive the sum of Ten Thousand ($10,000.00) Dollars to be paid in accordance with the terms and provisions set forth in paragraph 14 of the March 6, 1989 Agreement, with any balance due and owing to Wife, if any, to be paid upon the entry of a valid final divorce decree.

Further, the division of marital owned personal property shall be made in accordance with Sections 11, 12 and 13 of the Separation and Property Settlement Agreement dated March 6, 1989, which in part, provides for:

a) Wife shall be the sole and exclusive owner of the property listed on Schedule A of the March 6, 1989 Agreement. Any property not specifically listed on Schedule A of the Agreement shall be the sole and exclusive property of Husband.

b) The 1987 Ford Truck shall be the sole and exclusive property of Husband.

3. Child Custody and Visitation: Provisions for custody and visitation are set forth under paragraph 18 of the March 6, 1989 Agreement which provides that: legal and physical custody of the minor children, shall be withthe father.

Wife shall have liberal visitation according to a schedule to be agreed upon by the parties and which shall be consistent withthe best interest and welfare of the said chidlren. The parties acknowledge the age and maturity of their children, and it is agreed by and between the parties hereto that vis itation shall occur as often as the chidlren desire. The aprties further agree that Wife shall not remove the children fromthis state without prior written consent of Husband. Husband reserrvices the right to demand a complete written itinerary from Wife for any proposed out-of-state travel with the children prior to giving his consent to same.

4. A copy ofthe Separation and Property Settlement Agreement of the parties, dated March 6, 1989, which sets out in further detail the agreement of the aprties concerning the matters herein shall be filed with this Decree inthe Prothontoary's Office at the above number and term.

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

This Order shall be effective as of this 20th day of June, 1989.

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

1989

Ferguson, Spataro & Rowden
J. Wesley Rowden

209.

Mahany, Roeder & Smith
Tamara Ochs-Rothschild

GREGORY S. ROYDES

vs.

CYNTHIA L. ROYDES

Filed Mar. 8, 1989
@ 8:58 a.m.

Indigent filing

Pro for Co. pd 8/23/89 $5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 8, 1989, Petition to Proceed In Forma Pauperis, and Order filed. ORDER: AND NOW, this 8 day of March, 1989, the within Petition is granted and Gregory s. Roydes is granted leave to proceed in forma pauperis with a divorce action, reserving right to assign costs if appropriate.

BY THE COURT,
P. Richard Thomas, J.

Mar. 8, 1989, copy of order toAtty. Rowden.

Mar. 20, 1989, Appearance of Mahany, Roeder & Smith, by Tamara Ochs-Rothschild, attorneys for defendant, filed.

June 16, 1989 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 March 10, 1989. The Defendant acknowledged service on March 11, 1989, by accepting delivery on that date as evidenced by the attached signed return receipt.

J. Wesly Rowden

June 16, 1989 Affidavit of Consent of Plaintiff filed.

June 16, 1989 Affidavit of Consent of Defendant filed.

June 16, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 201(c) of the Divorce Code, this case moved to court.

June 22, 1989 **DIVORCE DECREE FILED.**

And now, June 22, 1989, it is ordered and decreed that GREGORY S. ROYDES, plaintiff, and CYNTHIA L. ROYDES, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Aug. 23, 1989 NOtice of Resumption of Maiden Name upon Divorce now to be known as Cynthia L. Wakefield, filed.

1989

Bozic and Thomas
R. Charles Thomas

210.

TAMMARA LYNN FULLER

vs.

SAMUEL FRANK FULLER

Filed Mar. 8, 1989
@ 9:44 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 6/6/91	9.00
state paid	10.00

COMPLAINT UNDER SECTION 201(c) OR 201(d) - DIVORCE CODE

1 copy (atty)

Oct. 29, 1990, Affidavit of Consent of defendant filed.

Jan. 16, 1991 Affidavit of Consent of Plaintiff filed.

June 6, 1991 Affidavit of Service of Complaint in Divorce filed. R. Charles Thomas, Esq. being duly sworn according to law, deposes and says that on Mar. 8, 1989, he sent a true and correct copy of Compalitn in divorce properly endoresed with the notice to defend, filed in above action, to defendant at defendant's last known address of c/o Frank R. Fuller III R. D. #2, Box 298 Conneaut Lake, Pa. 16316, by Cert. Mail NO. P 966 069 667 postage prepaid, restricted delivery, ret. rec. req. and that attached hereto is a duly executed ret. rec. card showing date of delivery as Mar. 10, 1989. R. Charles Thomas, Esq.

June 6, 1991 MEMORANDUM OF AGREEMENT filed.

June 6, 1991 Upon praecipe of plaintiff attorney, for review Under 201(c) of the Divorce Code, this case moved to court.

June 17, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, June 17, 1991, it is ordered and decreed that TAMMARA LYNN FULLER, plaintiff, and SAMJEL FRANK FULLER, defendant, are divorced from the bonds of matrimony.

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

1989

Bozic and Thomas
R. Charles Thomas

211.

~~J. Wesley Rowden~~

Watts & Pepicelli

~~Theodore H. Watts~~
Withdrawn

Thomas Dana Watson

4-10-95 Refund from deft Samuel Fuller 150.00

3-12-96 Pd Atty/Sam Fuller 5.00
3-22-96 Refund from pltf #9855 136.00
need to
5-15-96 Pd to #10019 272.00

TAMMARA LYNN FULLER

vs.

SAMUEL FRANK FULLER

Filed Mar. 8, 1989
@ 9:49 a.m.

Tax & entry Paid $50.50 ✓
William Pineo, Mediator 127.00
5-15-90 Refd to Pltf 9.00 ✓
Wm,. Pineo, Mediator 272.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, Samuel Frank Fuller, defendant, have been sued in court to obtain custody of the following child: DAWN FULLER.

You are hereby ordered to appear in person at such time and at such place as is hereby designated by the Custody Mediator hereinafter appointed for a conference.

WILLIAM PINEO, ESQUIRE, is hereby appointed as Custody Mediator in this case.

Hearing on temporary custody Mar. 13, 1989 at 3:30 p.m.

If you fail to appear at the time specified by the custody mediator hereby appointed by this order, an order for custody may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help: Crawford County Bar Association, SErvice to the Public Committee, c/o Prothonotary, Crawford County Court House, Meadville, Pa. 16335. Tele: 724-4636.

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

Mar. 14, 1989 Order filed. AND NOW, March 13, 1989, the issue of temporary custody of the minor child pending outcome of a custody mediator's hearing is before the Court. The Court receives input from counsel for both parties, and the aprties themselves, and under all the circumstances, the Court believes temporary custody should be in the hands of the mother, with weekend visits for the father. Accordingly, the child shall be returned to the care and custody of the mother, and on the first and third weekends of every month, the father shall be entitled to have custody of the child from Saturday at 8:00 a.m. until Sunday at 6:00 p.m. On the second and fourth weekend of each month the father shall be entitled to have the child from 9:00 p.m. Friday until Sunday at 8:00 p.m.

It shall be the responsibility of the father to pick up and return the child for these visits, with the Court noting that the mother tentatively plans on moving in with her father at R.D. #2 Linesville, Pennsylvania, Saturday afternoon, March 18, 1988.

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

Mar. 15, 1989 Copies of order to R. charles Thomas Wesley Rowden and William Pineo

Sept. 5, 1990 Petition To Reinstate Custody Order and Order filed. AND NOW, this 5 day of September, 1990, upon presentation and consideration of the within Petition, a hearing on this matter is set for the 7 day of Sept., 1990, at 1:30 o'clock p.m., in Court Room No. 1 of the Crawford County Courthouse, Meadville, Pennsylvania for the purpose of determing temporary custody of Dawn Fuller and Samuel F. Fuller, Jr. and further for the purpose of thereafter appointing a Custody Mediator to conduct further mediation in this case.

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

1 copy atty

Sept 12, 1990, ORDER filed. AND NOW, Sept 7, 1990, the matter is back before the court on an emergency hearing on a petiton filed by the mother, contending that she accorded the father a weekend visit in late Aug'. and without justification or cause, the father refused to return the children. The court notes the matter was previously referred by Court Order filed Mar. 8, 1989 to Custody Mediator Pineo, but it appears that the parties reconciled and the mediation hearing was apparently never held.

The issue before the court this date is the father's contention that the mother is such an inadequate parent that the welfare of the children in in danger, and he wishes to be accorded relatively full-time cusotdy until the matter can be mediated. Testimony was taken and it appears tha tthe father alleges that there were bruises on the children when he picked them up, and he had them examined by a doctor at the hospital and notifed Children and Youth Services. The mother gives explanation for most fo the bruises, but the father contends that blood tests are pending which were taken for the purpose of determining whether the children were malnourished.

The mother is pregnant with another child, and there apparantly appears to be some dispute as to whether the father is the father of the upcoming child. .

After a two-hour hearing the court is satisfied by the weight of evidence that the children will be safe in returning to the custody of the mother, and accordingly directs the father to return the children forthwith to the custody of the mother at her new address, 1201 chula Court, Meadville. The court awards the mother cusotdy of the children, but prescribes visitation with the father as follows: Co mmencingwith the weekend of Sept. 15, 1990 the father shall have the right to have both children in his custody between the hours of 10:00 a.m. Sat. and 7:00 p.m. Sun. It will be the obligation of the father to pick the children up at the home of the mother and return them to the home of the mother. The parties are cautioned not to let their domestic squabbles take place in the presence of the hcildren.

The matter is referred back to custody mediator William Pineo for scheduling of a hearing and father is directed to forward copies of any hospital records or test results on the children that may be of assistance to the mediator when he hears and mediates the case. Apparently an abuse report was reported to Children & Youth Services, but after consultation with the doctor who examined the children, teh report apparently was declared unfounded and the court understands that there is no current pertition alleging abuse lodged with Children & Youth Ser.

While the mother advises the court she has just received new housing at her present address and has no intention of moving, the father requests that the court enter an order prohibiting the mother from temporarily or permanently removing the children from the jurisdiction of the Crawford County court. The court so directs, and any time the mother is going to be out of the county for a period in excess of 48 hours, she must secure the permission of the father and in absence thereof, request the court for permission.

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

Sept 12, 1990, copies to Attys. R. C. Thomas, B. Lindsay & W. Pineo, and County control.

Continued on page 562

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

212.

JOSEPH W. EASTLICK

vs.

KAREN D. EASTLICK

Filed Mar. 8, 1989
@ 10:02 a.m.

Indigent filing;

State paid 6/16/94 10.00
Pro. Co. pd.6/16/94 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c), 201(d),201(a)

1 copy (atty)

Mar. 8, 1989, Petition by Indigent party Under Pa. R.C.P. 1920.62, and Order filed. ORDER: ADN NOW, this 8 day of March, 1989, after consideration of the foregoing Petition of Joseph W. Eastlick, alleging indigency, Petitioner is hereby granted permission to proceed as an indigent without the payment of costs and/or attorney fees, with this court reserving, however, the right to allocate costs to either party at the time of the entry of a final order.

BY THE COURT;
P. Richard Thomas, J.
Mar. 8, 1989, copy of order to J. Irwin, Esq.

Mar. 29, 1989, Verification filed. I, James R. Irwin, Esq. do hereby verify that I am the atty. of record for Jos. Eastlick, plaintiff and that as such, I aM AUTHORIZED TO EXECUTE THIS Verification; that I did, in the 13th day of Mar. 1989 send by Cert. Mail, ret. rec. req. addressee only, to Karen D. Eastlick, the defendant a true and correct copy of compalint filed at above no. at her last known address of Willow St, Meadville, Crawford County, Pa., as evidenced by the attahced sender's receipt NO. P 724 954 436 and that on the 28 day of Mar. 1989 I did receive the duly executed ret. rec. dated Mar. 24, 1989.

James R. Irwin Esq.

July 25, 1989 Affidavit Of Consent of Defendant filed.

June 8, 1994 Affidavit of Consent of plaintiff filed.

June 8, 1994 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce code, this case moved to Court.

DIVORCE DECREE FILED

June 21, 1994 AND NOW, June 17, 1994, it is ordered and decreed that JOSEPH W. EASTLICK, plaintiff, and KAREN D. EASTLICK, 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,
Gorodn R. Miller, P.J.

Allen & Hall
Paul E. Allen

213.

LINDA L. COLWELL

vs.

ANDREW P. COLWELL

Filed Mar. 8, 1989
@ 10:05 a.m.

Indigent filing

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Mar. 8, 1989, Application to Proceed In Forma Pauperis and Order filed. ORDER: AND NOW, 3/8/89 upon consideration of the foregoing application, plaintiff Linda L. Colwell, is granted leave to proceed in this matter, IN FORMA PAUPERIS and the Prothonotary is directed to accept the Complaint for filing.

This order is without prejudice to a future showing that either party is financially able to pay ALL OR PART OF THE COSTS incurred in this matter.

BY THE COURT:
P. Richard Thomas, J.

Mar. 8, 1989, copy of order to Paul Allen.

Mar 10, 1989 Acceptance of Service filed: I, the undersigned Defendant in the above captioned action, hereby accepts service of the Complaint in Divorce.
Date:3-9-89 Andrew P. Colwell

June 19, 1989 Affidavit Of Consent of Plaintiff filed.

June 19, 1989 Affidavit of Consent of Defendant filed.

June 19, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

June 22, 1989 **DIVORCE DECREE FILED.**

And now, June 22, 1989, it is ordered and decreed that LINDA L. COLWELL, plaintiff, and ANDREW P. COLWELL, defendant are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

214.

Robert J. Felton

ROGER C. PEEBLES SERVICE

vs.

FLORENCE MILLIKEN

Filed Mar. 8, 1989
@ 11:50 a.m.

Tax & entry paid 30.00 ✓
bal Rd 3/9/89 20.25 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF RONALD A. COLE, SR. DISTRICT MAGISTRATE -30-3-06

Mar. 8, 1989, Rule Entered Upon plaintiff to file Complaint Issued.

1989

Elderkin, Martin, Kelly
Messina & Zamboldi
Kenneth C. Vasil

215.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

JUDITH L. DAVIS

Filed Mar. 8, 1989
@ 1:18 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	19.00
Pro Co Pd 5-11-89	9.00

COMPLAINT

1 copy (sheriff)

March 21, 1989 Sheriff's Return filed. SERVED Judith L. Davis on March 15, 1989 at 10:48 AM by handing a copy of Complaint to Mark Davis, her adult son, at their residence, 637 Lord St., Meadville, Crawford Co., Pa.
So answers,

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

AND NOW, May 11, 1989 Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for failure to file an answer and the same is liquidated in the amount of One thousand Seven Hundred Ninety-two and 65/100 plus interest at the rate of 1.25% per month from March, 1989 and costs of the action

Debt.....$1,792.65 + int.& costs
D-205
JUDGMENT
James F. Simmons
Prothonotary

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

216.

Knox, McLaughlin, Gornall & Sennett, PC
Timothy Sennett —
Meadville Italian Bakery

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

NELSON L. TRAVIS AND
SANDRA TRAVIS, HIS WIFE

Filed Mar. 8, 1989
@ 1:21 P.M.

Tax & entry Paid $50.50
Sheriff's Costs 29.15

COMPLAINT

2 copies (sheriff)

Mar. 16, 1989 Sheriff's Return filed. SERVED NELSON L. Travis on March 20, 1988 at 11:31 AM by handing true copy of Complaint tohis wife, Sandra Travis, at their residence, 401 Venango Avenue, Cambridge Springs, Crawford County, PA. SERVED Sandra Travis personally on March 10, 1989 at 11:30 AM at her residence, 401 Venango Avenue, Cambridge Springs, Crawford County,PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 20, 1990 Answer and New Matter filed. (Meadville Italian Bakery)

1989

William E. Barney 217.	CORRY SAVINGS AND LOAN ASSOCIATION vs. TERRY L. LONG, SR. AND KATHLEEN A. LONG Filed Mar. 8, 1989 @ 2:45 p.m. Tax & entry Paid $50.50 Sheriff's Costs 34.10 Pro Co Pd 4/28/89 5.00	CIVIL ACTION - COMPLAINT IN MORTGAGE FORECLOSURE 2 copies (sheriff) Mar. 22, 1989 Sheriff's Return filed. SERVED Terry L. Long, Sr. onMarch 16, 1989 at 2:48 PM by handing a copy of the Complaint to his wife, Kathleen A. Long, at their residence, 220 Mechanic Street, Spartansburg, Crawford County, PA. SERVED Kathleen A. Long personally on March 16, 1989 at 2:47 PM at her residence 220 Mechanic Street, Spartansburg, Crawford County, PA. So answers, Robert M. Stevens, Deputy Sheriff Howard N. Stewart, Sheriff Apr. 27, 1989, Upon praecipe of plaintiff attorney, the above captioned case is discontinued and settled, the default having been cured.

Emil M. Spadafore, Jr

Spadafore Vardaro & Walker

218.

MARINE BANK, FORMERLY THE FIRST NATIONAL BANK OF COCHRANTON,

vs.

THOMAS HENDERSHOTT AND SUSAN HENDERSHOTT, HIS WIFE, AND THE UNITED STATES OF AMERICA

Filed Mar. 9, 1989
@ 11:46 a.m.

Tax & entry Paid	$50.50
Sheriff's costs	61.90
Pro Co Pd 5/24/89	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

May 3, 1989 Sheriff's REturn Filed. Before Me, the undersigned authority, personally appeared Jeffrey Sheldon who being duly sworn according to alw, deposes and says that on the 28 day of March, 1989, at 12:54 P.M., he served Comp. Mort. Fort. at No. 218 Term, 1989, Crawford Co. PA., upon defendant U.S. Attorney at 633 U.S. Post Office and Courthouse By making known the contents thereof to Scott (last name illigible), Pgh. PA. and handing to and leaving with him the certified copy of the crim. dockets received from Crawford.

Jeffrey A. Sheldon, Dep. Sheriff
Eugene L. Coon, Sheriff
Allegheny County, PA.

SERVED Thomas Hendershott personally on March 16, 1989 at 10:45 AM by handing a copy of the Complaint in Mortgage Foreclosure to him at his place of business, Otter Place, 368 North St., Meadville, Crawford Co. PA.

SERVED Susan Hendershott on March 16, 1989 at 10:46 PM by handing copy of Complaint to Thomas Hendershott, her Authorized Agent, at their place of business, Otter Place, 368 North St., Meadville, Crawford Co. PA. His signed Acceptance of Service attached.

SERVED US Atty. for Western Dist. of PA by deputizing the Sheriff of Allegheny Co. Pa., as per his affidavit of service attached. Served: March 28, 1989.

SERVED Richard Thornburg, Atty. General, USA by certified mail at Dep't. of Justice, 10th and Constitutional Blvd., NW Washington, DC 20530 as per signed receipt attached. Served: March 13, 1989.

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

May 23, 1989 Consent Judgment filed. AND NOW, to-wit, this 19th day of May, 1989, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the wihtin Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED and DECREED that a judgment be entered in favor of the plaintiff and against the United States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale ofthe mortgaged property of defendants Thomas Hendershott and Susan Hendershott.

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

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendants in the within proceedings.

BY THE COURT:
P. Richard Thomas, J

May 25, 1989 Copy of order mailed to Alan Cech and 1 copy of order put in Emil Spadafore's box.

And Now, May 23, 1989 at 11:52 a.m. upon praecipe of plaintiff's attorney, jdugment is hereby entered in favor of the plaintiff and against the defendants for failure to file an Answer and the damages are assessed at the sum of Forty-seven Thousand One Hundred Seventy-two and 97/100 plus interest and cost of suit.

H-163-153; U-183
judgment entered May 23, 1989

Debt $47,172.97
Judgment
James F. Simmons
Prothonotary

EX/1989-62

Culbertson, Weiss,
Schetroma & Schug
Mary AnnKirkpatrick

219.

Wymard, Dunn, Gordon
& Fall
Joseph M. Wymard

Pro. Co.pd 9/2/93 30.00
User's Fee pd 9/2/93 5.00

7/26/91 Rec'd $1000 from plff. Master fees.

3-3-93 Pd to Master Ch#7566 $1000.00

5-4-93 Received 505.00 from Atty 5-4-93 Endorsed Check back to Master 505.00

5-17-93 Received from dft 1505.00 Master

5-17-93 Pd Master Ch# 7547 1245.00

5-17-93 Pd Ct Rep. Ch# 7549 260.00

CLIFFORD R. HASTINGS

vs.

CATHERINE HASTINGS

Filed Mar. 9, 1989
@ 12:00 p.m.

Tax & entry Paid	$50.50	✓
1 count paid	15.00	✓
1 count paid 9/7/89 Emil Spodafore, Master	15.00	✓
State pd 9/26/91	10.00	
Pro.Co. pd 9/1/93	9.00	✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 16, 1989, Affidavit of Service filed. And now, Mar 16 1989, comes Mary Ann Kirkpatrick esq. being duly sworn according to law, deposes and sets forth as follows:

1. That she is the atty. for Clifford R. Hastings, plff, in the above captioned matter.

2. that on information furnished to her by teh plaintiff, she caused a cert. copy of the complaint in divorce to be forwarded by cert. mail No. P 401 441 002 postmarked Mar. 10, 1989 to the last known address of the dft. catherine Hastings, 110 Tree Farm Road, Pittsburgh, Pa. 15238.

3. That the dft. Catherine Hastings, on Mar. 11, 1989, personally signed the ret. rec. card which was affixed to the Complaint in the above matter and which is attached hereto as Ex.A.

4. Service of the Complaint against the defendant is thereafter effected in accordance with Pa. Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esq.

Mar. 23, 1989, Appearance of Wymard, dunn, Gordon & Fall, by Joseph M. Wymard, attorneys for defendant filed.

Mar. 23, 1989, Amended Petition for Change of Venue, and Order filed. 1 copy (plff. atty) 1 copy (dft. atty) ORDER OF COURT: AND NOW, this 23rd day of March 1989, a hearing in the above case to determine transfer of Venue is scheduled for the 21st day of April 1989 in Courtroom No. 1 or 2 at 9:30 a.m.

BY THE COURT,
Robert L. Walker, J.

Apr. 13, 1989, Plaintiff's Answer with New Matter to Defendant's Petition for Change of Venue and Amended Petition for Change of Venue filed.

Apr. 21, 1989, Preliminary Objections for La ck of Venue Pursuant to Divorce Code of 1980, Sect. 301(d) filed.

Aug. 14, 1989 Memorandum and Order filed. AND NOW, August 14, 1989, the defendant's Petition for Transfer of Venue for the convenience of the parties is denied. Defendant's preliminary objections are overruled and the defendant is granted twenty (20) days in which to file a responsive pleading to the Plaintiff's complaint. BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 15, 1989 Copy of order put in Mary Ann Kirkpatrick's box and copy mailed to Joseph Wymard

Sept. 5, 1989, Answer and Counterclaim to Complaint in Divorce filed. (adding count of Alimony, Alimony Pendente, Counsel Fees and Expenses)

Oct. 26, 1989, Affidavit of Consent of plaintiff filed.

Aug. 10, 1990 Petition for Special Relief and Order filed. And Now, August 22nd, 1990, hearing on Plaintiff's Petition for Special Relief is scheduled for September 21, 1990, at 9:30 a.m. in Courtroom #2 of the Crwaford County Courthouse in Meadville, Pennsylvania.

by the court
Gordon R. Miller, J

Aug. 10, 1990 copies of order put inMary Ann Kirkpatrick's box and copy mailed JOseph Wymard

Feb. 4, 1991, Motion to Quash Subpoenas filed.

Feb. 4, 1991, ORDER filed. AND NOW, Feb. 4, 1991, upon presentation of Plaintiff's Motion to Quash subpoenas it is ordered:

1. The subpoenas issued to:
Vicki Panek, Mark Hansen, Tracy Love and Cytemp Specialty Steel, Alan R. Candinto are Quashed and those persons are not required to attend proceedings.
2. Defendant is prohibited from issuing and servin g aNY subpoenas in violation of Pa. R.C.P. 1920.22.
3. Hearing on Plaintiffs' Request for counsel fees and costs is scheduled for Mar. 27 1991 at 10:00 a.m.

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

Feb. 6, 1991, copies to M. Kirkpatrick and J. Wymard, esq.

Feb. 6, 1991, Petition to Bifurcate and Order filed. ORDER : AND NOW, Feb. 6, 1991 upon presentation of defendants Petition to Bifurcate the divorce, a hearing is scheduled for Mar. 27, 1991, at 10;00 a.n. in C. R. No. 1 or 2 of the Crawford CountyCourthouse in Meadville, Pa.

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

Feb. 8, 1991 copies to M. Kirkpatrick and Jos. Wymard Esqs.

Mar 4, 1991 Motion to Reschedule Hearing and Order filed: AND NOW, March 4, 1991 motion allowed, hearing to be held April 11, 1991, at 1:30 P.M.

By the Court, Gordon R. Miller, J.

Mar 6, 1991 Copies of order put in Atty. Kirkpatrick's box and mailed to Atty Wymard.

Apr. 3, 1991 Inventory and Appraisement of Clifford R. Hastings filed.

Apr. 16, 1991, Plaintiff's Affidavit Under SEction 201(d) of the Divorce Code filed.

Continued on page 554A

Ferguson, Spataro & Rowden
Douglas W. Ferguson

220.

~~Bruce Barrett~~
R. Charles Thomas

ROSE M. ACKER

vs.

GEORGE R. ACKER, JR.

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)

Filed Mar. 10, 1989
@ 9:10 a.m.

Tax & entry	Pd 12/5/89	$50.50 ✓
Sheriff's costs		19.50
Pro Co. Pd 12/5/89.		9.00 ✓
Sheriff's Costs		22.76

12/4/89 $19.50 Paid by dft.

12/4/89 Paid to Howard N. Stewart Sheriff, $19.50 Check #107

TEMPORARY ABUSE ORDER:

And Now, this 10th dayof March 1989, upon review of the petition of plaintiff, the court enteres 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 physical custody and control of the parties minor children pending the hearing set forth by the court below.

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 CountyControl.

5. Service of a copy of the petition and this order shall be made upon the defendant by a Sheriff, constable, police officer or competent adult.

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

7. The defendaNT IS REMINDED THAT THIS IS AN ORDER OF COURT and violation of this order may be punishable by a file 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 March 16, 1989, at 9:00 a.m. in Courtroom No. 1 or 2 of the Crawford countyCourthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Mar. 10, 1989, copy of order to Atty. Ferguson.

March 13, 1989 Sheriff's Return filed. SERVEd George R. Acker, Jr. personally by handing true copy of the Petition and Order for Protection From Abuse to him on March 10, 1989 at 15:05 AM at his employment, Tru-Weld, Erie St., Saegertown, Crawford Co., PA. 16433
So answers,

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

Mar. 16, 1989 Order filed. AND NOW, March 16, 1989, at the time fixed for hearing on this proceeding for Protection From Abuse, the parties, without admitting or denying any of the facts alleged, have agreed to the entry of the following Order:

1. The Defendant shall not abuse, threaten to abuse or harass the plaintiff at any time or at any place nor shall the defnedant go to any place where the plaintiff resides or is employed except as otherwise provided relating to the custody of the children.

2. The plaintiff shall have the right to obtain possession of certain items of personal property, including, but not necessarily limited to, the furniture used by the children, a stereo set, a guitar, any of her personal effects or clothing or the personal effects or clothing of the children and certain items of furniture currently unsused and stored at the former marital domicile, which the parties have agreed upon.

3. Basic custody ofthe parties' three shall be with the plaintiff, subject to the visitation rights in the defendant as follows:

A) The defendant shall have the right to have the children in his custody each Monday and each Thursday from 5:00 o'clock p.m. until 8:00 o'clock p.m.

B) The defendant shall have the right to have the children in his custody from Friday at 5:00 o'clock p.m. until Saturday at 6:00 o'clock p.m. of each week.

C) Transportation for such visits shall be furnished by the defendant and he shall pick up and return the children to the home of their maternal grandparents Mr. & Mrs. Consla.

D) This visitation Order shall be superseded in the event any Order relating to custody and visitation is entered in any other proceeding.

4. The defendant shall pay the record costs in this case within thirty (30) days ofthis date.

5. This Order shall remain in full force and effect for a period of one (1) year from this date.

6. Any Police agency having jurisdiction in the matter may enforce this Order in the manner provided in the Protection from Abuse Act.

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

Mar. 17, 1989 Copies of order to Douglas Ferguson, Bruce Barret and County Control

Apr. 27, 1989 Order filed. AND NOW, April 27, 1989, the document filed on a Criminal Complaint dated April 24, 1989 by Trooper C. Daniel Mallory of the Pennsylvania State Police is ORDERED to be filed inthe Prothonotary's Office at the abov enumber and term, and will be treated as a Petition for Contempt under the Protection From Abuse Act. No adjudication of contempt is entered at this time, and a decisions on the contempt allegation is reserved. The Defendant is most emphatically instructed to comply totally with the Protection From Abuse Act Order of March 16, 1989, and if there is anyfurther violation of that Order, the Court will set a further hearing on this Contempt Petition.

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

Apr. 27, 1989 Copies put in Atty's box.

Continued on Page 220a

May 10, 1989 ORDER filed. AND NOW, May 8, 1989, Defendant is adjudicated in contempt for wilful violation of the Protection From Abuse Order, and he is sentenced to thirty (30) days in the Crawford County Jail effective May 6, 1989.

Recognizing that there has been very little opportunity for counsel to prepare for this hearing, we will scheule a further hearing if either counsel are able to advise me that they have further evidence, which would be corroborative or at least partially corroborative of the testimony we have heard today. Such hearing will have to be scheduled in some manner around criminal jury trials.

The Defendant is GRANTED work release privileges during his incarceration. Even if this adjudication of contempt stands after further hearing, we will consider reducing the sanctions imposed if the Defendant can convince us in some credible manner that there is no danger to his wife, his children or any other people associating with him.

By Order of The Court,
P. Richard Thomas,
for Robert L. Walker, Judge

May 10, 1989 Copy of Order to Atty. Douglas Ferguson Bruce Barrett and County Control.

July 19, 1989 Petition For Contempt of Court of Protection of Abuse Order and ORDER filed. AND NOW, this 17 day of July 1989 upon consideration of the foregoing Petition for Contempt a hearing is scheduled thereon for July 25, 1989, 2:30 PM Ct Rm #2. A copy of this order shall be served upon the Defendant's Attorney, R. Charles Thomas, Esq. which shall constitute service upon the Defendant, George Acker,Jr.

By Order Of Court
P. R. Thomas, Judge

July 20, 1989 Copy of Order to Attys. Douglas Ferguson, Bruce Barrett and County Control.

July 27, 1989, ORDER filed. AND NOW, July 25, 1989, this hearing is continued to July 31, 1989 at 9:00 a.m.

BY ORDER OF THE COURT,
P. Richard Thomas (for RLW)

July 28, 1989, copies to D. Ferguson and R. C. Thomas, and County control.

July 31, 1989 Order filed. AND NOW, July 31, 1989, at the time fixed for continued hearing on the petition for contempt, the aprties having agreed upon an Order, the following Order is entered:

The Court reserves decision on the petition for adjudication of contempt, and no adjudication is entered thereon at this time. Defendant will comply faithfully with all prior Orders entered regarding refraining from abuse of the Plaintiff or any other person, and the Defendant shall post a cash bond with the Prothonotary in the amount of $500.00 to insure his compliance with the Order, and in the event of a future finding of noncompliance with the Orde,r the Court shall have the right to forfeit all or any part of said bond. The obligee in the bond shall be Crawford County, Pennsylvania.

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

Aug. 1, 1989 Copies of order put in Douglas Ferguson, R. Charles Thomas and County Control's box.

Nov. 2, 1989 Order filed. AND NOW, November 2, 1989, at the request of the Prothonotary, a rule is entered upon George R. Acker, Jr. why he should not pay the costs in this proceeding and post a bond as required by the Order of this Court of July 31, 1989, or be adjudicated in contempt for failure to do so, said rule being returnable November 30, 1989 at 3:00 o'clock p.m., Eastern Standard Time, in Courtroom 2, Courthouse, Meadville, Pennsylvania.

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

Nov. 2, 1989 Copies put in Atty's box.

Dec. 1, 1989 Order filed. AND NOW, November 30, 1989, at the time fixed for hearing on a rule entered upon the Defendant to show cause why he should not pay the costs in this proceeding and post bond as required by previous Order of this Court, the Defendant having failed to appear, although he had actual notice of this proceeding, he is hereby adjudicated in willful contempt for failing to appear at this hearing. The Defendant is cautioned that if the costs remain unpaid and the bond is not posted as of December 11, 1989, a bench warrant will be issued for his arrest and he will be remaned to the Crawford County Jail until he purges himself of contmept.

The Sheriff of Crawford County shall effect personal service of this Order upon the Defendant and the costs of such service shall be added to the record costs in this case.

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

Dec. 1 Copies delivered by Court.

Dec. 5, 1989 Sheriff's Return filed. SERVED George R. Acker personally on December 4, 1989 at 4:29 PM by handing copy of Court Order to him at his residence, R.D.#1, Saegertown, Crawford County, PA.

So answers,

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

June 26, 1991 Plaintiff's Affidavit Under Section 201 (d) of the Divorce Code filed.

June 26, 1991, Affidavit of Service of Notice of Intention to REquest Entry of Divorce Decree and Defendant's Counter-Affidavit under Section 201(d) of the Divorce Code filed.

220
-(b)

1989

1989

Watts, Pepicelli, Youngs, and Youngs PC
Alan L. Pepicelli

221.

CHERYL D. SANTOS

vs.

MARK S. SANTOS

Filed Mar. 10, 1989
@ 4:16 p.m.

Indigent filing

COMPLAINT UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Mar. 10, 1989, Motion to Proceed In forma Pauperis and Petition for Leave to Proceed In Forma Pauperis filed. ORDER: AND NOW this 16 day of Mar. 1989, the plaintiff may proceed in forma pauperis. BY CT, PRT.

Mar. 10, 1989, Plaintiff's Affidavit Under 201(d) of the Divorce Code filed. 1 copy (atty)

May 16, 1989 Complaint Reinstated.

Aug 9, 1990 Complaint Reinstated.

Oct. 4, 1991 Complaint Reinstated.

Dec. 10, 1991, Certificate of Service filed. Alan L. Pepicelli, Esq. hereby certifies that attached hereto is a proof of service showing service upon Mark S. Santos, the defendant in the within action, of a cert. copy of the complaint in divorce and plaintiff's affidavit, served upon said defendant on Nov. 12, 1991, at the Mission Bell Tavern 43301 Mission Boulevard, Fremont, California. Alan L. Pepicelli esq

Jan. 10, 1992 CERTIFICATE OF SERVICE, filed. Alan L. Pepicelli, Esq., hereby certifies that he is the Attorney for the Plaintiff in the within action and that a Notice of Intention to Request Entry of Divorce Decree was sent to the Defendant, Mark S. Santos, c/o Edward Santos, 1621 Walden Ct.,Fremont, California 94539, by certified mail, return receipt requested, addressee only, on Dec. 10, 1991 and was received on Dec. 16, 1991. The receiopt for certified mail and the return receipt are attached hereto as Ex. "A".

Jan. 10, 1992 Upon praecipe of plaintiff attorney to transmit record along with Notice of Intention to Request Entry of Divorce Decree and Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code attached, this case moved to Court.

Jan. 21, 1992 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 20, 1992, it is hereby ordered and decreed that Cheryl D. Santos, Plaintiff, and Mark S. Santos, defendant, are divorced form the bonds of matrimony.

BY THE COURT:
Anthony J. Vardaro

Watts, Pepicelli, Youngs & Youngs PC
Alan L. Pepicelli

222.

CHERYL D. SANTOS

vs.

JAMES TO CHAMPLIN

Filed Mar. 10, 1989
@ 4:19 p.m.

Indigent filing
William Pineo, Mediator
Mediation Cost 47.00

3/26/90 Recd $3.50 From Defendant
Recd 3-1-90
$23.50
Vivian Stoltz

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

ORDER OF COURT: You, James T. Champlin, dft. have been sued in court to obtain custody of the children: Jamie Scott Champlin.

You are ordered to appear in person for a conference at such time and place as may be set by WILLIAM PINEO, CHILD CUSTODY MEDIATOR.

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

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

Crawford CountyBar Assoc. ser. tothe Public Committee c/o Prothonotary Courthouse, Meadville, Pa. 16335 Telephone 814 724-4636

Date: 3/10/89

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

Mar. 10, 1989, Motion to Proceed In Forma Pauperis, Petition For Leave to Proceed In Forma Pauperis, and Order filed.

ORDER: AND NOW, this 10 day of March 1989, upon consideration of the within Motion, the Plaintiff may proceed in forma pauperis.

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

Mar. 27, 1989 Certificate Of Service filed. ALAN L. PEPICELLI, Esquire, hereby certifies that he is the Attorney for the Plaintiff in the within Action and that a certified copy of the Complaint for Custody was sent by certified mail return receipt requested, addressee only, to the Defendant, James T. Champlin, 8527 Pond Ridge Ct., Riverdale, Georgia 30296 on March 13, 1989 and was received by the same on March 20, 1989. The receipt for certified mail and the return receipt are attached hereto marked exhibit "A". Alan Pepicelli

May 11, 1989 Temporary Order filed. AND NOW, this 11 day of May, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor child Jamie Scott Champlin, is awarded to his mother, the Plaintiff.
2. The father shall have the right of visitation with his son for two weeks each summer provided he gives the mother one month's notice of the period he wishes to select. If possible, the visitation period shall coincide with the father's vacation from work. During his visitation, the father shall take care that he supervises Jamies and that Jamie not be exposed to situations which are unsafe or morally improper, given his age and maturity.
3. The father shall have the right of visitation for one week following Christmas during Jamie's Christmas vacation from school, provided that the father gives the mother two week's ntoice of the period he wishes to select and provided that James is able to spend Christmas with his mother and is returned to Crawford County in time for the reopening of his school session. Visitation shall take place under the same circumstances as inthe preceding paragraph.
4. The father shall pay all costs of transportation incident to the exercise of his visitation rights.
5. The Mediator has noted for the Court that the father was not represented at the Mediation conference, nor was he able to attend, and therefore, the father shall have the right to request a more detailed visitation schedule or more extensive visitation at any time.
6. Each party shall teach Jamie to give to the other partythat love and respect which is due a parent form his or her child.
7. Neither party shall do or say anything to blacken the character of the other in Jamie's estimation.
8. The Mediator has noted for the Court that the mother is proceeding in forma pauperis. Her petition to so proceed is granted. Costs and fees of this action are divided equally. The share of the father is assessed to him as costs in this case and the share of the mother shall be paid by Crawford County. Payment shall be made to the Prothonotary of Crawford County. Costs and fees of the Mediation process are fixed at $47.00.
9. Either party may move the Court for a hearing de novo for a period of thirty (30) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

May 15, 1989 Copies of order given to Alan Pepicelli, James T. Champlin and William Pineo

Cassidy, Kotjarapoglus
& Poland
David C. Pohland

223.

CABOT OIL & GAS CORPORATION

vs.

DON C. FREDERICK AND
TRANSAMERICA ENERGY CORP.

Filed Mar. 13, 1989
@ 8:43 a.m.

Tax & entry paid	$50.50
Sheriff's costs	67.00
Pro Co Pd 7/24/89	9.00

COMPLAINT IN ACTION TO QUIET TITLE

1 copy (atty)

May 10, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared James Croyle Deputy-Sheriff who being duly sworn according to law, deposes and says that on the 27th day of March, 1989, at 2:00 P.M., he served Donna Rathfon, Daughter, filed at No. 223 Term, 1989, upon defandant Don C. Frederick at his place of business By making known the contents thereof to her and handing to and leaving with her the certified copy of the Complaint received from Crawford Co.

James Croyle,Deputy Sheriff
So answers
Vern E. Smith, Sheriff
Clarion Co., Pa.

June 9, 1989 Affidavit of Service filed: Personally appeared before me, the undersigned authority, David C. Pohland, Esquire, who being duly sworn according to law, deposes and says that a true and correct copy of the Complaint in Action to Quiet Title filed in the Prothonotary's Office in and for Crawford County, Pennsylvania at the above captioned number and term, was served on the Defendant, Transamerica Energy Corporation, by certified mail, P-542 799 750 on March 30, 1989. A copy of the return receipt, which has been executed by Judith L. Boyd, is attached hereto.

David C. Pohland, Esquire

June 9, 1989 Plaintiff's affidavit of Service of Complaint filed.

June 9, 1989 Motion for Judgment and Order filed: AND NOW, this 9 day of June, 1989, upon review of the Affidavit of Service and upon presentation of the foregoing Motion, IT IS HEREBY ORDERED, ADJUDGED AND DECREE that the lease granted by Kenneth E. Muir and Ruth Muir to Don C. Frederick, one of the defendants, recorded at Agreement Book 88, page 918 and the leasehold rights below a depth of 3,000 feet assigned by Don C. Frederick to Transamerica Energy Corporation, the other defendant, herein, recorded at Record Book 30, page 282, are no long of any force and effect and the defendants, Don C. Frederick and/or Transamerica Energy Corporation are forever barred from asserting any claims against, right to or interest contrary to or inderogation of the leasehold interest held by Cabot Oil & Gas Corporation as set forth in the instrument recorded at Agreement Book 130, page 580.

F-44, T-184

BY THE COURT,
P. Richard Thomas, J.

Jun 15, 1989 Copies of order to Atty. Pohland, by mail.

AND NOW, July 24, 1989 , at 9:47 a.m., upon praecipe of plaintiff attorney, thirty (30) days having elapsed since entry of the default Decree, on June 9, 1989, Judgment is hereby entered in favor of the plaintiff, and against the named defendants.

Judgment entered - 7/24/89
F - 44
T - 184

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1989

Stephen H. Hutzelman
Plate, Shapira, Hutzelman
Berlin, May Walsh and
Brabender

224.

Blyston & Blystone
Peter Blystone

PAFFORD FUNERAL HOME

vs.

GILBERT PETTY

Filed Mar. 13, 1989
@ 12:58 p.m.

Tax & entry paid $50.50 ✓
Sheriff's Costs 19.00

COMPLAINT

1 copy (sheriff)

Mar. 22, 1989 Sheriff's Return filed. SERVED Gilbert Petty personally on March 15, 1989 at 1:10 PM at his place of visitation, Meadville Club, Market Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr 11, 1989 Answer to Complaint filed.

1989

Jack H. Kudzma

225.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

CAROL McGOWAN AND ROBERT McGOWAN, HER HUSBAND

vs.

MARY EDMONDS

Filed=Mar. 13, 1989
@ 2:58 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	19.00
Pro Co Pd 12/12/89	6.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

(Jury Trial Demanded)

Mar. 21, 1989 Sheriff's Return filed. SERVED Mary Edmonds on March 15, 1989 at 10:56 AM by handing copy of Complaint to Rich Edmonds, her son, at their residence, 681 Washington Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 4, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.

May 17, 1989 Answer and New Matter of Mary Edmonds, Defendant to Plaintiffs' Complaint filed.

June 5, 1989, Plaintiff's Reply To New Matter filed.

Oct 19, 1989 Stipulation on behalf of both parties filed.

Nov. 13, 1989, Notice of Taking Depositions on Oral Examination filed. (of Carol McGowan)

Dec. 12, 1989, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

Blystone & Blystone
Peter E. Blystone

226.

PENNBANK

vs.

RICHARD A. SAGER

Filed Mar. 13, 1989
@ 3:03 p.m.

Tax & entry Paid	$50.50
sheriffs costs	23.00
Pro Co pd 7/6/89	9.00
Sheriff's Costs	53.38

COMPLAINT IN ACTION OF REPLEVIN

1 copy (sheriff)

Mar. 15, 1989 Motion For Issuance of Writ of Seizure and Order filed. AND NOW, this 15 day of March, 1989, upon consideration ofthe Complaint for Replevin filed by plaintiff in the above captioned action and in further consideration of the plaintiff's Motion for Writ of Seizure, it is hereby ORDERED AND DECREED that:

1. A hearing on said Motion shall be held on March 23, 1989 at 1:30 o'clock p.m., prevailing local time, in Courtr Room No. 2, Crawford County Courthouse, Meadville, Pennsylvania.

2. Notice of the hearing shall be served onthe defendant in accordance with Pa. R.C.P. No. 1075.1 and Pa. R.C.P. No 1353. P. Richard Thomas, J

Mar. 16, 1989 Copies of order to Peter Blystone

Mar 15, 1989 Notice of Hearing for Seizure of Property filed.

Mar. 23, 1989, Motion for Continuance of Hearing and for Alternative Method of Service and Order filed. ORDER: AND NOW, Mar. 23, 1989, the hearing originally scheduled for this date is continued to April 5 1989 at 9:15 a.m. prevailing local time. A copy of this order shall be served with the other papers. Robert L. Walker, Judge

Mar. 23, 1989, copy of order to P. Blystone, Esq.

Apr. 3, 1989, Sheriffs Return filed. SERVED Richard A. Sager personally by handing a true copy fothe complaint, Motion, Notice and Court Roder to him on March 27, 1989 at 8:46 a.m. at sheriff's Office, Crawford County Courthouse, Meadville, Pa. Crawford County.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Apr. 5, 1989, ORDER filed. AND NOW, this 5th day of April 1989, upon consideration of the Complaint in Replevin filed by plaintiff in the above captioned action and in further consideration of the motion for Writ of Seizure filed in Accordance with Pa. R.C.P. 1075.1 and following notice and hearing on said Motion, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

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

2. Plaintiff shall file bond in accordance with Pa. R.C.P. 1075.3.

3. Upon the filing of the bond, the Prothonotary shall issue a Writ of Seizure for the property in the form prescribed by Pa. R.C.P. No. 1354.

The Sheriff is directed to deliver the property to the plaintiff after the expiration of 72 hours from the siezure thereof if no counterbond has been filed pursuant to Pa. R.C..P. No. 1076 within the period of 72 hours.

(1 copy - sheriff) Robert L. Walker, Judge

Apr. 6, 1989, copy of order to Atty. P. Blystone.

Apr. 5, 1989, BOND in the amount of $16,900.00 of plaintiff Pennbank, filed.

Apr. 5, 1989, Upon praecipe of plaintiff attorney, Writ of Seizure issued. (sheriff)

April 5, 1989 Exhibits filed with papers.

And Now, July 5, 1989 at 1:02 p.m. judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer within twenty (20) days of the service of the complaint. The undersigned certifies that notice of default pursuant to Pa.R.C.P. 237.1 was given to defendant by regular mail on June 20, 1989, acopy of which is attached.

S-144

JUDGMENT
James F. Simmons
Prothonotary

July 7, 1989 Sheriff's Return filed: SERVED Richard A. Sager personally on April 24, 1989 at 12:05 PM by handing a copy of the Writ of Seizure to him at 898 Park Ave., Meadville, Crawford Co., Pa 16335.

Repossessed 1985 GMC Astro truck, serial number TDH925V563083 on June 16, 1989 at 12:15 PM at First and High Sts., Conneaut Lake, Crawford Co., Pa 16316. Smitty's Garage towed the truck to storage area.

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

1989

pro se

227.

John Spataro
Spadafore, Vardaro & walker

IN THE MATTER OF THE ELECTION OF A DISTRICT JUSTICE FOR DISTRICT 30-3-03

Filed Mar. 13, 1989
@ 3:18 p.m.

Tax & entry P1 3/15/89 $50.50

NOMINATION PETITION

ORDER:
AND NOW, March 13, 1989, a Petition/Objection having been filed by Joyce L. Spontarelli to the Democrat nominating petition filed by Robert J. Leonhart for the primary election of 1989, a hearing thereof is set for March 15, 1989 at 1:30 p.m. in Courtroom No. 2, Courthouse, Meadville, Pa.

The petitioner shall serve a copy ofthe Petition and order on the Crawford County Board of Election and upon Robert J. Leonhart, the defendant, on or before March 14, 1989.

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

Mar. 16, 1989, copies to plff. and J. Spataro, Atty.

Mar. 14, 1989, Answer to Petition of JOyce L. Spontarelli filed.

Mar. 14, 1989, Proof of Service of above Answer filed.

Mar. 14, 1989, Petition of Robert J. Leonhart to Set Aside Nomination Petitions and Order filed. ORDER: AND NOW, this 14 dayof March 1989, after review of the within petition, a hearing is scheduled thereon for the 15 day of March 1989 at 1:30 p.m. in courtroom No. 2, Crawford CountyCourthouse, Meadville, Pa.

The Petitioner shall provide the respondent with a true and correct copy of this petition and dorder, to be served by an adult individual on the respondent personally or by leaving a copy with any adult member of respondent's household. Service on the respondent in accordance with this order shall occur on or before 8:00 p.m. on Mar. 14, 1989.

BY THE COURT,
P. Richard Thomas, J.

Mar. 16, 1989, copies to plff and John Spataro, Esq.

Mar. 15, 1989, Affidavit of Service of Answer to Petition of Joyce L. Spontarelli filed.

Mar. 15, 1989, Affidavit of Service of Petition to Set Aside Nomination Petitions filed.

Mar. 15, 1989, Amendment to Democratic Nominating Petition of Robert J. Leonhart, filed.

Mar. 15, 1989, Amendment to Democratic Nominating Petition of Robert J. Leonhart, filed.

Mar. 15, 1989, Amendment to Democratic Nominating Petition of Robert J. Leonhart, filed.

Mar. 15, 1989, ORDER filed. AND NOW, March 15, 1989, a counter petition having been filed byRobert J. Leonhart attacking the nominating petitions of Joyce L. Spontarelli and docketed in the Prothonotary's Office at AD 1989 - 233, and it appearing that both petitions relate to a single election, the two proceedings are consolidated at the above captioned case, and the Prothonotary is DIRECTED to transfer any pleadings filed at AD 1989 - 233 to this number and term.

Immediately prior to the time set for hearing in this matter, the parties have reached an agreement for the settlement of the matter in a manner that will not adversely affect the voters in the district from which the district justice is to be selected, and will maintain the general legal principle that in electoral matters, the electors should be given the broadest possible opportunity to make their selections.

Under the terms of the agreement between the parties, each party is withdrawing their respective petitions attacking the nominating petitions of the other party, and the withdrawal and ultimate dismissal of this proceeding is with prejudice.

To the extent either of the parties allege defects, which under the law are amendable, and we note that the appellate Court decisions of this state seem to suggest that wherever possible amendment should be allowed, so long as it does not prejudice the parties or the electoral process, such amendments are allowed, and the respective parties are DIRECTED to file such amendments.

Each party has withdrawn their allegations of a lack of sufficient appropriate signatures. To the extent any party has not complied with teh provisions of the State Ethics Act insofar as it relates to the office of district justice, that party is permitted to comply nunc pro tunc provided the compliance is within one (1) week of this date.

It is the intention of the parties and of this order that each of the candidates' names sahll appear upon the primary ballot for May, 1989 on ea ch of the respective major political parties ballots. Nothing contained in this agreement of the parties or this order shall be deemed to affect the ultimate qualifications of any person to take office if elected.

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

Mar. 16, 1989, copies of order to Atty. Spataro and plff. Spontarelli. & copy to Election Board (Jeff Barbary)

228

1989

Watts, Pepicelli,
Youngs & Youngs PC
Theodore H. Watts

228.

PRODUCTION EXPERTS
EMPLOYEES' CREDIT UNION, INC.

vs.

KIMBERLY SHEETS

Filed Mar. 13, 1989
@ 4:00 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 5-5-89	9.00 ✓
Pro Co pd 12/19/89	9.00 ✓
Pro Co. Pd. 3/30/90	5.00 ✓
Pro Co pd 5-3-90	1.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (atty)

May 5, 1989 Affidavit of Service filed: THEODORE H. WATTS, being duly sworn according to law, deposes and says that he served a certified copy of the Complaint in the above action on the defendant, Kimberly Sheets, by certified mail, on March 31, 1989, as evidenced by the return receipt card attached hereto.
Theodore H. Watts.

And Now, May 5, 1989 @ 3:52 P.M., upon Praecipe of Plaintiff's attorney with Notice of Judgment attached, Judgment is hereby entered in favor of the Plaintiff and against the Defendant.
S-105 JUDGMENT
James F. Simmons
Prothonotary

And NOw, Dec. 18, 1989 at 4:08 p.m., upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of ONe Thousand Six Hundred Sixty-four and 35/100 plus interest and cost of suit.
S-105 Debt. $1,664.35
judgmented entered 12/18/89 Judgment
James F. Simmons
Prothonotary

EX/990-7

March 30, 1990 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued.

1989

Mason and Mason
Joan D. Mason

229.

LINDA J. DANIELS

vs.

EDWARD A. DANIELS, SR.

Filed Mar. 14, 1989
@ 11:35 a.m.

Tax & entry Paid	$50.50
Pro Co pd 8/7/89	9.00
State pd. 8/7/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar 23, 1989 Affidavit of Service filed: I, Joan D. Mason. Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 15, 1989 mail to the above defendant, Edward A. Daniels, Sr., by certified mail #P-547 808 446, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on March 17, 1989, as indicated by the return receipt card which was returned to the offfice of the Plaintiff's attorney and is attached hereto. hereto. Joan D. Mason, Attorney for Plaintiff

July 5, 1989 Affidavit of Consent of Plaintiff filed.

July 18, 1989 Affidavit of Consent of Defendant filed.

Aug. 4, 1989, Upon praecipe of plaintiff attorney, for Review Under 201(c) of the Divorce Code, this case moved tocourt.

Aug. 10, 1989 **DIVORCE DECREE FILED.**

And now, August 10, 1989, it is ordered and decreed that LINDA J. DANIELS, plaintiff, and EDWARD A. DANIELS, SR. defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Mason and Mason
Joan D. Mason

230.

ROBERT RICHARD HOWE

vs.

NANCY ANN HOWE

Filed Mar. 14, 1989
@ 11:35 a.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 2/20/90	10.00 (St.)
Pro Co Pd 2/20/90	9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 31, 1989 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 16, 1989, mail to the abaove Defendant, Nancy Ann Howe, by certified mail #P- 547 808 447, return receipt requested, deliver to addressee only, a complaint in the abaove divorce action. Said notice was received on March 28, 1989, as indicated by the return receipt card which was returned to the office ofthe Plaintiff's attorney and is attached hereto. Joan D. Mason

Aug. 14, 1989 Affidavit of Consent of Plaintiff filed.

Feb. 14, 1990, Affidavit of Consent of defendant filed.

Feb. 14, 1990 Upon praecipe of plaintiff attorney, for review under 201(c) of the divorce code, this case moved tocourt.

Mar. 5, 1990 **DIVORCE DECREE FILED.**

AND NOW, March 5, 1990, it is ordered and decreed that Robert Richard Howe, plaintiff, and Nancy Ann Howe, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1989

Barrett & Dratler
Bruce A. Barrett

231.

TOBAY FEDERAL CREDIT UNION

vs.

MICHAEL P. LEHENY

Filed Mar. 14, 1989
@ 1:59 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	23.00
Pro Co pd 5/2/89	9.00

COMPLAINT

1 copy (sheriff)

April 10, 1989 Sheriff's Return filed. SERVED Michael P. Leheny personally on March 20, 1989 at 1:24 PM by handing copy of Complaint to him at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA 16335
So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 2, 1989 at 1:59 a.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entred in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at Seven Thousand Two Hundred Seventy-two and 76/100 plus interes and cost of suit.

L-113
judgment entered
May 2, 1989

Debt. $7272,76
Judgment
James F. Simmons
Prothonotary

Bruce A. Barrett
Barrett & Dratler

232.

Ferguson, Spataro
& Rowden
J. Wesley Rowden

DOUGLAS K. COULTER

vs.

MOSE J. BYLER

Filed Mar. 14, 1989
@ 1:59 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	23.15
Arb. paid 4/26/89	15.00

COMPLAINT

1 copy (sheriff)

Mar. 22, 1989 Sheriff's Return filed. SERVED Mose J. Byler on March 15, 1989 at 3:34 PM by handing copy of Complaint to Ida Byler, his wife, at the residence, Box 303, Atlantic, Crawford County, PA. So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 17, 1989, Answer to Complaint filed. 1 copy (atty)

Apr. 26, 1989, Upon praecipe of plaintiff attorney, for reference to arbitrators, the following arbitrators are appointed:
Paul E. Allen, Ch.
~~Curtis E. Blystone~~ John D. Petruso
William F. Peters

June 2, 1989, Arbitrators Take the Qualifying Oath.

June 22, 1989, upon praecipe of arbitrator Curtis Blystone, withdrawing from the Board of Arbitrators, John D. Petruso substituting, in his place.

July 10, 1989 Decision of Arbitrators filed in which they find: that neither party has proved liability nor damages argument on the other party and therefore we find in favor of the defendant DECISION OF ARBITRATORS

July 10, 1989 copies of dicision to Attys. B. Barrett and W. Rowden (box)

1989

Ferguson, Spataro,
& Rowden
John Spataro

233.

IN RE:
NOMINATION PETITION OF
JOYCE L. SPONTARELLI

ROBERT J. LEONHART
Petitioner

vs.

JOYCE L. SPONTARELLI
Respondent

Filed Mar. 14, 1989
@ ds

Tax & entry 3/28/89 $50.50 ✓

PETITION TO SET ASIDE NOMINATION PETITIONS

ORDER:

AND NOW, this 14 dayof March 1989, after review ofthe within Petition, a hearing is scheduled thereon for the 15 day of March 1989, at 1:30 p.m. in Courtroom No. 2, Crawford County Courthouse, Meadville, Pa.

The Petitioner shall provide the REspondent with a true and correct copy of this petition and order, to be served by a adult individual on the respondent personally or by leaving a copy with any adult member of respondent's household. Service on the respondent in accordance with this order shall occur on or before 8:00 p.m. on Mar. 14, 1989.

BY THE COURT,
P. Richard Thomas, J.

Mar. 16, 1989, copy of order to John Spataro, Esq.

(SEE COURT ORDER OF JUDGE ROBERT L. WALKER CONSOLIDATING ABOVE CASE WITH AD 1989 - 227 -- PAPERS FILED AT AD 1989 - 227)

Bozic and Thomas
R. Charles Thomas

234.

MARK J. PLOSKI, BY HIS PARENTS AND NATURAL GUARDIANS, LARRY PLOSKI AND HELEN PLOSKI, AND LARRY PLOSKI AND HELEN PLOSKI IN THEIR OWN RIGHT

vs.

LAVERNE HALSEY AND JEAN HALSEY, AND FRANK JOHN SULZ

Filed Mar. 15, 1989
@ 9:11 a.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 4/4/89	6.00 ✓

SUMMONS IN A CIVIL ACTION

Mar. 15, 1989, Petition for Authority to Settle and Compromise a Minor's Claim and Order filed. ORDER: AND NOW, this 15 day of March 1989, upon presentation land consideration of the within Petition, the prayer of the Petitioners is granted and the proposed settlement is approved and it is ordered and decreed that Larry Ploski and Helen Ploski, as parents and natural guardians of the said Mark J. Ploski, a Minor, be and are hereby authorized to compromise and settle for the sum of Fifteen Thousand Dollars ($15,000.00) the claim of said Minor, Mark J. Ploski, against the defendants, Laverne Halsey, Jean Halsey, and Frank John Sulz, for damages resulting from personal injuries sustained by the said Mark J. Ploski at the time and place and in the manner set forth in the foregoing Petition, and for the recovery of which an action had been brought at the above number and term, and upon payment of said amount, by and from the above-named defendants, Laverne Halsey, Jean Halsey and Frank JOhn Sulz, their heirs, executors, and administrators and the insurance carrier for the defendants, to-wit: Erie Insurance Exchange, are released from any and all liability to said Minor, to-wit: Mark J. Ploski and Larry Ploski and Helen Ploski, Parents and natural guardians of the said MInor and in their own right for damages and injuries sustained by the said minor, Mark J. Ploski, arising out of the accident referred to in the foregoing Petition.

IT IS FURTHER ORDERED AND DECREED that the sumof Fifteen Thousand Dollars ($15,000.00) is to be paid to Larry Ploski and Helen Ploski, as parents and natural guardians of the said Mark J. Ploski, without the entry of security on their part. The sum of Fifteen Thousand Dollars ($15,000.00) is to be deposited in an interest-bearing savings account, in a lending institution in Crawford County, pa., with the documents representing said account to be held by the Clerk of Courts of Crawford County, with no withdrawals being made from said account without further order of thiss court, or until said Mark J. Ploski attains his majority.

And upon receipt thereof, by them, your petitioners as parents and natural guardians of said minor Mark J. Ploski, are hereby authorized and directed to settle and discontinue the above entitled action and execute such release or releases that may be required by the defendants and their insurance carrier, the Erie Insurance Exchange.

BY THE COURT,
P. Richard Thomas, Judge

Mar. 16, 1989, copies of order to R. Charles Thomas, and Clerk of Court office, Crawford Co.

Apr. 31, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1989

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

235.

SAINT VINCENT HEALTH CENTER

vs.

ELMER MILOSH AND HAZEL R. MILOSH

Filed Mar. 15, 1989
@ 10:54 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	32.00
Pro Co pd 5/1/89	9.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Apr. 5, 1989 Sheriff's Return filed. SERVED Elmer Milosh personally by handing copy of Complaint to him on March 20, 1989 at 11:58 AM at his residence, R.D.#4, Box 1113, Conneaut Lake, Crawford County, PA.
SERVED Hazel R. Milosh personally by handing copy of Complaint to her on March20, 1989, at 11:59 AM at her residence, R.D.#4 Box 1113, Conneaut Lake, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 1, 1989 at 11:32 a.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Two Thousand Nine Hundred Ninety-one and 48/100 plus interest and cost of suit.
M-51-81 Debt $2,991.48
judgment entered may 1, 1989 Int. from Mar. 13, 1989
Judgment
James F. Simmons
Prothonotary

Received to AD 1993-26

William F. Morgan

236.

Dickie, McCamey & Chilcote, P.C.
Paul W. Roman, Jr.

Michael F. Nerone

Steven W. Zoffer

GARRY M. STUFFLEBEAM

vs.

CYTEMP SPECIALTY STEEL DIVISION, AND CYCLOPS CORPORATION

Filed Mar. 15, 1989
@ 11:00 a.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 35.30

JURY TRIAL DEMANDED

COMPLAINT (TRESPASS)

2 copies (sheriff)

Mar. 22, 1989 Sheriff's Return filed. SERVED Cytemp Specialty Steel Division on March 16, 1989 at 2:15 PM by handing copy of Complaint to JOhn Carosn, President, at place of business, 701 East Spring Street, Titusville, Crawford County, PA.
SERVED Cyclops Corporation on March 16, 1989 at 2:16 PM by handing copy of Complaint to John Carson, President, at their place of business, 701 East Spring Street, Titusville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 20, 1989 Appearance of Dickie, McCamey & Chilcote, P.C by Paul W. Roman, Jr for defendants filed.

Apr. 28, 1989 Answer and New Matter filed.

May 19, 1989 Reply to New Matter filed.

Mar.23, 1994 Petition forRule to Show Cause why case should not be Non Prossed and Dismissed filed.

Mar. 23, 1994 Upon Praecipe of Paul W.Roman,Jr. and Michael F. Nerone, Esquire, the Petition of the Cytemp Specialty Steel Division and Cyclops Corporation, For Rule to Show Cause Why Case should not be Non Prossed and Dismissed, the above captioned matter is placed on the next available Argument List.

ON APRIL, 1994 ARGUMENT LIST

July 12, 1994 Memorandum and Order, filed. AND NOW, July 8, 1994, we find that all three pro prongs of the aforesaid test from Penn Piping hAVE BEEN MET. Defendant's petition is granted and this matter is dismissed due to lack of activity on the docket. BY THE COURT:
Anthony J. Vardaro, J.

July 13, 1994 Faxed Morgan & Zoffer

1989

pro se

237.

MARY JEAN HOLLEY

vs.

EDWARD JAMES ALLEN

Filed Mar. 15, 1989
@ 1:55 p.m.

Indigent filing

Sheriff's Costs	29.30
Entry + Tax Pd 3/30/89	50.50 ✓
Proc Cost Pd 3/30/89	29.00 ✓

3/30/89 Recd. 29.30 From Defendant

3/30/89 Paid $29.30 To Howard Stewart, Sheriffs by # 4978

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

2 copies (sheriff)

TEMPORARY ORDER:

AND NOW, March 15, 1989, a Petition for Protection from Ause having been filed by the plaintiff against the defendant, and a hearing haveing been fixed thereon for Mar. 21, 1989, at 9:30 a.m. in Courtroom 2, Courthouse, Meadville, Pa. the following temporary order is entered:

1. The defendant shall not abuse, harass or threaten to abuse or harass the plaintiff or the plaintiff's minor child.

2. The defendant shall not go to any residence where the plaintiff is then currently residing or to here place of employment nor otherewise attempt to intimidate the plaintiff.

3. The Titusville City Police or any other police agency having jurisdiction may enforce this order under the terms of the Protection From Abuse Act.

3 copies (sheriff)
3 copies (plff)

BY ORDER OFTHE COURT,
Robert L. Walker, Judge

Mar. 20, 1989 Sheriff's Return filed. SERVED Edward James Allen personally on March 16, 1989 at 2:00 PM by handing copy of Petition and Order for Protection From Abuse to him at his residence, 523 N. Perry Street, Titusville, Crawford County, PA.
So answers,

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

Mar 21, 1989 Order filed: AND NOW, March 21, 1989, at the time fixed for hearing, an informal hearing having been held and the Defendant essentially admitting the allegations of the petition and the parties having agreed on an appropriate Order, the following order is entered:

1. The Defendant shall not abuse, harass, or threaten to abuse or harass the Plaintiff or the parties' minor child.

2. The Defendant shall not go to the Plaintiff's place of residence or any other place where he knows she will be, except as provided in this Order.

3. The Defendant shall have the right to take the parties' infant child, Emma Marie Holley Allen, with him for visitation every other weekend from noon Saturday until 4:00 p.m. Sunday, provided that there shall be no confrontations with the Plaintiff when he picks up the child at her home for such visits. Said visitations shall begin on Saturday, March 25, 1989, and proceed on alternate weekends thereafter. During such periods of visitation, the Defendant shall not use alcoholic beverages.

4. The plaintiff shall have the right to obtain any clothing and personal effects that she has at the former joint residence at a time convenient to both parties but in no way shall the parties enter into any physical or verbal confrontations at that time.

5. The Defendant shall pay the record costs in this matter within sixty (60) days.

6. This Order shall continue in full force and effect for a period of one year from this date.

7. The Titusville City Police or any other police agency having jurisdiction in the matter shall have the right to enforce this Order as provided in the Protection from Abuse Act.

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

Mar 21, 1989 Copies of order to Plaintiff, Defendant and Co. Control.

1989

Gina D'Alfonso

238.

David P. Truax
Bozic and Truax

COMMONWEALTH OF PENNSYLVANIA

vs.

PAUL ALLEN GATTS

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

2 copies (atty)

Filed Mar. 15, 1989
@ 11:48 a.m.

Tax & entry Paid $50.50

ORDER:

AND NOW, March 15, 1989, upon consideration of the foregoing Petition and upon Motion of David P. Truax, Esq. attorney for the petitioner, a hearing is granted to determine whether the action of the Department of Transportation in revoking the Drivers License of the petitioner should be set aside.

The above matter is set for hearing on the 6th day of June 1989, at 9:30 a.n. at the court house, Meadville, Pa. in Court Rm. 1 or 2.

Petitioner is directed to give thirty (30) days written notice to (1) Department of Transportation, Bureau of Driver Licensing, citation Processing Divosion, rm. 302, Transportation and Safety Building, Harrisburg, Pa. 17120, and (2) Department of Transportation, Office of Chief Counsel, 1209 State Office Building, Pittsburgh, Pa. 15222, said notice to be by Certified Mail in each case return receipt requested.

BY THE COURT,
Robert L. Walker, Judge

Mar. 16, 1989, copy of order to Atty. Truax.

Mar 27, 1989 Affidavit of Service filed: DAVID P. TRUAX, ESQUIRE, being duly sworn according to law, deposes and says that on March 17, 1989, he sent a true and correct copy of a Petition for Appeal from Order of Department of Transportation Suspending Driver's License filed in the above action to Commonwealth of Pennsylvania, Department of Transportation, Office of Chief Counsel, 1209 State Office Building, Pittsburgh, Pennsylvania 15222, by Certified Mail No. P 966 069 664, postage prepaid, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as March 20, 1989.

BOZIC & THOMAS
David P. Truax, Attorney for Defendant

Mar 27, 1989 Affidavit of Service filed: DAVID P. TRUAX, ESQUIRE, being duly sworn according to law, deposes and says that on March 17, 1989, he sent a true and correct copy of a Petition for Appeal from Order of Department of Transportation Suspending Driver's License filed in the above action to Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing, Citation Processing Division, Room 302, Transportation and Safety Building, Harrisburg, Pennsylvania 17120, by Certified Mail No. P 966 069 663, postage prepaid, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as March 21, 1989.

BOZIC & THOMAS
David P. Truax, Attorney for Defendant

July 24, 1989, MEMORANDUM AND ORDER filed. ORDER: AND NOW, July 21, 1989, petitioner's appeal from the revocation of his license by the Dept. of Transportation is dismissed, and the revocation order ofthe Department of Transportation is reinstated.

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

July 24, 1989, copies to D. Truax , Esq. (box) and G. D'Alfonso (mail)

July 24, 1989, Exhibits filed. (with papers)

Spadafore, Vardaro & Walker
Anthony J. Vardaro

239.

CAROLYN J. EVANS

vs.

ROGER L. EVANS

Filed Mar. 15, 1989
@ 1:23 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co Pd 5-21-90	9.00
State Paid 5-21-90	10.00

COMPLAINT PURSUANT OF 301(a) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION OF MARITAL PROPERTY-401(d)

1 copy (atty)

Mar. 31, 1989 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, attorney for Plaintiff in this action and certifies that on March 16, 1989 she delivered to the Post Office in Meadville, PA for delivery to Roger L. evans at R.D.#3, Saegertown, PA 16433 by certified mail, return receipt requested, d elivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at the time reciept for certified article no. P 724 951 624 which is attached hereto as Exhibit "A". Thereafter on March 20, 1989 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed by Roger Evans said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

Aug. 22, 1989 Affidavit of Consent of Defendant, Roger L. Evans filed.

May 4, 1990, SEPARATION AND PROPERTY SETTLEMENT AGREEMENT filed.

May 18, 1990 Affidavit of Consent of Plaintiff filed.

May 18, 1990 Upon Praecipe of Plaintiff's Attorney for Plaintiff for Review Under §201(c) of the Divorce Code, this case is moved to Court.

June 1, 1990 D E C R E E F I L E D .

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

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accordance with a Separation and Property Settlement aGreement dated August 10, 1989, executed by the parties and filed at the above captioned number and term in the Court of Common Pleas of Crawford County which distribution shall be as follows:

(a) Each party shall have the tangible personal property including, but without limitation, jewelry, clothes, furniture, furnsihings, rugs, carpets, household equipment, and appliances, pictures, books, works of art, and other personal property in that party's possession at this time:

(B) Defendant shall have sole possession of the farm which is the marital residence and shall indemnify and hold Plaintiff harmless form ahy and all outstanding obligations on said premises including, but not limited to, and any all outstanding and future real estate taxes and any and all outstanding and furture utility costs and with regard to a mortgage held by Farm Credit and and another loan held by Production credit.

(C) Pl aintiff shall have all right, title and interest to her pet grooming business known as "Classy Canine" and all equipment regarding said business and Plaintiff shall indemnify and hold Defendant harmless from any and all outstanding obligations with regard to said business.

3. No other matters or cuases of action provided under the Pennsylvania Divorce Code, act. No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 1 day of June, 1990.

BY THE COURT,
P. Richard Thomas, J

1989

Barrett & Dratler
Bruce A. Barrett

240.

KENNETH LEE SINDLINGER

vs.

PATRICIA ANN SINDLINGER

Filed Mar. 15, 1989
@ 3:52 p.m.

Tax & entry Paid $50.50 ✓
Pro Co pd 6/22/89 5.00 ✓

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Mar 23, 1989 Affidavit of Service filed: BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says taht the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge and belief.

2. That a true and correct copy of the Complaint Under Section 201(d) of the Divorce Code, Notice of Intention to request Entry of Divorce Decree and a Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code was mailed March 15, 1989.

3. The registered mail was sent to Patricia A. Sindlinger, at 5004 Golf Club Parkway, Orlando, FL 32808.

4. That the defendant received said registered mail on March 17, 1989. Said receipt card number P 966 074 341 is attached hereto and signed by Patricia A. Sindlinger.

Bruce A. Barrett, Attorney for Plaintiff

Apr 11, 1989 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Apr. 12, 1989 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintifff in the above captioned action.

2. That the Plaintiff's Affidvit Under Section 201(d) of the Divorce Code was mailed April 5, 1989. The sender's receipt is attached hereto.

3. The registered mail was sent to Patricia Sindlinger, at 5004 Golf Club Parkway, Orlando, FL 32808.

4. That the defendant received said registered mail on April 7, 1989. Said receipt card number P 966 074 341 is attached hereto and signed by Patricia Sindlinger. Bruce A. Barrett

June 21, 1989 Upon praecipe of plaintiff Attorney the above number Divorce Action is hereby marked settled and discontinued of record.

1989

Jack, Kookogey &
Felton
Robert J. Felton

241.

MICHELE M. BICKEL

vs.

GERALD W. BICKEL

Filed Mar. 16, 1989
@ 10:57 a.m.

Tax & entry Paid $50.50
Pro Co Pd 4/19/91 9.00
state paid 10.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Mar. 16, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Jan. 24, 1991, Complaint Reinstated. (& affidavit)

Mar. 7, 1991 Affidavit of Service filed. I, Robert J. Felton, Esquire, Attorney at Law, 144 West Spring Street, Titusville, Pennsylvania, do her eby certify that, in my capacity as attorney for the p laintiff in the above-captioned matter, served a certified copy of the Divorce Complaint in this matter on February 12, 1991, by sending defendant the same by certified mail no. P 297 231 714, return receipt requested. A complaint was mailed to the defendant on Thursday, february 7, 1991, as reflected in the receipt of mailing and the return receipt attached hereto.

Robert J. Felton

Apr. 16, 1991, Upon praecipe of plaintiff attorney, to transmit the record, with notice of intention to request the entry of a divorce decree, and defendants counter-affidavit Under Section 201(d) of the divorce decree attached, this case is moved to court.

Apr. 24, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, April 24, 1991, it is ordered and decreed that MICHELE M. BICKEL, plaintiff and GERLAD W. BICKEL, defendant, are divorced from the bonds of matrimony.

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

Brian J. Lindsay

242.

NANCY L. MILLER

vs.

JEFFREY A. MILLER

Filed Mar. 16, 1989
@ 11:08 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co pd 8/2/89	9.00
State pd 8/2/89	10.00
Pro Co pd 8/17/89	5.00

COMPLAINT UNDER SECTION 201(c) AND (d) OF DIVORCE CODE
EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 29, 1989, Affidavit filed. I, Brian J. Lindsay, Esq. after being duly sworn according to law depose and say that I am the atty. of record for NaNCY L. Miller, at that as such I aM authorized to execute this affidavit ; that I did on the 16 day of MaR. 1989, SEND BY Cert. Mail, Addressee Only, Ret. REc. REq. a true and correct copy of the Notice ot Defend and Claim rights and the Complaint for divorce to defendant Jeffrey A. Miller at his last known address of 100 Linwood Drive, Edinboro, Pa. 16412, as evidenced by the attached sender's receipt No. P 276 2--280, and that on the 21 dayof Mar. 1989, I did receive the duly executed return receipt dated the 20 day of Mar. 1989.
Dated: 3/23/89 Brian J. Lindsay, Esq.

Jul y 26, 1989, Affidavit of Consent of plaintiff filed.

July 26, 1989, Affidavit of Consent of defendant filed.

Aug. 2, 1989 Upon praecipe of Plaintiff Attorney, To Transmit Record, this case moved to court.

Aug. 10, 1989 **STIPULATION AND DECREE FILED.**

AND NOW, this 10th day of August, 1989, the court orders and decrees as follows:
1. DIVORCE: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broekn and ninety (90) days have elapsed from the date of the filing of the Complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 201(c) ofthe Pennsylvania Divorce Code.
2. J. AND A ASPHALT PARTNERSHIP: The parties hereto are two (2) of three (3) partners trading and doing business as J. and A Asphalf. Plaintiff shall waive any rights or claims she has against the asets of J and A Asphalt, and shall waive any right to being an action for return of her investment in J and A Asphalt. Defendant shall assume responsibility for satisfying all of Plaintiff's liabilities that exist or might arise becuase of her status as a partner in J and A Asphalt, and shall defend, indemnify and hold the Plaintiff harmless from all liabilities of J and A Asphalt. Further, in the event of a sale of J and A Asphalt, Defendant shall apply his share of sale proceeds to satisfy all liens, debts nad obligations of J and A Asphalt for which Plaintiff may be liable by virtue of her status as partner, and as co-signor and co-obligor of certain business loans made to J and A Asphalt.
3. PERSONAL PROPERTY: The parties hereto jointly own three hundred (300) shares of LTD stock held by A. G. Edwards, purchased for approximately $1,000.00. Defendant shall transfer all of his right, title and interest in the LTD stock to the Plaintiff. Further, Defendant shall waive and release all rights or entitlements which he now has in Plaintiff's personal savings or checking accounts and in a $2000.00 Certificate of Deposit, all of which are controlle dby and established in the name of Nancy L. Miller, Plaintiff. In consideration therefore, Plaintiff shall pay Defendant the lump sum of $2,500.00.
4. RETIREMENT/PENSION: Plaintiff shall waive and release all rights or entitlements she has in Defendant's retirement plan provided through Defendant's employer, Lord Corporation. In consideration therefore, Defendant shall waive and release all rights or entitlement he now has or may acquire, in Plaintiff's Individual Retirement Account.
5. INVENTORY, INCOME AND EXPENSE STATEMENT: Neither party hereto shall be required to file an inventory and appraisement as would otherwise be required by the Pennsylvania Rules of Civil Procedure. Each party hereby affirms to the court that he or she is fully aware of the assets and debts owed, by the other party. Neither party hereto shall be required tofile an income and expense statment, if one has not already been filed.
6. ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES: Neither party hereto shall make any claim against the other party, other than as set forth in this decree and attached stipulation, whether alimony, alimony pendente lite, attorneys fees, costs or expenses.

BY THE COURT,
Robert L. Walker, J

Aug. 17, 1989 Notice of Election to Retake Maiden Name, Now to be known as: Nancy L. Hanks. (1 copy plaintiff)

pro se

243.

4/3/89 Rec'd $36.36
From Plaintiff
4/3/89 Paid $36.36 To
Howard Stewart, Sheriff
Ck # 4987

CINDY SPECK

vs.

RANDY SPECK

Filed Mar. 16, 1989
@ 2:50 p.m.

~~Indigent filing~~ Rec'd 4/3/89 50.50
Sheriff's Costs 36.36
Rec'd 4/3/89 9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
2 copies (plff)

TEMPORARY ABUSE ORDER

And now, this 16 day of Mar. 1989, upon review of the petition of plaintiff, the court enteres the following Temporary Order.

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

2. Special Conditions: Defendant is excluded from marital home until 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, polcie officer or competent adult.

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

7. The defendant is reminded that this is an ORDER OF COURT and violation of this order my 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 Mar. 23, 1989, at 11:15 a.m. in Courtroom No. 2 of the Crawford CountyCourthouse, 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,
Robert L. Walker, J.

Mar. 21, 1989 Sheriff's Return filed. SERVED Randy Speck personally on March 16, 1989 at 11:00 AM by handing copy of Notice, Petition& Order for Protection From Abuse to him at R.D.#1, Box 18C Cambridge Springs, Crawford County, PA.
So answers,

Cindy Speck, Plaintiff
Howard N. Stewart, Sheriff

Mar. 23, 1989 Order filed. AND NOW, March 23, 1989, at the time fixed for hearing in this Protection From Abuse proceeding, the plaintiff has indicated that she has reconciled with the defendant and wishes this case to be withdrawn. It is therefore WITHDRAWN upon payment of the record costs by the parties.

BY ORDER OFTHE COURT,
Robert L. Walker, J

Mar. 27, 1989 copies of order to parties and county control

1989

C. Barton Jones

244.

DAVID L. MILLER, JR.

vs.

REGINA L. MILLER

Filed Mar. 16, 1989
@ 1:21 p.m.

Tax & entry paid	$50.50 ✓
Pro Co Pd 7/14/89	9.00 ✓
State paid 7/14/89	10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

July 14, 1989, Affidavit of Service by Mail filed. C. Barton Jones, Esq. being duly sworn according to law, deposes and says that he is the atty. for plaintiff, and that he did mail a true and correct copy of the compalint in divorce filed in above matter, by Cert. mail, Ret. REc. REq., tothe defendant, Regina L. Miller, on Mar. 17, 1989, at her last known address, R. D. #4, Comstock St., Conneaut Lake, Pa. 16316, The signed receipt is attached as Exhibit "A."
Date: Jul y 12, 1989 C. Barton Jones, Esq.

July 14, 1989, Affidavit of Consent of plaintiff filed.

July 14, 1989, Affidavit of Consent of defendant filed.

July 14, 1989, Upon praecipe of plaintiff attorney, to Transmit the REcord, this case moved to court.

Aug. 1, 1989 **DECREE AND ORDER FILED.**

AND NOW, this 1st day of August, 1989, on the grounds of Irretrievably Breakdown under Section 201(C) of the Divorce Code, in the above case having been duly approved, the Court, by virtue of the authority vested in it by law, decrees that DAVID L. MILLER, JR., and REGINA L. MILLER, are hereby divorced from the bonds of matrimony, and all the duties, rights, and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married.

BY THE COURT:
Robert L. Walker, J

1989

Ely & Smith
Theodore B. Ely

245.

K.T.C. KLAPEC TRUCKING COMPANY, A PENNSYLVANIA CORPORATION

vs.

DELLA L. CLARK, INDIVIDUALLY AND WISH-U-WELL SPRINGS, INC. A PENNSYLVANIA CORPORATION AND DELARK INDUSTRIES, A PENNSYLVANIA CORPORATION

Filed Mar. 16, 1989
@ 1:39 p.m.

Tax & entry Paid	$40.50
bal Pd 9/18/89	10.00
Sheriff's costs	35.15
Pro Co Pd 8-21-89	9.00

COMPLAINT IN CIVIL ACTION

3 copies (sheriff)

April 10, 1989 Sheriff's Return filed. SERVED Della Clark on March 20, 1989 at 10:15 AM by handing copy of Complaint to Linda Allen, manager of her place of business, at RD #1, Box 222, Townville, Crawford Co. PA. 16360

SERVED Wish-U-Well Springs on March 20, 1989 at 10:16 AM by handing copy of Complaint to Linda Allen, manager, at place of business, RD #1, Box 222, Townville, Crwford Co. PA. 16360

SERVED Delark Industries on March 20, 1989 at 10:17 AM by handing copy of Complaint to Linda Allen, manager, at place of business, RD #1, Box 222, Townville, Crawford Co., PA 16360
So answers,

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

AND NOW, Aug 21, 1989 @ 3:03 P.M. upon Praecipe of plaintiff's attorney with Notice of Judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendants for failure to plead and the same is liquidated in the amount of Two Thousand One Hundred Six and 97/100 Dollars together with interest at the rate of 6% per annum from April 27, 1988 and costs of suit.

C-213; W-186;D-181 Debt...$2,106.97 + Costs and Interest
JUDGMENT
James F. Simmons
Prothonotary

Aug 23, 1989 Notices of Judgment mailed defendants.

James Irwin

Legal Services
Margaret M. Eglinton

246.

JOSEPH K. KELLY, SR.

vs.

LAURA K. MILLER

Filed Mar. 17, 1989
@ 8:51 a.m.

Indigent filing
John Fuller, Mediator

COMPLAINT FOR CUSTODY

5 copies (atty)
1 copy (mediator)

ORDER OF COURT:
You, Laura K. Miller, Defendant, have been sued in court to obtain custody of the minor child.
You are ordered to appear in person with the child Joseph J. Kelly, Jr. at the time and place selected by JOHN FULLER, CUSTODY MEDIATOR.
If you fail to appear as provided by this order, an order for custody, partial cusotdy, or visitation may be entered against you or the court may issue a warrant for your arrest.
This petition and order may be served by any competent adult or by certified mail.
Plaintiff is allowed to proceed without payment of curt costs reserving to the court the right to impose costs.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help:
Crawford County Bar Association, SErvice tothe Public Comm. c/o prothonotary, Courthouse, Meadville, Pa. 16335 Tele: 814 724-4636.

BY THE COURT,
Robert L. Walker, J.

Mar. 17, 1989, Praecipe to Proceed In Forma Pauperis, Affidavit to Proceed IN Forma Pauperis filed. 2 copies (atty)

Mar 31, 1989 Proof of Service filed: I hereby certify that a copy of the Order and Complaint in the above matter was served on defendant Laura K. Miller, by U.S. Mail, Restricted Delivery at 1932-C Musket Road, Newport News, Virginia 23606 on March 27, 1989. Signed receipt attached.

Northwestern Legal Services
Margaret Eglinton

May 19, 1989 Order filed. AND NOW, May 18, 1989, after mediation conference before JOhn Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Joseph J. Kelly, Jr. shall be shared between the mother, Laura K. Miller, and the father, Joseph J. Kelly, Sr., that is, each parent shall be entitled to take part fully in decisions affecting the child's education religious instruction, medical treatment and other such important decisions, and each parent shall be entitled to full access to school records, medical records and other important records.

II. Physical custody of Joseph J. Kelly, Jr. shall be shared between the mother and father as follows:

A. The child, Joseph J. Kelly, Jr. shall reside with his mother, Laura K. Miller, subject to the following conditions:

(1) Beginning with the Summer of 1989, the father shall be entitled to have the child in his custody for a one (1) month period, provided that he shall furnish the mother at least thirty (30) days written notice ofthe one (1) month in which he intends to exercise such Summer visitation.

(2) It shall be the responsibility of the father to transport the child from the mother's home in Virginia, or elsewhere, to the father's home in Pennsylvania, and to return the child to the home of the mother at the conclusion of the one month period.

(3) The father shall be entitled to visit and take the child into his custody for a one (1) week period at Christmas time in 1989. Unless the parties agree otherwise, this one (1) week period shall commence on December 26, 1989. It shall be the responsibility of the father to furnish transportation for the child to and from the home of the mother on the Christmas visit.

B. Neither mother nor father shall say or do anything in an attempt to turn the child against the other parent, but on th eother 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.

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

D. Both parents agree to inform the other immediately of any innless or injury regarding the child and both parents agree to furnish the other with a current telephone number.

E. This Order is entered without prejudice to the right of either party to request a further mediation conference or hearing at any time after September 1, 1989, to further define, change or expand the visitation rights ofthe father.

III. This order is a temporary order but shall beocme a permanent order unless excpetions thereto are filed by either par ty within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be paid by Crawford County. Robert L. Walker, J

May 22, 1989 Copies of order to Laura Miller, Margaret Eglinton and John Fuller

Mar 1, 1991 Petition to Modify Custody filed.

Mar 1, 1991 Temporary Order filed: AND NOW, this 1day of March, upon presentation and consideration of the foregoing Petition to Modify Custody, it is hereby ordered that prior to a scheduled mediation conference, neither party shall be permitted to remove the subject child from Crawford County.
Accordingly, pending mediation. the Petitioner shall be permitted to have the child in his custody on alternating weekends from Friday at 5:00 p.m. until Sunday at 7:00 p.m. Said weekend custodial periods shall commence the weekend of March 8-10, 1991 and shall continue on alternating weekends thereafter until further order of court.
Copy of this order to be mailed to Defendant. It shall be Pl's responsibility to pick up and return child.

BY THE COURT,
P. Richard Thomas, J.

Mar 5, 1991 Copies of order put in Atty. Irwin's box. & Atty. Fuller's box

Mar 1. 1991 Motion to Refer Back to Mediator and Order filed: AND NOW, this 1 day of March, 1991, it is ordered that all parites in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, John Fuller, at a time to be set by the Mediator in the Crawford County Courthouse, with the child Custody Mediator, as Required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pennsylvania, it is further ordered and decreed that pending final determination by the Court, the children shall not be removed from jurisdiction of the Court by either party hereunder, possible punishment for Contempt of Court.

BY THE COURT,
P. Richard Thomas, J

Mar. 5, 1991 Copies of order put in Attys. Irwin and Fuller's boxes.

1989

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

247.

Mahany, Roeder &
Smith
Tamera Ochs-Roths-
child

REBECCA J. STOVER

vs.

ANDREW K. STOVER

Filed Mar. 17, 1989
@ 8:55 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Pro Co pd 7/12/89	9.00 ✓
State pd 7/12/89	10.00

COMPLAINT IN DIVORCE
CUSTODY

1 copy (atty)

Mar. 28, 1989 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 onthe above named defendant by certified mail, addressee only, return receipt requested, dated March 21, 1989. The Defendant acknowledged service onMarch 23, 1989, by accepting delivery on that date as evidenced by the attched signed return receipt. Douglas W. Ferguson

Apr. 3, 1989 Appearance of Mahany, Roeder & Smith by Tamera Ochs-Rothschild for Defendant filed.

June 21, 1989 Temporary Order filed: AND NOW, this 21st day of June, 1989, by agreement of the parties in regard to custody of the parties' minor child, Amanda K. Stover.

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Amanda K. Stover, born December 17, 1985.

2. The mother shall have primary physical custody of said child.

3. The father shall have physical custody and visitation with his child on alternate weekends from Friday at 6:00 p.m. through Sunday at 7:00 p.m. continuing with the visitation and partial scheduled which commenced by private agreement of the parties. In addition, the minor child shall visit with her father one day per week as his work schedule shall permit, said day to be mutually agreed upon between the parties. It is specifically agreed between the parties that once the child begins school said week day visits shall cease during the time the child is in school, however, the father shall be entitled to an evening visit each week, not to exceed four (4) hours.

4. Major holidays are defined as Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas, New Years Day, and Easter. Holiday visitation hours shall be 9:00 a.m. to 7:00 p.m. i the holiday falls on a Monday following the father's weekend with the child, then the weekend shall be extended from Friday night to Monday night at 7:00 p.m. The father shall have visitation with his child on Memorial Day, 1989 and the parties shall thereafter alternate the holiday visitation periods. Holiday visitations shall take precedence over the other provisions relating to the custodial and visitation periods set out in this Order.

5. The father shall have the right of temporary physical custody and visitation for a two-week period during the summer of 1989 and each year thereafter. He shall give the mother at least one month's notice of the two-week period he wishes to select.

6. Each party shall teach the child to give the other party that love and respect, which is due and owing a parent from his or her child and neither shall do or say anything to blacken the character of the other in the eyes of the child.

7. Neither party shall use the contacts and visits necessitated by this Order to harass, annoy, or spy on the other.

8. The parties shall keep each other advised of their mailing address and telephone number at all times. Any change of address or telephone number shall be communicated to the other party immediately.

9. Rebecca J. Stover agrees to permit Andrew K. Stover telephone access to Amanda K. Stover at reasonable times during the weekdays.

10. The party having custody of Amanda K. Stover shall notify the parent as soon as possible in the event of illness or injury requiring medical treatment.

By the Court,
Robert L. Walker, Judge

June 21, 1989 Copies of order put in Atty. Ferguson's box and mailed to Atty. Och-Rothchild.

June 22, 1989 Affidavit Of Consent of Plaintiff filed.

July 12, 1989 Affidavit Of Consent of Defendant filed.

July 12, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 201(c) of the Divorce Code, this case moved to court.

Aug. 1, 1989 **DIVORCE DECREE FILED.**

Ans now, August 1, 1989, it is ordered and decreed that REBECCA J. STOVER, plaintiff and ANDREW K. STOVER, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker ,J

Sept. 20, 1991 Certificate of Service of Motion for modification of Custody Order filed.

Sept. 23, 1991 Amended Certificate of Service filed.

Sept. 24, 1991 Motion For Modification Of Custody Order By Agreement and Order filed. AND NOW, September 20, 1991, upon consideration of the foregoing Motion and Modified Custody Agreement between the parties, it is ORDERED and DECREED that:

1. The parties shall share lega custody of Amenda K. Stover. Shared legal custody 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 entitle both parents to equal input with regard to the educational and religious upbringing of the child, as well as elective surgery.

2. Andrew K. Stover shall have primary physical custody of the child, Amanda K. Stover, at his place of residence, subject to Rebecca J. sTover's shared physical custody rights.

3. Rebecca J. Stover shall have physical cusotdy of the minor child on a regular basis according to the following schedule:

Continued on page 600

Ferguson, Spataro & Rowden
Douglas W. Ferguson

248.

RICHARD B. KRESS AND DIANE F. KRESS

vs.

FLOWER REALTY COMPANY, INC. AND FLOWER BUILDERS' SUPPLY COMPANY, THEIR HEIRS, SUCCESSORS, TRANSFEREES, AND ASSIGNS, AND ANYONE CLAIMING BY THROUGH OR UNDER FLOWER REALTY COMPANY, INC. AND FLOWER BUILDERS' SUPPLY COMPANY

Filed Mar. 17, 1989
@ 8:55 a.m.

Tax & entry Paid $50.50
Pro Co pd 5/25/89 9.00

COMPLAINT - ACTION TO QUIET TITLE

Mar. 17, 1989, Affidavit That Defendants are Dead or Whereabouts Unknown, filed.

Mar. 17, 1989, Motion for Publication filed.

Mar. 17, 1989, Order for Publication filed. AND NOW, this 17 day of March 1989, upon consideration of the foregoing Motion, the Plaintiffs are granted leave to make service of the complaint on the defendants, by publication once in the Crawford CountyLegalJournal and once in a newspaper of general circulation in the County of Crawford. Defendants shall answer said complaint within twenty days fo the latest publication. Plaintiffs shall serve the aforesaid complaint in compliance with Pa. R.C.P. 400 et seq. Robert L. Walker,
J.

Mar. 17, 1989, copy of order to Atty. Ferguson.

Apr. 28, 1989 Affidavit and Proof of Service filed.

Apr. 28, 1989 Motion for Judgment filed.

Apr. 28, 1989 Order filed. AND NOW, this 28th day of April, 1989, an affidavit of service ofthe Complaint with notice to plead having been filed, and no Answer having been made by the Defendants, the Court, upon motion of Douglas W. Ferguson, Esq, attonrey for Plaintiffs, hereby order that, the Defendant be forever barred from asserting any right, lien, title or interest inconsistent withthe interest or claims of the Plaintiffs in the premises of the Plaintiffs, more particularly described as follows:

ALL that certain piece of parcel of land situate in the first Ward of the City of Meadville Crawford County, Pennsylvania, formerly West Mead Township, bounded and described as follows, to-wit:

BEGINNING at a point in the west line of Meadow Street as it presently exists, said point being approximately fifty-three (53) feet and thirty-five (35) inches north of the intersection of Meadow Street and a ten (10) foot alley; thence west along a projection of the South line of Lot No. 44 and the south line of Lot No. 44 in the amended Mead-Summit Plan of Lots recorded in Crawford county Deed Book 180, page 702 a distance of 200.94 feet to a point, in the est line of an alley; thence north along the east line of a ten (10) feet alley, fifty (50) feet to a point; thence east along the north line of Lot No. 44 and a projection of the north line of Lot No. 44 a distance of 191.66 feet to a point on the west line of Meadow Street as it now exists; thence south along the present west line of Meadow Street a distance of fifty (50) feet, more or less, to the point or place of beginning.

BEING and intended to be allof both parcels of land conveyed to NOrthwest Bank, now by merger Mellon Bank (N.A.) Trustee under the Will of Emilena E. Schwartzman for Marie Schwartzman by a Distribution Decree dated August 13, 1982 and recorded in Crawford County Deed Book 544, page 313.

Said description includes all of Lot No. 44 in the Mead-Summit Plan of Lots recorded among the records of Crawford County in Deed Book 180, page 701.

Provided, however, that the Defendants shall have thirty days from the date of this order to file with the Prothonotary of Crawford County a responsive pleading (answer or preliminary objections as provided by the Rules of Civil Procedure) to the complaint of the Plaintiffs before this order becomes final. If such action is not taken within the thirty (30) day period, the Prothontoary on praecipe ofthe Plaintiffs, shall enter final judgment.
P. Richard Thomas, J

May 1, 1989 Copy of order put in Douglas Ferguson's box

And now, May 25, 1989, at 2:04 p.m. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

F-202-202
Judgment entered May 25, 1989

FIANL JUDGMENT
James F. Simmons
Prothonotary

1989

Kathleen R.Nelson

249.

AMANDA J. STURGILL

vs.

CHARLES E. STURGILL

Filed Mar. 17, 1989
@ 9:14 a.m.

Tax & entry	$50.50
Sheriff's Costs	19.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)

TEMPORARY ABUSE ORDER:

And now, this 17 dayof March 1989 upon review of the petition of Plaintiff, the court enteres 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 not to go to marital residence for any reason.

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

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county Control.

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

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

7. The defendant is reminded that this is an ORDER OF COURT and violation of this order my 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 Mar. 22, 1989 at 9:00 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,
Robert L. Walker, J.

Mar. 21, 1989 Sheriff's Return filed. SERVED Charles E. Sturgill personally on March 17, 1989 at 10:15 AM by handing copy of Order & Petition for Protection From Abuse to him at his residence, Meade Inn, Room 6, 625 Park Avenue, Meadville, Crawford County, PA.
So answers,
Howard N. Stewart, Sheriff

March 22, 1989 ORDER filed. AND NOW, March 22, 1989, at the time fixed for hearing in this matter, the parties having reached essentially an informal agreement regarding the entry of an Order, the following Order is entered:

1. Defendant shall not harass, threaten or physically or verbally abuse the Plaintiff at any time, nor shall he contact her place of employment or go to the Plaintiff's residence as hereinafter provided.

2. Defendant shall have the right to obtain possession of three boxes of personal effects, which have already been packed and of a tent and a reclining chair, at a time to be mutually agreed upon between the parties within one (1) week of this date.

3. Defendant shall have the right to take the children with him for a visit every other Sunday beginning Sunday, April 2, 1989 between the hours of 10:00 o'clock a.m. and 7:00 o'clock p.m. The right of visitation shall include Jennifer Moreland, who is the Defendant's stepchild and not his biological child, but who has been treated as a child of the Defendant by the parties.

In the event a custody or visitation Order is entered in any independent proceeding, it shall supersede this Order.

Defendant shall pick up the children at the tome of the Plaintiff's sister, April Shartle, and under no circumstances will the Defendant be required to have contact with the Plaintiff's parents in connection with such visitations.

4. This Order shall continue in full force and effect for a period of one (1) year from this date.

5. The Pensylvania State Police or any other law enforcement agency having jurisdiction may enforce this Order in accordance with the Protection From Abuse Act.

6. Defendant shall pay the record costs in this matter within thirty (30) days.

By Order of the Court,
Robert L. Walke, Judge

March 23, 1989 Copy of Order to Atty. Kathleen Nelson, County Control, Defendant.

1989

Leonard E. Sweeney 250.	CHRISTINA GILL vs. MEADVILLE MEDICAL CENTER FORMERLY KNOWN AS MEADVILLE CITY HOSPITAL; R. L. KIRKPATRICK, M.D.; AND GERALD BROOKS, M.D., ALSO KNOWN AS DR. BROOKS Filed Mar. 17, 1989 @ 10:07 a.m. Tax & entry Paid $50.50	SUMMONS IN CIVIL ACTION Issued (sheriff) Jan. 12, 1990 Writ Return filed. Summons returned to Prothonotary Jan. 12, 1990 unserved. Sheriff's Office received no instructions, no service costs. So answers, Howard N. Stewart, Sheriff

William Kuhar
Gina Perfonzo

251.

Watts, Pepicelli, Youngs and Youngs PC
Alan L. Pepicelli

COMMONWEALTH OF PENNSYLVANIA

vs.

JAMES SCOTT PRESTON

Filed Mar. 17, 1989
@ 10:21 a.m.

Tax & entry Paid $50.50 ✓
Pro Co PH 3/15/90 9.00 ✓

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

1 copy (atty)

ORDER:
AND NOW, this 17 dayof March 1989, upon presentation and consideration of the within Petition, it is hereby ordered, adjudged and decreed that a hearing on the within Appeal shall be held on the 6th dayof June 1989, at 9:30 a.m. in Courtroom No. 1 or 2, Crawford CountyCourthouse, Meadville, Pa.

It is further ordered that thirty (30) days written notice shall be given by counsel for the defendant to the Dept. of Trans Bur. of Drivers licensing, citation processing Div., Rm. 302, Trans. and SafetyBldg., Harrisburg, Pa. 17120, by cert. mail, ret. rec. req., with an appropriate Certificate of Service to thereafter be filed with the Prothonotary.

Because the defendant has hereto fore surrendered his Pa. operator's license to the court to be forwarded to theDept. of Trans., this order shall not act as a supersedeas, nor shall the defendant retain his operating privileges pending the outcome of the within appeal.

BY THE COURT,
Robert L. Walker, J.

Mar. 17, 1989, copy of order to Att. Pepicelli.

Mar. 27, 1989 Certificate Of Service filed. ALAN L. PEPICELLI, Esquire, hereby certifies that he is the Attorney for the Defendant in the within Action and that a certified copy of the Appeal From Suspension of Operating Privileges was sent by certified mail, return receipt requested, to the Department of Transportation, Bureau of Driver Licensing, Citation and Processing Division, Room 302, Transportation and Safety Building, Harrisburg, Pennsylvania 17120 on March 20, 1989 and was received by the same on March 23, 1989. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Alan L. Pepicelli

Jan. 22, 1990, MEMORANDUM AND ORDER filed.
ORDER: AND NOW, January 2,2 1990 defendant's appeal from the additional 25 days suspension under 75 Pa. C.S. 1544 is sustained and that suspension is vacated. Defendant's appeal as to all other suspensions and revocations is dismissed, and the suspensions imposed by the Department of Transportation arereinstated.

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

Jan.22, 1990, copy put in Atty. Pepicelli box. Jan. 24, 1990 copy mailed to Wm. KuhaR. and Gina Perfonzo.

Jan. 22, 1990 Exhibit filed.

Ralph L. Montgomery, Jr., Dale, Woodard, Montgomery, Greenfield & Pemrick

252.

DALE, WOODARD, MONTGOMERY, GREENFIELD & PEMRICK, A PROFESSIONAL CORPORATION

vss

JAMES A. EULIANO AND JO ANN EULIANO, HUSBAND AND WIFE, INDIVIDUALLY AND t/d/b/a BACK STAGE

Filed Mar. 17, 1989
@ 1:43 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	25.50 ✓
Pro cp pd 5/12/89	9.00 ✓
Sat paid 7/12/89	5.00 ✓

COMPLAINT

2 copies (sheriff)

Apr 11, 1989 Sheriff's Return filed: SERVED JAMES A. Euliano personally by handing copy of Complaint to him on March 27, 1989 at 1:58 PM at his residence, R.D.#3, Saegertown, Crawford Co., Pa.

SERVED Jo Ann Euliano on March 27, 1989 at 1:59 P.M. by handing copy of Complaint to her husband, James A. Euliano, at their residence, R.D.#3, Saegertown, Crawford Co., Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 12, 1989 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 a complaint and the damages are assessed at the sum of One Thousand Twenty-five and 95/100 plus interest and cost of suit.
E-91-91; B-186
judgment entered 5/12/89

Debt. $1,025.95
Int. from May 1, 1989
Judgment
James F. Simmons
Prothonotary

July 12, 1989, This Judgment satisfied.
(see paper filed)

1989

Peterson & Gula
Richard A. Peterson

253.

TAMERA K. LUMLEY

vs.

HERBERT W. LUMLEY

Filed Mar. 17, 1989
@ 1:55 p.m.

Tax & entry Paid $40.50 ✓
Bal Pd 3-22-89- 10.00 ✓
State Surcharge Pd.11/15/8910.00
Prob to Pd 11/20/89 9.00 ✓

COMPLAINT IN DIVORCE

July 17, 1989, Proof of Service filed. I, Richard A. Peterson, Esq. being first duly sworn according to law, do say and depose that a true and correct ocpy ofthe Complaint in Divorce together with Notice to Defend and claim Rights was served upon the defendant by United States Cert. Mail, restricted delivery, ret. rec. req., by mailing suchh copy on March 21, 1989, to the defendaNT AT HIS address: 196 Pitts Road, Jamestown, Pa. 16134, said complaint and notice having been received by the defendant on March 28, 1989, as is evidenced by teh ret. rec. card attached hereto. Attached hereto and incorporated herein are the original receipt for cert. mail, P-553 788 380 together with ret. rec. card containing the signature of defendant.

Richard A. Peterson, Esq.

July 17, 1989, Affidavit of consent of plaintiff filed.

July 17, 1989, Affidavit of consent of defendant filed.

Nov. 15, 1989 Upon Praecipe for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Nov. 28, 1989 **DECREE IN DIVORCE filed.** .

AND NOW, 28 Nov., 1989, the Court having heard this case and having fully considered and proceeded to determine the same as to law and justice appertain. Do Sentence and Decree that TAMERA K. LUMLEY and HERBERT W. LUMLEY be divorced and separated from the nuptial ties and bonds of matrimony heretofore contracted between them the said TAMERA K. LUMLEY, the Plaintiff, and the said HERBERT W. LUMLEY, the Defendant:

And that thereupon all and every, the duties, rights and claims accruing to either the said Plaintiff or the said Defendant at any time heretofore in pursuance of said marriage, shall cease and determine, and the said Plaintiff and Defendant shall severally be at liberty to marry again in like manner as if they have never been married.

BY THE COURT:

P. Richard Thomas, J.

1989

Jack, Kookogey & Felton
John S. Kookogey

254.

WILLIAM W. TURNER

vs.

ESTHER J. TURNER

Filed Mar. 17, 1989
@ 4:03 p.m.

Tax & entry Paid $50.50

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Mar. 17, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Feb. 17, 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 3/17/89 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 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)

1989

Kathleen R. Nelson

255.

DIANE K. FUNYAK

vs.

MARK S. FUNYAK

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE EQUITABLE DISTRIBUTION, ALIMONY, SUPPORT FOR CHILDREN, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS & EXPENSES, CUSTODY, PARTIAL CUSTODY AND/OR VISITATION

1 copy (atty)

Filed Mar. 20, 1989
@ 9:05 a.m.

Tax & entry Paid	$50.50
4 counts paid	60.00
Pro Co Pd 2/20/90	9.00
state pd 2/20/90	10.00
Pro Co pd 3/13/90	5.00

Mar. 31, 1989 Affidavit Of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief.

1. That the Affiant isthe Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Mark S. Funyak, on March 21, 1989.
3. The registered mail was sent to Mark S. Funyak, at R.D.#1, Box 282, Saegertown, Pennsylvania 16433. The sender's receipt is attached hereto.
4. that the Defendant received said registered mail on March 24, 1989. Said return Receipt card P 809 109 638 is attached hereto, signe dby Mark S. Funyak, and made a part hereof. Kathleen R. Nelson

Feb. 14, 1990, Affidavit of Consent of plaintiff filed.

Feb. 14, 1990, Affidavit of Consent of defendant filed.

Feb. 14, 1990, upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Mar. 5, 1990 **DECREE FILED.**

AND NOW, March 5, 1990, it is ordered and decreed that DIANE K. FUNYAK, Plaintiff, and MARK S. FUNYAK, Defendant, are divorced from the bonds of matrimony.

All duties, rights and claims of the parties in regard to each other as a result of their marriage are hereby terminated, except for those duties, rights and claims specifically enumerated in a Postnuptial Agreement executed by the aprties and dated February 5, 1990, the terms of which are her eby incorporated by reference as if fully set forth herein.

BY THE COURT,
Gordon R. Miller, J

Mar. 12, 1990 Notice Of ElectionTo Retake Maiden Name filed. Diane K. Funyak To Be known as: Diane K. Jerome

1989

256.

AGWAY, INC.
P.O. BOX 4746
Syracuse, New York 13221
(as Successor & Interest to
Titusville Agway Coop., Inc.

vs.

NEAL HASBROUCK
DOROTHY C. HASBROUCK

Filed Mar. 20, 1989
@ 2:30 p.m.

Pro Simmons Paid	9.00 ✓
Plff on orig	9.50

AGREEMENT TO REVIVE

of

DSB 1984 - 223

Revival of Judgment indexed in favor of plaintiff and against the defendants in the amount of Eight Thousand Five Hundred Dollars plus costs.

Debt.....$8,500.00
Dated.....March 18, 1989
H - 124, 44....JUDGMENT

James F. Simmons,
Prothonotary

1989

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian

257.

Culbertson, Weiss, Schetroma
and Schug
Glenn A. W. Thompson

CAMERON D. WRIGHT, d/b/a
CONNEAUTVILLE FARMER'S
EXCHANGE

vs.

MICHAEL L. HETRICK, AND
MARY JANE HETRICK, HIS WIFE

Filed Mar. 20,1989
@ 2:37 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	27.00
Pro Co Pd 7/6/89	5.00 ✓

COMPLAINT

2 copies (sheriff)

Apr. 12, 1989 Sheriff's Return filed. SERVED Michael L. Hetrick personally by handing copy of Complaint to himon March 27, 1989 at 3:34 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Mary Jane Hetrick on March 27, 1989 at 3:35 PM by serving her Authorized agent, Michael L. Hetrick, as per his signed Acceptance of Service attached, at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

May 8, 1989 Answer and New Matter of Defendants to Complaint filed.

July 3, 1989, Upon praecipe of plaintiff attorney, the above captioned case is discontinued of record.

Barrett & Dratler
Bruce A. Barrett

258.

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

JAMES VanSISE

vs.

LINDA D. VanSISE

Filed Mar. 20, 1989.
@ 2:45 p.m.

Tax & entry Paid	$50.50
Pro Co pd 6/16/89	45.00
Pro Co. Pd 3/16/90	9.00
State Surcharge Pd.	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Mar. 23, 1989, Affidavit of Service filed. Bruce A. Barrett, Esq. being duly sworn according to law, deposes and says that the following facts in support of his affidavit of service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above case.

2. That a true and correct copy fothe complaint under Section 201(c) of thedivorce Code was sent by reg. mail tothe defendant on Mar. 20, 1989. The sender's receipt is attached hereto.

3. The registered mail was sent to Linda D. VanSise, at 543 North St., Meadville, Pa. 16335.

4. That the defendant received said reg. mail on Mar. 21, 1989. Said receipt card No. P 966 074 342 is a ttached hereto and signed by Linda VanSise. Bruce A. Barrett, Esq.

June 16, 1989 Answer and Counterclaim filed. (Equitable Property Determination and Distribution, Counsel Fees, Alimony, Alimony Pendente Lite)

Mar. 14, 1990 Affidavit Of Consent of Defendant filed.

March 16, 1990 Affidavit of Consent of Plaintiff filed.

March 16, 1990 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of Divorce Code, this case is moved to Court.

Mar. 27, 1990 DIVORCE DECREE FILED.

AND NOW, March 27, 1990, it is ordered and decreed that James VanSise, plaintiff, and Linda D. VanSise, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1989

Ferguson, Spataro
& Rowden
John F. Spataro

259.

LESLEY HILL

vs.

JERRY A. WHITMAN

Filed Mar. 20, 1989
@ 9:11 a.m.

Tax & entry Pd 5/12/89 $50.50
Inv Co Pd 5/12/89 9.00

PETITION FOR CUSTODY.

Mar. 20, 1989, Acceptance of Service filed. AND NOW, this 17 day of March 1989, comes your Respondent, Jerry A. Whitman, and accepts service of the child custody petition filed by the mother, Lesley Hill, and certifies that he did receive a true and correct copy of said Petition on the above date.
Jerry A. Whitman.

Mar. 20, 1989, Motion to Enter Court Order, Child Custody Agreement and Consent Court Order filed.
ORDER: AND NOW, this 20th day of March 1989, upon consideration of the within Motion, IT IS HEREBY ORDERED AND DECREED THAT:

L. Legal custody of the child Corey A. Whitman, shall be shared between the mother, Lesley Hill, (hereinafter "Mother") and the father, Jerry A. W hitman, (hereinafter "Father",) that is, each shall be entitled to full access to school records, medical records and other important records and each shall be entitled to take part in decisions affecting the child's education, medical treatment and religious instruction.

2. Physical custody of the child, Corey A. Whitman, shall be with the mother, subject to the following:

a. The father shall be entitled to visit and take the child into his custody every weekend of each month except for the fourth weekend of eac h month, beginning on Friday, at 10:00 a.m. and continuing until Saturday until 6:00 p.m. The father shall also be entitled to visit and take the child into his custody on the fourth Thursday of each month from the hours of 10:00 a.m. until 6:00 p.m.

b. The father shall promptly return the child in accordance with the above schedule and shall be responsible for all transportation responsibilities, unless otherwise agreed by the parties.

c. During the time the child is in the care and custody of either party, they shall not to consume alcoholic beverages or partake of the use of illegal drugs.

d. The parents shall share visitation of the child for the major holidays throughout the year in a manner which best serves the interests of allconcerned.

3. Neither the mother nor the 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 toward both parents.

BY THE COURT,
Robert L. Walker, J.

Mar. 21, 1989 copy of order to John Spataro, Esq.

1989

Law Offices of
Robert W. Feeman
Robert W. Feeman

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian

260.

AGWAY, INC.

vs.

THOMAS J. SANDERSON AND
CAROLYN A. SANDERSON,
HIS WIFE

Filed Mar. 20, 1989
@ 4:19 p.m.

Pro Simmons Paid	$15.00
plff on orig	71.62
Sheriff's costs	27.50
Pro Co pd 5/11/89	9.00
Exemp. of Record Pd. 8-15-90.	10.00
Exemp. Pd 10-12-90	$10.00
Trigon Seal Pd. 10/17/90	3.50

WRIT OF REVIVAL

of

AD 1984 - 995

Writ of Revival of Judgment entered in favor of plaintiff and against the defendants in the sum of Eight Thousand Four Hundred Sixty Nine and 15/100 Dollars, with interest from 2/23/89.
Debt.....$8,469.15
Int. from Feb. 23, 1989
S - 163, 33
Judgment of revival entered 3/20/89
JUDGMENT OF REVIVAL
James F. Simmons;
Prothonotary

Issued (sheriff)

April 21, 1989 Writ Return filed. SERVED Thomas J. Sanderson personally by handing copy of Writ of Revival to him on April 5, 1989 at 10:20 AM at his residence, RD #2, Conneaut Lake, Crawford Co. PA.

SERVED Carolyn A. Sanderson on April 5, 1989 at 10:21 AM by handing copy of Writ of Revival to her husband, Thomas J. Sanderson, at their residence, RD #2, Conneaut Lake, Crawford Co. Pa.
So answers,

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

And now, May 11, 1989 at 2:21 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 samamges are assessed at Eight Thousand Four Hundred Sixty-nine and 15/100 plus interest and cost of suit.
S-163-33
judment entered May 11, 1989

Debt $8,469.15
Int. from Feb. 23, 1989
Judgment
James F. Simmons
Prothonotary

EX1990-46

May 23, 1990 Appearance of Law OFfices Of Robert W. Feeman by Robert W. Feeman for Plaintiff filed.

32194 Reviewed to AD1990265

1989

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

261.

DEBRA L. KANE

vs.

JOHN D. KANE

Filed Mar. 21, 1989
@ 12:57 p.m.

Tax & entry Paid	$50.50
Pro Co pd 7/18/89	9.00
State pd 7/18/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 5, 1989 Affidavit Of Service filed. I, the undersigned being duly sworn according to law, depose and say that I served a true and correct copy ofthe 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 March 27, 1989. The Defendant acknowledged service on March 30, 1989, by accepting delivery on that date as evidence dby the attached signed return receipt

Douglas Ferguson

June 26, 1989 Affidavit of Consent of Plaintiff filed.

July 17, 1989 Affidavit of Consent of defendant filed.

July 17, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 201(c) of the Divorce code, this case moved to court.

Aug. 1, 1989 **DIVORCE DECREE FILED.**

And now, August 1, 1989, it is ordered and decreed that Debra L. Kane, plaintiff, and John D. Kane, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

William J. Gregg

262.

DEBRA P. SIEGEL

vs.

JOHN G. SIEGEL

Filed Mar. 22, 1989
@ 10:13 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co Pd 6-30-89	9.00
State Pd 6-30-89	10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE
EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 3, 1989 Affidavit Of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.
1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy ofthe Complaint in Divorce and Notice were served upon the Defendant by personally handing the same to him on Wednesday, March 22, 1989, at approximately 4:30 p.m, at his place of employment, C & J Industries, 760 Water Street, Meadville, Pennsylvania. William Gregg

June 28, 1989 Affidavit of Consent of Plaintiff filed.

June 29, 1989 Affidavit Of Consent of Defendant filed.

June 30, 1989 Motion For Withdrawal of Count and Order filed. AND NOW, this 30 day of June, 1989, Count II of the above-captioned Divorce Complaint is hereby withdrawn. P. Richard Thomas, J
July 5, 1989 Copy of order put in William Gregg's box.

June 30, 1989 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

July 14, 1989 **DIVORCE DECREE FILED.**

And now, July 14, 1989, it is ordered and decreed that Debra P. Siegel, plaintiff and John G. Siegel, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Fuller, Kinnunen,
Petruso and Gamble
John D. Petruso

263.

LORETTA S. MUSONI

vs.

CHARLES B. MUSONI

Filed Mar. 22, 1989
@ 11:24 a.m.

Tax & entry Paid	$50.50
Pro Co pd 12/15/89	9.00
State pd 12/15/89	10.00
Pro Co Pd 1/9/90	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 27, 1989, acceptan ce of Service of Complaint in divorce filed. AND NOW, this 22 day of Mar. 1989, and in accordance with rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy ofthe complaint in divorce. Charles B. Musoni.

Aug 18, 1989 Affidavit of Consent of Plaintiff filed.

Dec. 5, 1989 Affidavit of Consent of Defendant filed.

Dec. 15, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Dec. 19, 1989 **DIVORCE DECREE FILED.**

And now, December 19, 1989, itis ordered and decreed that LORETTA S. MUSONI, plaintiff, and CHARLES B. MUSONI, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Jan. 5, 1990 , Notice of Intent to Retake Prior Name filed. TO BE KNOWN AS: LORETTA S. MINNICK.

1989

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

264.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

HELEN A. DAUGHENBAUGH

Filed MAR. 22, 1989
@ 11:58 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	35.45
Pro Co Pd 6/6/89	9.00 ✓

COMPLAINT

1 copy (sheriff)

April 20, 1989 Sheriff's Return filed. SERVED Helen A. Daughenbaugh personally by handing copy of Complaint to her on April 4, 1989 at 2:05PM at her place of employment, 229 N. Main St., Cambridge Springs Crawford County, Pa. 16403
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, June 6, 1989, upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of Two Thousand Seven Hundred Thirty-nine and 94/100 Dollars, plus interest at rate of 1.25% per month from Jan. 1989. and costs.
judgment entered 6/6/89
D - 83 Debt.....$2,739.94 (Int. from Jan 89)
JUDGMENT
James F. Simmons, Prothonotary

1989

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

265.

R. Charles Thomas

ROSE M. ACKER

vs.

GEORGE R. ACKER, JR.

Filed Mar. 22, 1989
@ 3:48 p.m.

Tax & entry Paid	$50.50
2 counts Pd 3/27/89	30.00
Wm. Pineo, Mediator	114.50
	9.00
Sheriff's Costs	22.76
Pioli Pd 2/13/92	9.00
State Pd 2/13/92	10.00

COMPLAINT IN DIVORCE, CUSTODY
EQUITABLE DISTRIBUTION

1 copy (atty)

Mar 30, 1989 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, Pennsylvnaia on the above named defendant by certified mail, addressee only, return receipt requested, dated March 23, 1989. The Defendant acknowledged service on March 27, 1989, accepting delivery on that date as evidenced by the attached signed return receipt.

FERGUSON, SPATARO & ROWDEN
Douglas W. Ferguson
Attorney for Plaintiff

Apr. 7, 1989 Motion For Appointment Of Custody Mediator and Order filed. AND NOW, April 7, 1989, William Pineo, Esquire, is appointed Custody Mediator in the above captioned case.

BY THE COURT,
Robert L. Walker, J

Apr. 10, 1989 Copies of order put in the box of Douglas Ferguson and William Pineo.

July 13, 1989 Temporary Order filed: AND NOW, this 13 day of July, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.

2. Each party shall share with the other any and all information which he or she may have regarding the children's health, education, and the major events in the children's lives. Health care, school personnel, and other persons or entities having confidential information about said children are hereby authorized to divulge to either party any confidential information which said entity may have except that which the children have legally requested to be kept confidential from anyone.

3. Physical custody shall be alternated biweekly. The first two-week period shall begin July 23, 1989 at 3:30 p.m. and end on the second Sunday thereafter at 3:30 p.m.. The father shall have physical custody of his children during the first period so defined and the parties shall thereafter alternate the biweekly periods. The party not having physical custody of his or her children in accordance with the terms of the Proceeding, shall have the right to have his or her children for a visit on the intervening Sunday evenings from 5:30 p.m. to 8:30 p.m. The mother shall therefore have her children for a Sunday evening visit on July 30. The father shall have his children for a Sunday evening visit on August 13 and so forth.

Holiday visitation shall be arranged as follows:

The father shall have his children for visitation from 9:00 a.m. to 9:00 p.m. every Christmas Eve and the mother shall have her children for visitation every Christmas Day from 9:00 a.m. to 9:00 p.m. Labor Day, Thanksgiving, Easter, Memorial Day and Independence Day, are designated as the other major holidays. Holiday visitation shall begin at 9:00 a.m. and end at 9:00 p.m.. The father shall have his children for visitation on Labor Day, 1989 and the parties shall thereafter alternate the holiday visitation periods. Holiday visitations shall take precedence over the other provisions of this Order relating to the custodial and visitation periods.

5. The responsibility for transportation shall be divided between the parties with the parent receiving the children in the exercise of his or her visitation or custodial rights, picking up the children at the home of the other or such other place as the parents may have agreed upon.

6. Neither party shall expose the children to the company of persons of the opposite sex to whom he or she is not related by blood or marriage between the hours of 10:00 p.m. and 8:00 a.m.

7. Neither party shall be under the influence of alcolhol during the time when he or she has the children in his or her care.

8. The parties are directed to arrange for counseling for themselves and their children for the purpose of helping them deal with the problems of adjustment to their separated status. The Court notes that the father has requested marital counseling in accordance with the provisions of the Divorce Code and advises the parties that the counseling directed by this Order does not have the same purpose as the marital counseling and that the parties and the counselors should take care not to confuse the two. If the parties are unable to agree on a counselor, either may ask the Mediator to designate someone.

9. The parties are free to make alternative or additional arrangements regarding the periods of custody and the visitations and are encouraged to do so if that would be proper. However, if the parties do no agree, than this Order shall govern.

10. Either party may request further Mediation at any time after April 15, 1990, to see if the arrangements outlined herein are working out in a satisfactory manner and to review what changes might be made.

11. Costs and fees of this Mediation, which are fixed at $114.50 are divided equally between the parties wiith the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
P. Richard Thomas, J.

July 14, 1989 Copies of order put in Attys. Pineo, Ferguson and Thomas's boxes and copies mailed to plaintiff and defendant.

Aug. 15, 1989 Motion for a De Novo hearing and Order filed. AND NOW, this 15th day of August, 1989, the above Motion granted and returnable for hearing Sept. 7, 1989 at 1:30 p.m. in CR 2

By the Court,
Robert L. Walker, J

Aug. 16, 1989 Copies put in Douglas Ferguson, R. Charles Thomas and William Pineo box

Sept. 1, 1989 Motion For Continuance and Order filed. And now, September 1st, 1989 This hearing is continued to the 20th day of Sept., 1989 at 10:00 o'clock a.m. Robert L. Walker, J

Sept. 1, 1989 Copies of order put in Douglas Ferguson and R. Charles Thomas' box.

Sept. 25, 1989, Motion to cancel and continue generally request for de novo hearing and order filed. ORDER: AND NOW, this 22 day of Sept. 1989 the within Motion is granted.

BY THE COURT,
Robert L. Walker, J.

Sept. 26, 1989, copies to D. Ferguson, R. C. Thomas, W. Pineo (boxes)

Continued on page 560

1989

Ferguson, Spataro
& Rowden
John F. Spataro

266.

SIGNAL CONSUMER DISCOUNT COMPANY

vs.

MICHELE SWARTZ a/k/a
MICHELE SCHWARTZ

Filed Mar. 22, 1989
@ 3:58 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	39.00
Pro Co Pd 5-22-89	9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

1 copy (sheriff)

May 9, 1989 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Jeffrey Sheldon, who being duly sworn according to law, deposes and says that on the 10 day of April, 1989, at 1:17 P.M. he served Complaint filed at AD 1989-266, Crawford County, Pennsylvania, upon defendant Michele Swartz at Union Nat. Bank., 538 Smithfield St., Pgh., Pa. by making known the contents thereof to John Benz, Asst. Counsel and handing to and leaving with him the certified copy received from Crawford.

Jeffrey A. Sheldon, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Michele Swartz by deputizing the Sheriff of Allegheny County, Pa as per his affidavit of service attached. Served: April 10, 1989.
So answers, Howard N. Stewart, Sheriff

AND NOW, May 22, 1989 @ 2:39 P.M. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, Judgment is hereby entered in favor of Plaintiff and against Defendants for failure to file an Answer and damages are assessed as follows: 1) Principal Balance Due pursuant to terms of mortgage-Fifteen Thousand Four Hundred Ninety-three and 59/100; 2) Interest to March 30, 1989-Four Hundred Seventy-seven and 71/100 Dollars; 3) Reasonable Attorney's fees-Two Thousand Three Hundred Twenty-four Dollars for a total of Eighteen Thousand Two Hundred Ninety-five and 30/100 Dollars, together with interest on the principal debt at the rate of 20% per annum from March 3, 1984 to the present.

S-114

Debt.....$18,295.30 + int.
JUDGMENT
James F. Simmons
Prothonotary

May 24, 1989 Judgment entered.

EX 1989-60

1989

Mason and Mason
Joan D. Mason

267.

THOMAS E. LINDQUIST

vs.

MARY L. LINDQUIST

Filed Mar. 23, 1989
@ 10:33 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
1 count paid 9/5/89-	15.00 ✓
Pro Co. PD 12/8/89	9.00 ✓
State Surcharge Pd.	10.00
Pro Co Pd 4-1-97	5.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 12, 1989 Complaint Reinstated.

Apr. 19, 1989 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on April 14, 1989, mail to the above Defendant, Mary L. Lindquest, by certified mail #)-724 951 441, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on April 15, 1989, 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

Sept. 5, 1989, Petition of plaintiff for Additional Remedies, of Child Support, Deduction for Income Tax Purposes, filed.

Nov 14, 1989 Affidavit of Consent of Plaintiff filed.

Dec. 8, 1989 Affidavit of Consent of Defendant filed.

Dec. 8, 1989 Upon Praecipe of Plaintiff Attorney For REview Under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 12, 1989 **STIPULATION AND DECREE FILED.**

AND NOW, this 12 day of December, 1989, the court orders and decrees as follows;

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

2. RESIDENTIAL REAL ESTATE: The parties hereto jointly own residential real estate located at 745 Alden Street, Meadville, Pennsylvania, said property shall remain in joint name.

Defendant shallhave the right to exclusive possession of th ehome until it is sold.

So long as Defendant has possession of the property, she shall be solely responsible for the mortgage payment owed to First National Bank of Pennsylvania, and for real estate taxes and homeowner's insurance, without claim for reimbursement from Plaintiff for any of such expenses.

The said real estate shall be listed for sale no later than December 31, 1992 (or immediately upon Defendant's vacating said property, if before DEcember 31, 1992). If the property is not sold within six (6) months of the date of listing, at listed price, both parties agree to accept an offer in accordance with the average of two appraisals, one from each party, each to pay for his or her own appraisal. The eventual proceeds of the sale of the property to be distributed as follows:

a. The mortgage balance (calculated to date of sale with Defendant responsible for mortgage payments, real estate taxes and homeowners' insurance prorated to date of closing).

b. The realtor's commission, together with ordinary attorney fees, closing costs and any realty transfer tax due form the sellers.

c. Two-thirds of the balance of sale proceeds to be paid to the Plaintiff (less any balance owed on the second mortgage), and one-third of the balance of sale proceeds to be paid to the Defendant.

Pending sale of said property, household maintenance expenses shall be allocated as follows:

a. Any such expenses under $50.00, shall be the sole responsibility of the Defendant.

b. Any such expenses over the amount of $50.00, to be divided equally between the parties, with as much prior notice from Defendant to Plaintiff, and after mutual agreement between the parties following descussion of the needs and expenses and alternatives relating to said maintenance.

3. TANGIBLE PERSONAL PROPERTY: Each party shall retain those items of tangible personal property that he or she has in his or her individual possession of the Defendant, and shall be made available to the Plaintiff upon his request. In the meantime, Defendant agrees that said items may remain in the jointly owned home, until their requested removal by the plaintiff: a. Antique dresser, including family linens located therein; b. Swedish figures/figurines; c. Round-back chair; d. China closet; e. Small crystal sherbet galsses; f. Austrian china set; g. Miscellaneous silverware; h. One-half of thenumber of silver service trays; i. Christmas plates; j. Antique mirror; k. Maple desk; l. Round coffee table; m. Spool-leg table; n. Hummel figurines; o. A supply of basic kitchen utensils, as the parties shall agree upon; p. Student desk; q. Music books and sheet music; r. One-half of family Christmas decorations and Christmas ornaments; s. Tools (except for basic supply to be left for Defendant), as the parties shall agree. Photographs, albums and family memorabilia shall remain jointly owned, and shall be freely shared by the parties.

4. VEHICLES: Defendant shall be entitled to any proceeds or trade-in value she received for the 1981 Horizon automobile, which has been disposed of since separation, and Plaintiff hereby releases any right, title and interest he may otherwise have had in said vehicle.

Defendant hereby relinquishes any right, title and interest she may otherwise have had in the 1980 Oldsmobile, so that Plaintiff shall be soleowner of the same. Said transfer shall be accomplished within ten days ofthe date that Defendant signs the stipulation attached hereto.

5. IRA-PENSION: Defendant shall be entitled to retain the individual retirement account she had through Merrill Lynch, valued at approximately $3,000.00, or if she has utilized the same by cashing it in, she shall be entitled to the proceeds and shall be responsible for nay taxes or penalty against the same due to the fact that is has been liquidated.

Defendant hereby releases, waives and transfers to the Plaintiff, any right, title and interest she may otherwise have had in any pension and retirement benefits Plaintiff may have in his name, through his employment at Mellon Bank, which rights and benefits are attributable to his employment by Mellon Bank since 1982.

6. LIFE INSURANCE: Defendant shall retain one $5,000.00 life insurance policy insuring her life, and she shall designate the two chidlren of this marriage as sole beneficiaries of said policy.

Plaintiff shall likewise designate the children of this marriage as sole beneficiaries of the Prudential life insurance policy bearing a face value of $5,000.00, insuring his life. Plaintiff shall remain beneficiary of the small rider on said policy, which policy insures the lives of the chidlren.

Each party her eto shall retain any employer-offered or employer-provided life insurance benefits that he or she may have.

Continued on page 561

Altomare & Barnhart
Joseph C. Barnhart

268.

ELMER L. BARNES, SR.

vs.

KAREN W. BARNES

Filed Mar. 23, 1989
@ 10:53 a.m.

Tax & entry Paid	$50.50
Pro Co pd 6/12/90	9.00
State pd 6/12/90	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 15, 1989 Affidavit Of Service filed. Before me, the undersigned officer, personally appeared JOSEPH C. BARNHART, ESQ. who did depose and say that he is the attorney for the Plaintiff in the above-captioned matter and that he did serve a certified copy of a Complaint in Divorce as filed March 23, 1989 upon the Defendant, at her address by United States certified mail, restricted deliver. Deliver of same being evidenced by postal return receipt ²P 620 656 381 dated March 28, 1989 attached hereto and incorporated herein by reference.
IN WITNESS WHEREOF, I hereunto set my hand and seal this 30th day of March, 1989. Joseph C. Barnhart

Mar. 2, 1990, Defendant's Affidavit of Consent Under Section 201(c) of the Divorce code filed.

June 12, 1990 Plaintiff's Affidavit Of Consent Under Section 201(c) of the Divorce Code filed.

June 12, 1990 Upon praecipe of Plaintiff Attorney To Transmit record, this case moved to court.

June 27, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 27th day of June, 1990, IT IS ORDERED AND DECREED AS FOLLOWS:
1. Upon consideration of the pleadings and Affidavits filed in the above-captioned matter, the Court herejby grants an absolute divorce from the bonds of matirmony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an Affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.
2. No other matters or causes of actions provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

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

1989

Donald E. Lewis

Watts & Pepicelli PC
Christopher D. Ferry

269.

Culbertson, Weiss, Schetroma and Schug
Russell L. Schetroma
for Leigh Emerling Chevrolet

Glenn A. W . Thompson

STEVE BAKER, DON BAUER, DONNIE BAUER, DICK BRAYMER, LINDA CHOFFEL, DAVE HASBROUCK, HAROLD JOHNSON, KIM LEGNOSKY, DICK McGOWEN, SELENE McGOWEN, BILL NEUGEBAUER, BRETT NEUGE-BAUER, DAVE PRENATT, BRIAN SEMIAN, MARK SHAY, DICK SMALL, RON SMOCK, JOHN TAYLOR, LARRY YEAGER

vs.

LEIGH EMERLING AND ~~LEIGH EMERLING, INC.~~
LEIGH EMERLING CHEVROLET, INC.

Filed Mar. 23, 1989
@ 11:36 a.m.

Tax & entry Paid $50.50 ✓
Pro.Co.pd 4/15/193 6.00 ✓

COMPLAINT

2 copies (atty)

April 12, 1989 Acceptance of Service filed: I, Russell L. Schetroma, Esquire, Attorney for the Defendant, Leigh Emerling Chevrolet, Inc., in the above-captioned matter, hereby accept service of the Complaint filed in this matter at the above number and term on behalf of the within named Defendant, Leigh Emerling Chevrolet, Inc.

Culbertson, Weiss, Schetroma & Schug
Russell L. Schetroma, Esq.
Attorneys for Defendant Leigh Emerling Chevrolet, Inc.

May 16, 1989 Answer and New Matter of Defendants to Complaint filed.

June 5, 1989, Response to New Matter of Defendants filed.

June 7, 1989, Motion to Amend Caption and order filed. ORDER: AND NOW, this 7 day of June 1989, upon consideration of the foregoing Motion to Amend Caption, the Motion is hereby allowed. BY ORDER OF THE COURT, P. Richard Thomas, J.

June 7, 1989, copies to Glenn Thompson and Don Lewis, Esqs.

July 25, 1989, Complaint filed. 1 copy (atty)

Aug 16, 1989 Stipulation between the Parties filed.

Sept. 26, 1989 Certificate Of Readiness filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No 4007.1 of Steve Baker filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Don Bauer filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Dick Braymer filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Linda Choffel filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Dave Hasbrouck filed.

Jan 8, 1990 Notice of Taking Depositions on Oral Examination of Harold Johnson filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Kim Legnosky filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Dick McGowen filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Selene McGowen filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Bill Neugebauer filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Brett Neugebauer filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Dave Prenatt filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Brian Semian filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Mark Shay filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Dick Small filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Ron Smock filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination ofJohn Taylor filed.

Jan. 8, 1990 Notice of Taking Depositions on Oral Examination of Larry Yeager filed.

On February 1990 Trial List

Jan. 25, 1990 Notice of service of Interrogatories andCertificate of Mailing filed.

Jan. 25, 1990 Notice of service of Interrogatories and Certificate of Mailing filed.

Jan 31, 1990 Order filed: AND NOW, January 29, 1990, trial is set in this case for March 6, 1990, commencing at 9:00 a.m., Courtroom No. 1 or 2.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Feb 6, 1990 Copies of order put in Attys. Lewis and Thompson's boxes.

Record Continued Page 587

1989

270.

FIRST NATIONAL BANK OF COCHRANTON, NOW BY MERGER, MARINE BANK

vs.

DALTON DEETER AND LINDA L. DEETER, d/b/a ROY C. DEETER PLUMBING & HEATING

Filed Mar. 23, 1989
@ 11:35 a.m.

Pro Simmons Paid $9.00
plff on orig 14.50
Sat. Pd 12/19/90 - 5.00

AGREEMENT TO REVIVE

of

DSB 1984 - 483

Revival of Judgment indexed in favor of the plaintiff and against the defendants in the amount of Fourteen Thousand Eight Hundred Forty Nine and 10/100 Dollars, plus costs.
Dated.....Mar. 22, 1989
D - 235, 45, 185
JUDGMENT
James F. Simmons,
Prothonotary

12-19-90
This Judgment Satisfied
(see paper filed)

1989

Edgar M. Snyder &
Associates, P.A.
James D. Belliveau

271.

THOMAS F. MAAS

vs.

LINDA L. LAKEY

Filed Mar. 27, 1989
@ 11:08 a.m.

Tax & entry Paid	$40.50
bal bl 3/31/89	10.00
Sheriffs costs	22.00
Pro Co pd 9/22/89	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Apr. 6, 1989, Complaint in Civil Action filed.

Apr. 19, 1989, Writ Returned. SERVED Linda L. Lakey on March 29, 1989 at 4:00 p.m. by handing copy of Summons to Amy Lakey, her daughter, at their residence. R. D. #3, Box 600,. Meadville, Pa. Crawford County.
So answers Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, sheriff

Sept. 21, 1989 upon praecipe of Plaintiff Attorney the within-captioned matter is marked settled and discontinued of record.

Stephen F. Capone

272.

HORIZON FINANCIAL, F.A. SUCCESSOR TO GUARANTY SAVINGS AND LOAN ASSOCIATION

vs.

RICHARD E. ANDERSEN, JR. AND DEBORAH A. ANDERSEN, HIS WIFE SAMUEL S. DZARA AND SHARON L. DZARA, HIS WIFE, AND ROBERT W. KARICKHOFF AND PATRICIA A. KARICKHOFF, HIS WIFE

COMPLAINT - MORTGAGE FORECLOSURE

Filed Mar. 27, 1989
@ 11:47 a.m. -

Tax & entry paid	$50.50
Sheriffs Costs	46.85
Sheriff's costs	57.00
Sheriff's costs	24.20
Pro Co pd 3/30/90	9.00

Apr. 17, 1989, Sheriff's Return filed. Not Found as to Richard E. Andersen, Jr. House is vacant.
Not Found as to Deborah A. Andersen. House is vacant.
Not Found as to Samuel S. Dzara. House is vacant.
Not Found as to Sharon L. Dzara. House is vacant.
Served Robert W. Karickhoff by Certified Mail on April 8, 1989 at his last known address, 209 W. Beech Street, apt. 11, Jefferson, Ohio 44047. Return Receipt attached.
Served Patricia A. Karickhoff personally on April 6, 1989 at her residence, Rt. 19, Lot #4, Baierra Trailer Park, Saegertown, Saegertown, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

April 21, 1989 Complaint reinstated.

June 26, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Harry Holmwood, Deputy who being duly sworn according to law, deposes and says that on the 18th day of May, 1989, at 7:00 A.M., he served Complaint in Mortgage Foreclosure at No. AD 272 1989, Crawford Co., PA., upon defendant Samuel S. Dzara and Sharon L. Dzara at 11170 Lay Road, Erie Co., Edinboro, PA. By making known the contents thereof to her and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
Harry D. Holmwood, Deputy Sheriff
So answers,
Robert N. Michel, Sheriff
Erie County, Pa.

SERVED Samuel S. Dzara by deputizing the Sheriff of Erie County, PA. as per his Affidavit of Servcie attached. Served: May 18, 1989.
SERVED Sharon L. Dzara by deputizing the Sheriff of Erie County, PA as per his Affidavit of Service attached. Served: May 18, 1989
So answers, Howard N. Stewart, Sheriff

Oct. 13, 1989 Motion for special Order Directing Method of Service and Order filed. ORDER OF COURT ALLOWING SUBSTITUTE SERVICE: AND NOW, towit this 13 dayof Oct. 1989, it appearing to the court that the sheriff has been frustrated in service of process and an investigation of the whereabouts of the defendants, Richard E. Andersen, jr. adn Deborah A. Anderson, his wife, has proved unsuccessful in locating the defendant, it is hereby ORDERED, ADJUDGED AND DECREED that service of the complaint and all subsequent documents upon Richard E. Anderson, Jr. and Deborah A. Andersen, his wife, be accomplished by ordinary mail by plaintiff and byposting the property by Sheriff in order to effect compliance with Pa. Rules of Civil Procedure 400, et seq. and 3129.1.
BY THE COURT,
Robert L. Walker, J.

Oct. 13, 1989, copy of order toatty. Capone.

Oct. 13, 1989, Complaint Reinstated.

Oct. 18, 1989 Certificate Of Service filed. I hereby certify that a true and correct copy of the foregoing CIVIL ACTION: COMPLAINT was served this 17th day of October, 1989, by regular mail to the following: RICHARD E. ANDERSEN, JR., AND DEBORAH A. ANDERSEN, HIS WIFE, 440 BEACH AVENUE, CAMBRIDGE SPRINGS, PA 16403 Stephen F. Capone, Esq.

Oct 31, 1989 Sheriff's Return filed: POSTED a copy of the Complaint in Mortgage Foreclosure on the most public part of the property on October 18, 1989 at 9:50 A.M. at 440 Beach Ave., Cambridge Springs, Crawford Co., Pa 16403.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, March 30, 1990 at 11:10 a.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed to the sum of Twenty-two Thousand Seven Hundred Sixty-five and 19/100 plus interest and cost of suit.
A-143-43; D-154-154; K-144-134
Judgment entered March 30, 1990
notices to defendants mailed 3/30/90

Debt $22,765.19
Int. from December 29, 1988
Judgment
James F.Simmons
Prothonotary

EX 1990 - 34

Apr. 2, 1990 Affidavit Of Last Known Address filed. BEFORE me, the undersigned authority, a Notary Public in and for said Commonwealth and County, personally appeared STephen F. Capone, Esquire, attorney for Horizon Financial, F.A., Plaintiff within named, who being duly sworn according to law, deposes and says that he is familiar with the facts in relation to the above entitled case, that to the best of his knowledge and belief the last known address of Robert W. Karickhoff is 209 W. Beech Street, Apt. 11, Jefferson, Ohio 44047 and Patricia A. Karickhoff is PO Box 330, Saegertown, PA 16433, and Richard E. Andersen and Deborah A. Andersen is 440 Beach AVenue, Cambridge Springs, PA 16403, and Samuel S. Dzara and Sharon L. Dzara is 11170 Lay Road, Edinboro, PA 16412. Stephen F. Capone

1989

Bukac and Toomey
Terry Toomey

273.

SCOTT E. ALLEN

vs.

VICKI ALLEN

Filed Mar. 27, 1989
@ 1:18 p.m.

Tax & entry Paid	$50.50
Pro Co pd 7/10/89	9.00
State pd 7/10/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 27, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

June 16, 1989 Acceptance of Service and Entry of Appearance filed. I accept service of the Complaint in Divorce under Section 201(d) of the Pennsylvania Divorce Code.
Vicki Allen

June 16, 1989 Acceptance of Service filed. I accept service of the Plaintiff's Affidavit Under Section 201(d) of the Pennsylvania Divorce Code. Vicki Allen

June 16, 1989 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

June 16, 1989 Notice Of Intention To Request Entry of Divorce Decree filed.

June 23, 1989 Acceptance of Service of Notice of Intention to Request Entry of a Divorce Decree under Section 201(d) of the Pennsylvania Divorce Code filed.

July 10, 1989 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

Aug. 1, 1989 **DIVORCE DECREE FILED.**

And now, August 1, 1989, it is ordered and decreed that Scott E. Allen, plaintiff, and Vicki Allen, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

274

1989

Shafer, Swick, Bailey, Irwin & Stack
Paul D. Shafer
274.

James Bukac
Bukac and Toomey

Mark Myers, t/d/b/a
LAKELAND MILLWORK COMPANY

vs.

DAVID E. CARSON, Individually and
and RICHARD STOLTENBURG, Individually
and as a partnership t/d/b/a
RIVERVIEW SASH & DOOR

Filed Mar. 27, 1989
@ 1:24 p.m.

Tax & entry Paid $50.25 ✓
Pro Co Pd 11-15-89 9.00 ✓

APPEAL OF DEFENDANTS FROM JUDGMENT OF
HUBERT E. VOGAN, D. MAGISTRATE 30-3-02

Mar. 27, 1989, Rule entered upon plaintiff to file complaint Issued.

Mar. 31, 1989, Proof of Service filed.

May 3, 1989 Complaint filed.

May 3, 1989 Certificate Of Service filed. I, Paul D. Shafer, Jr., Attorney for the Plaintiff, do hereby certify that I did onMay 3, 1989 send a true and correct certified copy ofthe complaint, by first class mail, postage prepaid, to defendant, Riverview Sash & Door's attorney James Bukac at his business address of Bukac & Toomey, 1340 Elk Street, Franklin PA 16323. Paul Shafer

Nov 14, 1989 Certificate of Service of Notice of Judgment filed.

Nov 14, 1989 Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendants for failure to file an Answer and the same is liquidated in the amounts of Four Thousand Two Hundred Ninety-one and 26/100 Dollars plus interest and costs of suit.
C-44; S-45; R. 184

Debt.....$4,291.26 + Int. & Costs.
JUDGMENT
James F. Simmons
Prothonotary

Nov 15, 1989 Notice of Judgment mailed defendants.

1989

Bozic and Thomas
R. Charles Thomas

275.

BETH A. KLINGENSMITH

vs.

JAMES WILBUR LIGGETT

Filed Mar. 27, 1989
@ 2:12 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	22.50
Pro Co pd 4/9/90	9.00
Pro Co Pd 7/18/90	2.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Apr. 19, 1989 Writ Return filed. Served James Wilbur Liggett personally on March 30, 1989 at 2:25 PM at his residence Thurett Road, Crawford County, Saegertown, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 30, 1989 Complaint filed.

April 4, 1990 Affidavit of Service of 10-Day Notice filed.

April 4, 1990 Affidavit of Service filed. R. Charles Thomas, Esq., being deuly sworn according to law, deposes and says that on December 1st, 1989, he sent a true and correct copy of the Complaint and Notice to Defend, to the Defendant, James Wilbur Liggett, by Certified Mail No P063589594, Postage Prepaid, Restricted delivery, return receipt requested at hsi last known address, Thurett Road, Saegertown, PA. 16433; further that there is attached hereto a duly executed return receipt card showing date of delivery as December 4th, 1989.
Thomas, Truax, Spadafore, Vardaro and Walker
R. Charles Thomas, Atty.

And Now, Apr. 9, 1990 at 8:58 a.m., upon praecipe of Plaintiff's attorney, with Notice Of Intention o File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Four Thousand Five Hundred Seventeen and 25/100 dollars plus interest and cost of suit.
L-95
judgment entered 4/9/90

Debt $4,517.25
Judgment
James F. Simmons
Prothonotary

Blystone & Blystone
Curtis E. Blystone

276.

INDUSTRIAL LEASING CORPORATION

vs.

ROBERT PL JONES AND IVA M. JONES

Filed Mar. 27, 1989
@ 3:13 p.m.

Pro Simmons paid	$15.00 ✓
plff on orig -	54.25
Sheriff's costs	35.15
Pro Co Pd 5-8-89	9.00 ✓
Pro Co pd 10/11/89	5.00 ✓

WRIT OF REVIVAL
of
AD 1982 -861

Writ of REvival of Judgment indexed in favor ofthe plaintiff and against the defendants in the sum of Seven Thousand Six Hundred Eighty Four and 92/100 Dollars, with int. from Dec. 5, 1981, and $1,039.90 as reasonable atty. fees, plus costs.
Debt.....$7,684.92
Int. from.....Dec. 5, 1981
J = 143, 211....JUDGMENT OF REVIVAL
James F. Simmons, Prothonotary

Issued (sheriff)

April 19, 1989 WRit returned. SERVED Robert P. Jones personally on March 30, 1989 at 2:55 PM at his residence, 110 Poplar St. Cambridge Springs, Crawford Co. Pa..
SERVED Iva M. Jones personally on Mar. 30, 1989 at 2:56 PM at her residence, 110 Poplar St.,Cambridge Springs, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, May 8, 1989 @ 10:32 A.M. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, Judgment is hereby entered in favor of Plaintiff and against the Defendants in the about of Seven Thousand Six Hundred Eighty-four and 92/100 Dollars with interest from December 5, 1981, and the amount of One Thousand Thirty-nine and 90/100 Dollars as reasonable attorney's fees, plus costs for failure of Defendants to filed an answer.
J-143, 211
Debt.....7,684.92 + Atty. fees, Int. & Costs
JUDGMENT
James F. Simmons
Prothonotary

Oct. 10, 1989 Writing filed wherein Plaintiff releases from the lien of the above entitled judgment the following property, to-wit: situate in the Borough of Cambridge Springs.
For more complete description, see Release of Lien filed.

1989

pro se

277.

SUZANNE M. STEVENS

vs.

OLD GUARD MUTUAL INSURANCE CO.
AND THE AMERICAN INSURANCE CO.

Filed Mar. 27, 1989
@ 3:19 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	105.10
Pro Co. Pd 8/10/89	5.00 ✓
Pro Co. Pd 8/11/89	1.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

May 18, 1989 Sheriff's Return filed. SERVED AND MADE KNOWN TO The American Ins. Co. Defendant Co. by handing a true and attested copy of the within Summons/Complaint, issued in the above captioned matter on 4-24-89, at 10:00 o'clock, AM D.S.T. at 510 Walnut St., in the County of Philadelphia, State of Pa. to Lori Overton., agent or person for the time being in charge of defendant's office or usual place of business.
So answers, John D. Green, Sheriff

SERVED Old Guard Mutual Insurance Co. by deputizing the Sheriff of Lancaster County, Pa., as per his affidavit of service attached.
Served: March 31, 1989
SERVED The American Insurance Co. by deputizing the Sheriff of Philadelphia County, Pa., as per his affidavit of service attached.
Served: March 24, 1989.

So answers, Howard N. Stewart, Sheriff

August 10, 1989 Upon Praecipe of Plaintiff ~~Attorney~~, this case marked settled and discontinued of record.

278

1989

Barrett & Dratler
Bruce A. Barrett

278.

DEBRA H. GAUNT

vs.

OSCAR T. GAUNT

Filed Mar. 28, 1989
@ 3:28 p.m.

Tax & entry Paid $50.50
Pro Co Pd 4-5-90- 9.00
State Pd 4-5-90- 10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Apr. 3, 1989 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy ofthe Complaint Under Section 201(C) of the Divorce Code was sent by registered mail to the Defendant on March 28, 1989. The sender's receipt is attached hereto.
3. The registered mail was sent to Oscar T. Gaunt, Conneaut Lake Park, Conneaut Lake, PA 16316.
4. That the defendant received said registered mail on March29, 1989. Said receipt card number P 966 074 344 is attached hereto and signed by Oscar Gaunt.

Bruce A. Barrett

Mar. 30, 1990 Affidavit Of Consent of Defendant filed.

Apr 3, 1990 Affidavit of Consent of Plaintiff filed.

Apr 3, 1990 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

April 11, 1990 **DIVORCE DECREE FILED.**

And Now, April 11, 1990, it is ordered and decreed that Debra H. Gaunt, plaintiff, and Oscar T. Gaunt, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

~~Watts, Pepicelli, Youngs and Youngs, PC.~~ withdrawn
~~Christopher J. Youngs~~
Jorden & White
Harry Faber WhiteII
Bettie J.Peterson-Muth
279.

Brian J. withdrawn
Kathleen R. Nelson

LINDA A. SMITH, now known as Linda A.Hoffman
vs.
RONALD E. SMITH

Filed Mar. 29, 1989
@ 9:39 a.m.

Indigent filing
William Pineo, Mediator 114.50
Mediation Dep.pd 2/22/93 $150.00
Pro Co Pd Ck# 7560 5-28-93 9.00

Rec 2/22/93 med deposit from Pltf 150.00
5-23-93 Pd Refund to Pltf Ck# 7498 $ 66.00
5-20-93 Pd Co Com med fees 76.00 Ck# 7559
6-29-93 Rec from deft med fees 76.00
Pd Co Com Med Fee Ck# 7729 76.00

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

1 copy (atty)

Mar. 29, 1989, Motion to Proceed In Forma Pauperis, and Order filed. ORDER: AND NOW, this 29 day of March 1989, upon consideration ofthe foregoing motion, the plaintiff is allowed to proceed in forma pauperis with the court reserving the right to assess costs in the future, if the court shall deem the same advisable.
BY THE COURT,
P. Richard Thomas, J.

April 6, 1989, Harry Faber White, II, Esq. attorney for plaintiff, Linda A. Smith in the above-captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Plead, and Complaint under Section 201(c) of the Divorce Code upon the defendant, Ronald E. Smith, by certified mail, return receipt requested, on March 31, 1989, at the defendant's address, 312 Columbia Ave., Meadville, Pa., 16335. The defendant's acceptance of the same is attached hereto.
Harry Faber White,II. Esq.

Apr. 26, 1989, MOtion to Appoint Child Custody Mediator, and Order filed. ORDER: AND NOW, this 26th day of April 1989, upon consideration ofthe foregoing Motion to Appoint Child Custody Mediator, WILLIAM PINEO, is hereby appointed CHILD CUSTODY MEDIATOR.
BY THE COURT,
Robert L. Walker, J.
1 copy (atty
1 copy (mediator)

May 16, 1989 Appearance of Watts, Pepicelli, Youngs & Youngs, PC by Christopher J. Youngs, Esq. for Plaintiff filed.

May 30, 1989 Appearance of Brian J. Lindsay, Esq. for defendant filed.

June 16, 1989 Temporary Order filed: AND NOW, this 15th day of June, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Evan Lee Smith. Since this is a joint custody arrangement, each of the parties shall disclose to the other any and all information which he or she may have regarding Evan's health, education, and the major events in his life. Health care and school personnel are hereby authorized to disclose to either party any and all information which they may have regarding said child.

2. The mother shall have physical custody each week from 6:00 p.m. Saturday through noon Wednesday and the father shall have physical custody from noon Wednesday to 6:00 p.m. Saturday.

3. Major holidays shall be defined as Thanksgiving, Christmas, Easter, and Evan's birthday. The parties shall split said holidays. The visitation periods shall be from 9:00 a.m. to 2:00 p.m. and from 2:00 p.m. to 6:00 p.m.. the mother shall have visitation with Evan on the morning of Thanksgiving, 1989 and the parties shall thereafter alternate so that the party having had the morning visitation on a holiday shall have the afternoon visitation for the same holiday in the following year.

4. Neither party shall expose Evan to situations which are morally improper or physically unsafe, and neither shall consume or be under the influence of illegal drugs or alcohol during the time that he or she has the care and custody of Evan.

5. Each party shall teach Evan to give to the other party that love and respect which is due a parent fro his or her child and neither shall do or say anything to blacken the character of the other in Evan's estimation.

6. The parties are free to make alternative and additional arrangements regarding the custodial and visitation periods. They are encouraged to do so if that would be proper. However, in the absence of mutual agreement, this Order shall govern.

7. Costs and fees of this Mediation, which are fixed at $114.50 are assessed to Crawford County, the Mediator having notified the Court that both parties are indigent and are receiving public assistance.

8. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order will be considered permanent.
P. Richard Thomas, J.

June 20, 1989 Copies of order put in attys. Youngs, Lindsay, Pineo and White's boxes.

Feb. 22, 1993 Petition to Modify Custody of Child and ORDER OF COURT FILED. You, Ronald E. Smith, have been sued in Court regarding custody of Evan Lee Smith.

This matter is referred to William Pineo, custody mediator, for a conference regarding the issues of custody and/or visitation. Said Mediator will schedule a hearing to investigate the merits of the within petition and make a recommendation for the court regarding said petition.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
Date: 2-19-93
Anthony J. Vardaro, J.
BY THE COURT:
Anthony J. Vardaro, J.

Mar. 3, 1993 Copy of Order to: Attys. C.Youngs, Peterson-Muth & Lindsay & Pineo.

Mar. 17, 1993 Motion to Leave to Withdraw as Counsel and Order filed. AND NOW, th 17th day March, 1993 upon presentation and consideration of the foregoing Motion, Christopher J. Youngs, Esquire is granted leave to withdraw as counsel of record for the Plaintiff.
Gordon R. Miller, J.

Mar.17, 1993 Copy of Order to Attys. Youngs, White,II and LIndsay.

Mar. 31, 1993 Motion To Withdraw Appearance and Order filed. AND NOW, this 31st day of March, 1993, this Honorable Court hereby grants Brian J. Lindsay, Esquire, to withdraw as counsel of record for the Defendant, Ronald E. Smith.
Gordon R. Miller, J

Apr. 5, 1993 Copies of order to Atty's, White, Muth and Lindsay

Continued on Page 591

280

1989

Spadafore, Vardaro & Walker
Emil Spadafore

280.

Ferguson, Spataro & Rowden
Douglas W. Ferguson

6/13/89 Recd. $34.75
From Defendant
Recd $34.75
Aug 1, 1989
Vivian Stahley

PATRICIA A. HENRY

vs.

CHARLES T. SUTTON

Filed Mar. 29, 1989
@ 9:39 a.m.

Indigent filing
Sheriffs costs $21.00
William Pineo, Mediator
Mediation Cost . 69.50
9.00

COMPLAINT FOR VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
You, Charles T. Sutton, dft. have been sued in court to obtain visitation ofthe child: Jessica Sutton.
You are ordered to appear in person before WILLIAM PINEO, at the time scheduled.
You are further ordered to bring with you the child, Jessica Sutton.
If you fail to appeAR AS PROVIDED BY THIS ORDER OR TO BRING the child, an order for visitation may be entered against you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford county Bar Assoc. Ser to the Public Comm. c/o Prothonotary's office, Meadville, Pa. 16335 814 724-4636.
Date: Mar. 30, 1989 BY THE COURT,
Robert L. Walker, J.

Mar. 29, 1989, Application for Leave to Proceed In Forma Pauperis and praecipe to proceed In Forma Pauperis filed.

Apr. 25, 1989, Sheriffs Return filed. SERVED Charles T. Sutton personally by handing copy of the complaint for Visitation to him on April 21, 1989 at 3:30 p.m. at Sheriffs' Office, Crawford County Courthouse, Meadville, Pa.
So answers, Carole Stefanucci, Dep. Sheriff
Howard N. stewart, sheriff

Apr. 28, 1989 Appearance of Ferguson, Spataro & Rowden by Douglas W. Ferguson for Defendant filed.

May 25, 1989 Temporary Order filed. AND NOW, this 23rd day of May, 1989, after Mediation int he abaove referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:
1. The Plaintiff grandmother is hereby awarded visitation with the subject minor child on the second Sunday of each month, beginning with June of 1989 between the hours of 2:00 p.m. and 5:00 p.m. The visitation shall be conducted at the home of the Defendant and supervised to the extent that he sees fit.
2. The parties are free to make additional or alternative arrangements regarding visitation, provided that they both agree on all details, In the absence of agreement, this Order shall govern strictly.
3. 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 granchild or child, as the case may be, and neither shall do or say anything to blacken the character of the other in the estimation of the child.
4. Costs and fees of this Mediation, which are fixed at $69.50 are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
5. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this order shall be considered permanent.
By the Court,
P. Richard Thomas, J

June 1, 1989 Copies put in Attys. Spadafore, Ferguson and Pineo's box and copies mailed to plaintiff and defendant.

July 12, 1989 Motion To Waive Court Costs and Order filed And now, July 11, 1989, the plaintiff's shar eof mediation costs for bill dated May 22, 1989, is directed to be paid by Crawford County.
By Order of Court,
P. Richard Thomas, P.J.

July 13, 1989 Copies of order put in Emil Spadafore and Douglas Ferguson's box.

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

281.

SPAULDING'S, INC.

vs.

DONALD G. HOFMEISTER, INDIVIDUALLY AND t/d/b/a TEXACO CONVENIENCE CENTER

Filed Mar. 29, 1989
@ 1:48 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	45.40
Pro Co Pd 5-19-89	9.00

COMPLAINT

2 copies (sheriff)

May 2, 1989 Sheriff's Return filed. Before me,the undersigned authority, personally appeared Rhonda L. Davis, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 3rd day of April, 1989, at 2:35 P.M., he served Notice to Defend and Complaint in Civil Action - law, filed at No. AD 1989-281 Crawford Co. PA., upon defendant Texaco Convenience Center at Flockerzi Rd., Oil City, PA 16301 By making known the contents thereof to Rose Best/Adult in Charge/ Girlfriend and handing to and leaving with her the certified copy of the Complaint received from Howard N. Stewart, Sheriff of Crawford Co.

Rhonda L. Davis, Deputy Sheriff
Gene Price, Sheriff
Venango Co. PA.

May 2, 1989 Sheriff's REturn filed. Before me, the undersigned personally appeared Rhonda L. Davis, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 3rd day of April, 1989, at 2:35 P.M., he served Notice to Defend and Complaint in Civil Action - Law at No. AD 1989-281 Crawford Co. PA., upon defendant Donald G. Hofmeister at Residence, Flockerzi Rd., Oil City, Pa. 16301 By making known the contents thereof to Rose Best/Adult in Charge/Girlfriend and handing to and leaving with her the certified copy of the Complaint received from Howard N. Stwwart, Sheriff of Crawford Co.

Rhonda L. Davis, Deputy Sheriff
Gene Price, Sheriff
Venango Co. Pa.

AND NOW, May 19, 1989 @ 4:11 P.M. Upon Praecipe of Plaintiff's attorney with Notice of Judgment and Certificate of Service attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to Answer and the same is liquidated in the sum of Eight Thousand Eight Hundred Sixty-one and 21/100, plus interest and cost of suit.

H-42, T-186

Debt.....$8,861.21 + Int. & costs
JUDGMENT
James F. Simmons
Prothonotary

5-25-89 Judgment entered.

May 25, 1989 Notice of Judgment mailed defendants.

EX/1989-63

1989

Fuller, Kinnunen,
Petruso & Gamble
JOhn D. Petruso

282.

TAMMY SOLTIS

vs.

DANIEL T. SOLTIS

Filed Mar. 29, 1989
@ 2:02 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co pd 10/2/91	9.00
State pd 10/2/91	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 13, 1989 Affidavit Of Service filed. JOHN D. PETRUSO, being duly sworn according to law, deposes and says that:
1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.
2. He is the attorney for the plaintiff in the above-captioned matter.
3. On March 29, 1989 he had deposited in the United States Mail by certified mail, return receipt requested, Certified Mail No. P414752713, as evidenced by Certified Mail Receipt No. P 414752713, attached hereto and made a part hereof, a true and correct copy of a Complaint in Divorce addressed to Daniel T. Soltis said complaint naming Daniel T. soltis as the defendant in the above-captioned matter.
4. Service was obtained upon the defendant, Daniel T. Soltis on March 31, 1989, as evidenced by Return Receipt for Certified Mail No. P414752713, attached hereto and made a part heretof, said receipt being signed by said defendant.
FURTHER, DEPONENT SAYETH NOT. John D. Petruso

Jan . 11, 1990 Affidavit of consent of Plaintiff filed.

Sept. 4, 1991, Affidavit Under Section 3301(d) of the Divorce Code filed.

Sept. 30, 1991 Affidavit of Service filed. JOHN D. PETRUSO, being duly sworn according to law, deposes and says that:
1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.
2. He is the attorney for the plaintiff in the above captioned matter.
3. On September 4, 1991 he deposited in the United States Mail by certified mail, return receipt requested, Certified mail No. P 404 874 435, as evidenced by Certified Mail Receipt attached hereto and made a part hereof, a true and correct copy of Notice, Affidavit of Plaintiff under Section 3301(d), Defendant's Counter-Affidavit and Notice of Intention to Request Entry of Divorce Decree, copies of which are attached hereto.
4. Service was obtained upon the defendant, Daniel T. Soltis, on September 7, 1991, as evidenced by Return Receipt for Certified Mail No. P 404 874 435, attached hereto and made a part hereof, said receipt being signed by said defendant.
FURTHER DEPONENT SAYETH NOT. John D. Petruso

Sept. 30, 1991 Upon praecipe of Plaintiff Attorney To Transmit REcord, this case moved to court.

Oct. 3, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 3, 1991, it is ordered and decreed that Tammy Soltis, plaintiff, and Daniel T. Soltis, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1989

Thomas R. Haist

283.

7/11/89 Rec'd $558.25
From Comm. of Pa.
UHF 03187863
Deposit In Court
Account Pennbank.

IN RE:
CONDEMNATION BY THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, OF RIGHT OF WAY FOR STATE ROUTE 0077, SECTION B00, IN THE TOWNSHIP OF SPARTA

Property owners:
WILLIAM L. REESE
MARGARET M. REESE,
Husband and Wife

Filed Mar. 29, 1989
@ 2:17 p.m.

Tax & entry Paid $50.50 ✓

DECLARATION OF TAKING

2 copies (atty)

Mar. 31, 1989 Memorandum To Prothonotary filed. (Declaration of Taking filed at Recorder of Deeds in Record Book 61, page 791)

May 11, 1989 Proof of Service filed. R. L. Cramer, being duly sworn according to law, deposes and says that he is District Right of Way Administrator of District 1-0 Department of Transportation, Commonwealth of Pennsylvania, and that on or before April 7, 1989, notice of the filing of the Declaration of Taking in the above matter was served on the condemnees affected thereby in compliance with ARticle IV, Section 405, of the Eminent Domain Code, Act of June 22, 1964, P.L. 84, as amended. A schedule ofthe condemnees so notified at attached hereto and made a part hereof. R. L. Cramer

July 11, 1989, Sworn Statement as to Notice of Presentation of Petition to Deposit Estimated Just Compensation filed.

July 11, 1989, Petition to Deposit Estimated Just Compensation and Order filed.

ORDER OF COURT:

AND NOW, July 11, 1989, upon presentation of the within Petition, it is hereby ordered and directed that the sum of $558.25 representing the amount of just compensation estimated by the Commonwealth to be due the condemnee(s) and the Commonwealth's pro-rata share of taxes on the subject property shown on the attached Proposed Schedule of Distribution, be paid into court, to be held in an interest bearing account until further Order of Court directing payment of said amount to the said condemnee(s) and/or person(s) entitled thereto oursuant the Sections 407, 521 and/or 1-522, as they may apply.

2 copies (atty)

BY THE COURT,
P. Richard Thomas, J.

May 12, 1995 Eminent Domain Proceedings - In Rem filed.

May 12, 1995 ORDER filed. AND NOW, May 11, 1995 upon presentation and review of the petition to pay undistributed estimated just compsenation to the Commonwealth without escheat, said petition is denied without prejudice.

This Court requires that notice of the presenation of petitions be served upon all other interested parties at least two business days prior to the presentation of the petition. See Rule L206 of the Crawford County Civil Rules.

The petitioner shall comply with that rule and shall either give notice of the date, time and place of the presenatation of the petition to William R.Reese and Margaret M.Reese or file a complete and thorough affidavit as to why service cannot or will not be made.

The Court will review this matter again upon motionof the condemnor to have the petition advanced to the Court for reconsideration.

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

5-12-95 Dist. to Liner

Thomas R. Haist

284.

IN RE:
CONDEMNATION BY THE
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION,
OF RIGHT OF WAY FOR STATE
ROUTE 0077, SECTION 04M
IN THE TOWNSHIP OF SPARTA

Property owners:
CHARLES E. AND SANDRA L. HAYES

Filed Mar. 29, 1989
@ 2:43 p.m.

Ta x& entry Paid $50.50 ✓

DECLARATION OF TAKING

2 copies (atty)

Mar. 31, 1989 Memorandum To Prothonotary filed. (Declaration of Taking filed at the Register of deeds in Rcord Book 61, Page 794)

July 11, 1989 Proof of Service filed: Ray L. Cramer, being duly sworn according to law, deposes and says that he is District Right of Way Administrator of District 1-0, Department of Transportation, Commonwealth of Pennsylvania, and that on or before April 1, 1989 notice of the filing of the Declaration of Taking in the above matter was served on the condemnees affected thereby in compliance with Article IV, Section 405, of the Eminent Domain Code, Act of June 22, 1964, P.L. 84, as amended. A schedule of the condemnees so notified is attached hereto and made a part hereof.

Roy L. Cramer,

District Right of Way Administrator

1989

Jorden & White
William T. Jorden

285.

Knox McLaughlin Gornall
& Sennett PC
James T. Marnen

RAYMOND MILLER JR. AND
WENDY S. MILLER, HIS WIFE

vs.

MATTESON EQUIPMENT COMPANY

Filed Mar. 29, 1989
@ 3:06 p.m.

Tax & entry Paid $50.50
Sheriff's costs 35.30
Pro for Co. paid8/15/90 6.00

Jury Trial Demanded.

COMPLAINT

1 copy (atty)

Apr. 14, 1989, Appearance of Knox McLaughlin Gornall & Sennett Inc. by James T. Marnen, attorneys for defendant filed.

April 24, 1989 Sheriff's Return filed. SERVED Matteson Equipment Co. on April 6, 1989 by handing copy of Complaint and Interrogatories to Bernard Matteson, owner, at the place of business, 717 West Central Ave., Titusville, Crawford Co. PA. So answers,

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

May 9, 1989 Answer and New Matter to Complaint filed.

Aug. 25, 1989 Answer to New Matter filed.

Aug. 25, 1989 Notice of Filing Answers to Interrogatories and Requests for Production of Defendant to Plaintiff Raymond Miller, Jr. filed

Aug. 25, 1989 Notice of Service of Interrogatories (Second Set) and Requests for Production (First Set) to the Defendant Matteson Equipment Company filed.

Oct. 20, 1989, Notice of Service of Requests for Production (Second Set) to the Defendant Matteson Equipment Company, filed.

Nov. 21, 1989, Notice of Service of Request for Production (Third Set) to the Defendant, Matteson Equipment Company, filed.

Dec. 27, 1989, Notice of Depositions of Bernie Matteson and Scott Miller filed.

August 15, 1990 Upon Praecipe of William T. Jorden, Attorney for Plaintiff, the above case is marked settled and discontinued of record.

Jorden and White
By: William T. Jorden

1989

Bozic and Thomas
R. Charles Thomas

286.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

JOHN F. SCHNEIDER

vs.

CONTRACT FREIGHTERS, INC.
AND ROBERT HELTON

Filed Mar.29, 1989
@ 3:21 p.m.

Tax & entry Paid $50.50 ✓

Sheriff's Costs 25.00
Sheriff's Costs 19.00
Pro Co pd 12/8/89 6.00 ✓

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

May 2, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendants filed.

May 4, 1989 Writ Returned: SERVED Contract Freighters, Inc. by Certified Mail on April 3, 1989 at their address, Box 2547, Joplin, Missouri 64803. Signed return receipt attached. So answers, Howard N. Stewart, Sheriff

May 12, 1989 Writ Reissued.

July 25, 1989 Sheriff's Return filed. SERVED Robert Helton by Certified Mail June 13, 1989 at his last known address R. R. #4, Kirksville, Missouri. Return receipt attached. So answers, Howard N. Stewart, Sheriff

Sept. 6, 1989 Complaint filed.

Dec. 7, 1989 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

1989

William J. Gregg

287.

Gina d'Alfonso

IN RE:

LICENSE SUSPENSION
of CHARLES M. HOOGSTAD

Filed Mar. 29 1989
@ 4:11 P.M.

Tax & entry Paid $50.50 ✓

PETITION FOR APPEAL FROM SUSPENSION
OF OPERATING PRIVILEGES

2 copies (atty)

ORDER:
AND NOW, this 29 day of March 1989, upon consideration of the attached Petition, the Court hereby grants a hearing on the merits.
The hearing is set for the 6th day of June 1989, at 9:30 a.m. in courtroom No. 1 or 2 of the Crawford Countycourthouse, Meadville, Pa.
Petitioner shall give notice of the hearing to the Chief Counsel, Pa. Dept. of Transportation, Bur. of Driver Licensing, Pittsburgh, Pa.
BY THE COURT,
P. Richard Thomas, J.

June 5, 1989 Motion for General Continuance and Order filed: AND NOW, June 5, 1989, Upon consideration of the within Motion, the hearing scheduled for June 6, 1989, is continued to June 28, 1989, 10:00 A.M.
P. Richard Thomas, J

June 9, 1989 Copies of order put in Atty. Gregg's box and copy mailed to Comm. Atty. Delfonzo.

June 29, 1989 Motion to continue filed.

June 29, 1989 Order Of Continuance filed. And now, June 28, 1989, at the time set for hearing on this license suspension matter, counsel for the Defendant moves for a continuance on the basis that they will take the necessary procedural steps to file a motion to withdraw the plea of guilty previously entered on this citation for violation of Section 3743. Counsel for the Commonwealth makes no objection, as it appears that counsel for the Defendant has already made inquiries and advises he will continue with his atteempts to petition the District Justice for withdrawal of the plea.
Accordingly, this case is continued until August 3, 1989, with the understanding that if the Petition for Withdrawal of Plea of Guilty is denied in Monroe County the Plaintiff's Petition on the licenses suspension will be withdrawn.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

July 5, 1989 Copy of order put in William Gregg's box. copy mailed to Gina D'Alfonso

July 31, 1989, Motion to Withdraw Petition, and order filed. ORDER OF COURT: AND NOW, July 31, 1989, the Petition for Appeal from Suspension of Operating Privileges is hereby withdrawn and the above captioned matter dismissed with prejudice.
Robert L. Walker, J.

July 31, 1989, copy of order to W. Gregg Esq. and Atty. DeFonzo.

1989

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

288.

MARY STEVENSON

vs.

CLIFFORD STEVENSON

Filed Mar. 29, 1989

Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 29, 1989, Petition for Leave to Proceed IN Forma Pauperis and order filed. ORDER: AND NOW, March 29, 1989, upon presentation of the foregoing petition, the plaintiff, Mary Stevenson may proceed in Forma Pauperis, the court reserves the right to impose costs if appropriate.

BY THE COURT,
P. Richard Thomas, J.

Apr. 11, 1989 Affidavit Of Service filed. And Now, April 11th, 1989, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the attorney for Mary Stevenson, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 401 441 016, postmarked March 31 1989 to the last known address of the Defendnat, Clifford Stevenson , R.D. #3, Grove City, Pennsylvania 16121.
3. That the Defendant, Clifford Stevenson, on April 07, 1989, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick

July 10, 1989 Affidavit Of Consent of Plaintiff filed.

July 11, 1989 Affidavit of Consent of Defendant filed.

July 17, 1989 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of the Divorce Code, this case moved to court.

Aug. 1, 1989 **DECREE FILED.**

And Now, 8/1/, 1989,it is ordered and decreed that mary Stevenson, Plaintiff and Clifford Stevenson, Defendant, are divorced from the bonds of matrimony.

By the Court:
P. Richard Thomas, J

1989

Mac Donald, Illig,
Jones & Britton
John Mizner
~~Gordon R. Miller~~

289.

THE MCDONALD GROUP
James D. McDonald, Jr

DAVID LEVETO AND SUSAN LEVETO HIS WIFE

vs.

GARY B. MEANS AND CARLA J. MEANS, HIS WIFE

Filed Mar. 30, 1989
@ 11:47 a.m.

Pro Simmons Paid	$15.00
Plff on orig.	24.50
" " " (see DSB)	50 50
Sheriff's costs	35.15
Pro C. Pd 10-12-90	5.00

WRIT OF REVIVAL

of

DSB 1984 - 777

Writ of revival of judgment indexed against the defendants in favor of the plaintiffs, in the sum of Eighty Four Thousand Seventy Nine and 56/100 Dollars with int. from Aug. 15, 1988.
Debt..... $84,079.56
Int. from 8/15/88
M - 73, 33....JUDGMENT of REVIVAL
James F. Simmons, Pro.

Issued (Sheriff)

Apr. 20, 1989 Writ returned. SERVED Carla J. Means personally by handing copy of Writ of Revival to her on April 4, 1989 at 2:20 PM at her residence, R.D.# 2 Cambridge Springs, Crawford Co. Pa.
SERVED Gary B. Means on April 4, 1989 at 2:21 PM by handing copy of Writ of Revival to Carla J. Means, his wife, at their residence, R.D.# 2, Cambridge Springs, Crawford Co. Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howardd N. Stewart, Sheriff

May 5, 1989 Answer to Writ of Revival filed.
May 10, 1989, Petition to Strike and/or Open Confessed Judgment Pursuant to Rule 2959 filed

June 2, 1989, Upon praecipe of Atty. James McDonald, Jr., copy of exemplification of record of Erie County Common Pleas Court, and certified copy of Rule to Show CAuse filed.
RULE TO SHOW CAUSE:
AND NOW, to-wit, this 1 day of June 1989, upon ocnsideration of the petition to Strike and/or Open Confessed Judgment filed by the defendants, Gary B. Means and Carla J. Means pursuant to Rule 2959 of the Pa. Rules of Civil Procedure, a Rule is hereby issued upon the plaintiffs to show cause why the relief requested in the petition should not be granted. The return date for the filing of the Plaintiffs Answer to the Petition is June 12, 1989.
All depositions or other discovery shall be completed within sixty (60) days of the return date set forth in the foregoing paragraph. The defendant shall thereafter have twenty (20) days within which to file a brief in support of defendants' Petition and a praecipe for the Argument list. Plaintiffs brief in opposition to the petition shall be due twenty (20) days after the filing of the defendants brief.
All proceedings including execution proceedings, shall be stayed during the pendency of this Petition. BY THE COURT,
George Levin, Judge

June 12, 1989, REply to New Matter filed.

June 12, 1989, Answer to Petition to Strike or Open filed.

Oct. 12, 1990, Writing filed wherein plaintiff releases from the lien of the above judgment the following property, to-wit: Lot No. 4 of wyndham Farms Subdivision, part of Index No. 6301-033, as is shown on the map recorded on Apr. 27, 1987 in Craw. County Plan Book 10, page 3. Being part of the premises conveyed to Gary B. Means and Carla J. Means, his wife, by Deed dated and recorded July 22, 1981, in Crawford County Deed Book 537, page 928.
(see paper filed)

Dec. 6, 1990 Appearance of MacDonald, Illig, Jones & Britton by John F. Mizner for plaintiff filed.

Dec. 6, 1990 This Judgment Satisfied. (See paper filed.)

1989

Brian J.Lindsay

290.

DAVID MICHAEL CHOLAK

vs.

JEANETTE ESTEAL CHOLAK

COMPLAINT UNDER SECTION 201(c) & (d) OF DIVORCE CODE

3 copies (atty)

Apr. 6, 1989, Affidavit filed. I, Brain J.Lindsay, Esq. after being duly sworn ac cording to law, depose and say that I am the atty. of record for David Michael Cholak, at that as such I amauthorized toexecute this affidavit; that I did on the 30th day of March 1989, send by cert. Mail, addressee only, Ret. REc. REq. a true and correct copy of the Notice to Defend and Claim Rights and the Complaint for Divorce to defendant at her last known address of R. C. #8, Box 286, Meadville, Pa. 16335 as evidenced by the sender's receipt No. P 276 200 281, and that on the 4th day of April 1989, I did receive the duly executed ret. rec. dated the the 3rd day of April 1989.
Date: 4/5/89 Brian J. Lindsay, Esq.

Filed Mar. 30, 1989
@ 12:51 p.m.

Tax & entry Paid $50.50 ✓
Pro Co pd 9/18/89 9.00 ✓
State pd 9/18/89 10.00
Pro Co Pd 11-8-89 5.00 ✓

Aug. 4, 1989, Affidavit of Consent of plaintiff filed.

Aug. 14, 1989 Affidavit Of Consent of defendant filed.

Sept. 18, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that David Michael Cholak, plaintiff, and Jeanette Esteal Cholak, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Nov 8, 1989 Notice of Election to Retake Maiden Name filed. To be known as Jeanette Esteel Kitch.

1989

Reding, Rea & Cooper,PC
Roger S. Matthews

291.

~~Allen & Hall~~
~~Paul E. Allen~~ withdrawn
E. B. Kaiser Co., t/d/b/a EBKO Piping Systems

Fuller, Kinnunen, Petruso & Gamble
Gary A. Fabian
E. M. Dailey Assoc.

ROY C. DEETER PLUMBING & HEATING, INC.

vs.

E. B. KAISER CO. t/d/b/a EBKO PIPING SYSTEMS and E. M. Dailey Associates, Inc.

Filed Mar. 30, 1989
@ 1:34 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	43.00
Sheriff's Costs Pro Co pd 3-10-93	9.00

SUMMONS IN CIVIL ACTION

Issued (atty)

Apr. 14, 1989 Affidavit Of Service filed. I, being duly sworn according to law, do hereby certify that onthe 7th day of April, 1989, a Summons in Civil Action was served upon Defendant, E. B. KAISER COMPANY, at EBKO Piping Systems, 1858 Johns drive, Glenville, IL 60025, by depositing same in the U.S. Mail, Certified Mail, Return Receipt Requested, and First Class Mail. The green return card evidencing service is attached hereto and marked as Exhibit "A". Roger S. Matthews

June 7, 1990, Complaint in Civil Action filed. 1 copy (sheriff)

July 6, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Jeffrey Sheldon who being duly sworn according to law, deposes and says that on the 26 day of June, 1990, at 1:00 p.m., did not serve E. M. Dailey Assoc., filed at No. Term, 19, County, Pennsylvania, upon defendant E. M. Dailey Assoc. at 666 Linda Ave. East Pgh.
So answers, Jeffrey Sheldon, Deputy Sheriff
Euguen L. Coon, Sheriff
NOT FOUND as to defendant E. M. Dailey Associates as per Affidavit received from Sher;iff of Allegheny County, PA and hereto attached.
So answers, Howard N. STewart, SHeriff

July 12, 1990 Complaint Reinstated.

July 18, 1990 Appearance of Allén & Hall by Paul E. Allen for E. B. Kaiser Co. t/d/b/a EBKO Piping Systems filed.

Aug. 9, 1990 Appearance of Fuller, Kinnunen, Petruso & Gamble by Gary A. Fabian for E. M. Dailey Associates filed.

Aug. 10, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Jeffrey Sheldon who bieng duly sworn according to law, deposes and says that on the 23 day of July, 1990, at 11:41 a.m., he served complaint, filed at No. 211 Term, 1989, Crawford County Pennsylvania, upon defendant E. M. Dailey associates at 666 Linden ave., East Pgh. By making known the contents thereof to Lois Rupp - sec. and handing to and leaving with her the certified copy of the received from Crawford.
So answers, Jeffrey A. Shelden, Deputy SHeriff
Eugene L. Coon, Sheriff
SERVED E.M. Dailey,Associates by deputizing the Sheriff of Allegheny County, PA as per his affidavit of Service attached. Served: July 23, 1990.
So answers, Howard N. Stewart, Sheriff

Aug. 15, 1990 PReliminary Objections of Defendant E.M. Dailey Associates, Inc. filed.

Aug. 17, 1990 Preliminary Objections of Defendant E.B. Kaiser Co. filed.

Apr. 13, 1992 AMENDED COMPLAINT IN CIVIL ACTION filed.

Apr. 29, 1992 Acceptance of Service, filed. I, Stephen G. Kehoe, Esq. accept service of the Amended Complaint in the above matter on behalf of E.B. Kaiser Co. t/d/b/a EBK Piping Systems and certify that I am authorized to do so.

May 5, 1992 Preliminary Objections Of Defendant E.M. Dailey Associates, Inc. to Amended Complaint of Plaintiff filed.

May 5, 1992 PRELIMINARY OBJECTIONS OF E.B. KASIER, CO. TO PLAINTIFF'S AMENDED COMPLAINT IN CIVIL ACTION, filed.

May 7, 1992 Acceptance of Service filed. I, Paul E. Allen, Esq., accept service of the Amended Complaint in the above matter on behalf of E.B. Kaiser Co. t/d/b/a EBKO Piping Systems and certify that I am authorized to do so.
April 15, 1992 Paul E. Allen, Esq.

Oct. 1, 1992 Upon Praecipe of James R. Irwin, Esquire, Attorney for Plaintiff, the above captioned matter is placed on the next available Argument List.

ON NOVEMBER, 1992 ARGUMENT LIST

Dec. 1, 1992, Upon praecipe of Paul E. Allen, attorney for two of defendants, appearance withdrawn. ORDER: AND NOW Dec. 1, 1992, the within Motion is allowed.
Gordon R. Miller, J.
Dec. 3, 1992, copies to Attys. P. Allen, Steven G. Kehoe, Roger S. Matthews and G. Fabian. and Jack McGinty.

Dec. 23, 1992 Memorandum and Order filed. AND NOW, December 22, 1992 it is ordered as follows:
1. The Plaintiff's amended Complaint is stricken.
2. The plaintiff's or iginal complaint as to E.M. Dailey Associates, Inc. is stricken.
3. The preliminary objections filed by E.B. Kaiser co., t/d/b/a EBKO Piping Systems are denied in all respects save one. The Plaintiff is ordered and directed to file a more specific complaint specifically stating whether any of its claims, especially its claim based upon express warranties, is in fact based upon a writing and if so, the plaintiff shall attach a copy of the writing, or a material part thereof unless otherwise excused from doing so by Pa. R.C.P. 1019(h). Said amended complaint shall be filed within twenty (20) days from this date.
BY ORDER OF COURT,
Gordon R. Miller, J

12-23-92 Copies given to Atty's. Matthews, Allen , Fabian and Irwin

Continued on Page 564

1989

Plate, Shapira,
HUtzelman, Berlin,
May, Walsh & Brabender
Stanley G. Berlin

292.

R. Charles Thomas

VICTOR WHEELER

vs.

DANIEL P. MIEHL

Filed Mar. 30, 1989
@ 1:46 p.m.

Tax & entry Paid $50.50 ✓
Arb. Paid 9-10-89 15.00 ✓
Pro Co Pd 11/20/89 6.00 ✓

COMPLAINT

1 copy (atty)

Apr 7, 1989 Acceptance of Service filed: I, R. Charles Thomas, Esquire, do hereby accept service of the Complaint as if same had been served uponme in person by the Sheriff of Crawford County.
Dated 4 April 1989 R. Charles Thomas, Esquire

April 7, 1989 Answer to Plaintiff's Complaint filed.
(1 copy Atty.)

Apr. 21, 1989, Response to Defendant's New Matter filed.

July 10, 1989 Attorney for Plaintiff files Praecipe for Reference to Arbitrators, whereupon the following Arbitrators are appointed:

WILLIAM GORMAN, Chairman

NANCY M. SENNETT

F. C. KIEBORT, JR.

~~J. WESLEY ROWDEN~~

Aug. 15, 1989 Arbitrators take the Qualifying Oath.

Oct. 10, 1989 Amended Complaint filed.

Oct. 20, 1989 Answer To Amended Complaint filed.

Oct. 30, 1989, Decision of the Arbitrators filed in which they find in favor of the plaintiff in the amount of $2,000 plus record costs. No. delay damages are awarded.
Decision entered - 10/30/89
M - 41

DECISION OF ARBITRATORS
James F. Simmons,
Prothonotary

Nov. 16, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record, with prejudice.

1989

C. Barton Jones

293.

TIMOTHY A. BEACH

vs.

LINDA LOU BEACH

Filed Mar. 30, 1989
@ 1:55 p.m.

Tax & entry Paid $50.50 ✓
Pro Co Pa. 8-11-89 9 00 ✓
State Pd 8-17-89 10 00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

Aug 10, 1989 Affidavit of Service by Mail Pursuant to Pa. R.C.P. 1920.4(a)(1)(ii) filed: C. BARTON JONES, Esquire, being duly sworn according to law, deposes and says that he is the attorney for plaintiff, TIMOTHY A. BEACH, and that he did mail a true and correct copy of the complaint in divorce filed in the above matter, by Certified Mail, Return Receipt Requested, to the defendant, LINDA LOU BEACH, on March 31, 1989, at her last known address, 541 Pine Street, Meadville, Pa 16335. The signed receipt is attached as Exhibit "A".
Date: August 9, 1989 C. Barton Jones

Aug 10, 1989 Affidavit of Consent of Plaintiff filed.

Aug. 10, 1989 Affidavit of Consent of Defendant filed.

Aug 10, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

August 23, 1989 DIVORCE DECREE FILED

And Now, August 23, 1989, it is ordered and decreed that Timothy A. Beach, plaintiff, and Linda Lou Beach , defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Robert L. Walker, J.

C. Barton Jones

294.

DAVID L. MILLER, JR.

vs.

REGINA L. MILLER

Filed Mar. 30, 1989
@ 4:21 p.m.

Tax & entry Paid $50.50

COMPLAINT FOR PARTIAL CUSTODY

1 copy (mediator)
1 copy (atty)

Mar. 30, 1989 ORDER OF COURT filed. You, Regina L. Miller, dft., have been sued in court to obtain custody, partial custody, or visitation ofthe child: Daphne L. Miller.

You are ordered to appear in person at a time to be fixed before, on JOHN FULLER, MEDIATOR.

You are ordered to bring with you the child.

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

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

Crawford County Bar Association, Servie tothe Public Comm.
360 Chestnut St. Meadville, Pa. 16335 Tele: 814 724-7719
Dated: Mar. 30, 1989 BY THE COURT,
Robert L. Walker, J.

May 19, 1989 Order filed. AND NOW, May 18, 1989, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. Legal custody of Daphne Leigh Miller shall be shared between the father David L. Miller, Jr. and the mother, Regina L. Miller, that is, each parent shall be entitled to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affecting the child's education, religious instruction, medical treatment and otehr such important decisions.

II. Physical custodyof Daphne Leigh Miller shall be with her mother, Regina L. Miller subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody everyother weekend, beginning Friday, May 6, 1989, from 4:00 p.m. on Friday until 8:00 p.m. on Sunday.

B. The father shall be entitled to visit and take the child into his custody every Tuesday evening and Thursday evening from 5:00 p.m. until 7:00 p.m.

C. Holidays are defined as Christmas, Easter and Thanksgiving. The father shall be entitled to have the child in his custody every Christmas Eve, which unless otherwise agreed upon between the parties shall be from 4:00 p.m. until 9:00 p.m. The mother shall be entitled to have the child in her custody on Christmas Day each year.

In 1989 and oddnumbered years thereafter, the father shall have the child in his custody on Thanksgiving Day and on even numbered years the mother shall have the child in her custody on Thanksgiving Day.

In 1990 and even numbered years thereafter, the father shall be entitled to have the child in his custody on Easter Sunday and the mother shall be entitled to have the child in her custody on Easter Sunday on odd numbered years.

The child's birthday shall be shared between the mother and father according to their agreement and according to their situation in a particular year.

D. Transportation of the child to and from the home of the mother and father on weekends and other holiday visits shall be divided between the parties as they agree.

E. The Holiday visitation schedule set forth above shall take precedence over the weekend visitation schedule.

F. Beginning with the Summer of 1989 and each Summer thereafter, the father shall be entitled to have the child in his custody for a continuous two week vacation period. The father shall provide the mother at least thirty (30) days notice of the time in which he intends to exercise this Summer vacation.

G. Neither party shall remove the child from the Commonwealth of Pennsylvania for a period longer than forty-eight (48) hours without providing the other parent at least thirty (30) days notice. An exception to this stipulation is the Summer vacation period when the father shall be entitled to remove the child fromthe Commonwealth of Pennsylvania for the full two week period.

H. This order is entered without prejudice to the right of either party to request a further mediation conference or hearing in the event either party should move from the Commonwealth of Pennsylvania or when the child begins kindergarten, which is anticipated to be in September of 1990.

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

J. Neither mother nor father shall expose the child to any person or situation which m ay be harmful to the child's health or well being.

K. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish th eother with a current telephone number.

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

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

Robert L. Walker, J

May 22, 1989 Copies of order to Regina Miller, C. Barton Jones and John Fuller.

1989

Ferguson, Spataro
& Rowden
J. Wesley Rowden

295.

BOZIC & THOMAS
R. Charles Thomas

MARILYN M. PETERSON

vs.

MARK D. PETERSON

Filed Mar. 31, 1989
@ 9:02 a.m.

Tax & entry 4/3/31/89 $50.50
1 count 4/3/31/89 15.00
Pro Co pd 12/5/89 9.00
State pd 12/5/89 10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr 12, 1989 Appearance of Bozic and Thomas by R. Charles Thomas, Esq. for Defendant filed.

Nov. 13, 1989 Affidavit of Consent of Defendant filed.

Dec. 5, 1989 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 Crwaford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested. The Defendant acknowledged service on April 4 1989, by accepting deliver on that date as evidenced by the attached signed return receipt. J. Wesley Rowden

Dec. 5, 1989 Affidavit of Consent of Plaintiff filed.

Dec. 5, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record-Section 201(c) of the Divorce Code, this case moved to court.

Dec. 11, 1989 STIPULATION AND DECREE FILED

AND NOW, THIS 11th day of December, 1989, the Court orders and decrees as follows:

1. DIVORCE" Upon consideration of the pleadings and affidavits filed in the above-captioned case, this Court hereby grants an absolute divorce from the bonds of matimony 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 aprties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. REAL ESTATE: Plaintiff shall have sole and exclusive possession of thejointly owned real estate located at R.D.#1, Hickory Corners, Guys Mills, Crawford County, Pennsylvania, and in consideration thereof and the other considerations hereinafter set froth, Plaintiff shall assume and agree to pay monthly installments due to MellonBank (North) on account of a certain mortgage and accompanying bond encumbering the aforesaid premises. Present unpaid principle balance on the aforesaid mortgage is approximately $17,000.00. Plaintiff shall attempt good faith to re-finance the unpaid principle balance, together with all accrued interest due on said mortgage. and in the event that Plaintiff is able to secure re-financing of the aforesaid mortgage and accompanying bond, then in that event, Defendant will transfer all of his right, title and interest to Plaintiff by Quit-Claim Deed. In the event that Plaintiff chooses to sell real estate located at R.D. #1, Hickory Corners, Guys Mills, Crawford County, Pennsylvania, to a bona fide purchaser for value, then in that event, defendnat shall join in the aforesaid deed for purpose of conveying his interest in the aforesaid property to the bona fide purchaser for value. Net proceeds of any such sale will be the sole and exclusive property of the Plaintiff. In the event that the Plaintiff fails to pay the monthly installment payments due on the the aforesaid mortgage to Mellon Bank (North), and further, provided that in the event that the Defendant is required to pay the aforesaid monthly mortgage payments for a period in excess of three (3) months, then in that event, the aforesaid property shall be immediately listed for sale by Plaintiff and Defendant. Upon sale of the same to a bona fide purchaser for value, the Defendant shall be reimbursed all monthly payments paid by him on account of the aforesaid mortgage and accompanying bond, fromthe proceeds of the aforesaid sale. After repayment to the Defendnat of the aforesaidmonthly mortgage pyaments, the balance of the net proceeds shall become the soale and exclusive property of the Plaintiff.

3. VEHICLES: The Ford van and the Mitsubishi tractor are awarded to the Defendant. The 1986 Celecrity station wagon is awarded to the Plaintiff.

4. PENSION: Defendant is awarded all retirement benefits available to him through his employment at Multi-Tool, Inc.

5. MISCELLANEOUS TANGIBLE AND INTANGIBLE PROPERTY: All tangible and intangible property other than the property specifically dealt with otherwise in this Decree, is awarded to the Plaintiff except the following items of tangible personal property that are awarded to the Defendant, to-wit:

Pool table, tool box, chain saw, power tools (drill, saw), work bench, floor jack jack stand, some of the family pictures (kids were little), refrigerator downstairs, bike, dose tactor,including mower, plow, cart, and back blade, winter stuff, handsaw, tape measure, salt and pepper shakers from mother.

The Defendant shall remove the aforesaid items of tangible personal property from the marital residence within thirty (30) days of the date of the entry of this Decree. If the Defendant fails to do so, then in that event, said property is awarded to the Plaintiff.

6. 1989 TAX RETURN: The Plaintiff shall prepare an accurate 1989 tax return. The parties will then complete and file a joint tax return. If the Plantiff, on her own return would incur liability, she would pay that amount in connection with the joint return. If the Plaintiff was entitled to a refund, if she filed alone, she sould be entitle dto that amount from the Defendant upon filing the joint return.

7. WAIVER OF FILING DOCUMENTS: EAch party hereto waives the requirements of the Pennsylvania Rules of Civil Procedure, that require each party to file a detailed inventory and appraisement o fhis or her debts and assets, and further waive the requirement of the Pennsylvania Rules of Civil Procedure that each party file an income and expense statement. Each person is aware of the debts and assets of the other party, to his or her own satisfaction.

BY THE COURT,
Robert L. Walker, J

Ferguson, Spataro
& Rowden
J. Wesley Rowden

296.

LYNETTE CROOK

vs.

RONALD H. CROOK

Filed Mar. 31, 1989
@ 9:02 a.m.

Indigent filing
Sheriffs Costs $17.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 31, 1989, Petition To Proceed In Forma Pauperis and order filed. ORDER: AND NOW, this 31 day of March 1989, the within Petition is granted and Lynette Crook is granted leave to proceed in Forma Puaperis with a Divorce action, reserving the right to assign costs if appropriate.

BY THE COURT,
P. Richard Thomas, J.

Apr. 26, 1989, Complaint Reinstated.

June 2, 1989, Sheriffs Return filed. Before me, the undersigned authority personally appeared David E. Hogue, Dep. sheriff, who being sworn a ccordidng to law, deposes and says that on the 15th day of May 1989 at 1:55 p.m he served complaint in divorce filed at 296 AD 1989, Crawford County Pa. upon dft. Ronald H. Crook at R. D. #2, Box 2670, Me5cer, Pa. by making known the contents thereof and handing to and leavinw eith him the cert. copy of the complaint rec'd from Crawford County.

David E. Hogue, Dep. sheriff
So answers, William H. Romine, Jr., Sheriff

SERVED Ronald H. Crook by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service attached.
So answers, Howard N. Stewart, sheriff

Aug. 3, 1989 Affidavit of Consent of Plaintiff filed.

Aug 18, 1989 Affidavit of Consent of Defendant filed.

Aug 18, 1989 Upon Praecipe of Plaintiff's Attorney, for Review Under §201(c) of the Divorce Divorce Code.

August 24, 1989 **DIVORCE DECREE FILED.**

And Now, August 24, 1989, it is ordered and decreed that LYNETTE CROOK, Plaintiff, and RONALD H. CROOK, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J.

1989

Legal Services
Margaret Eglinton

297.

4/21/89 Recd $5.00 from Defendant
5/22/89 Recd. $40.00 from Defendant
5/25/89 Recd $20 = from
6/16/89 Recd $11.50
From Defendant
6/16/89 Recd $17.00 To
Sheriff Stewart 6/5/89

GLORIA A. ANTONIOTTI

vs.

WILLIAM HARKNESS

Filed Mar. 31, 1989
@ 9:23 a.m.

Tax & entry Pd 6/16/89 $50.50
Pro to Pd 6/16/89 9.00
Sheriff's Costs 17.00

PETITION FOR PROTECTION FROM ABUSE

6 copies (atty)

TEMPORARY ORDER:

AND NOW this 31st dayof March 1989, upon presentation of and consideration of the within Petition, a hearing thereon is scheduled for the 7 day of April, 1989, at 1:30 p.m. in C. R. No. 1 of the Crawford CountyCourthouse, Meadville, Pa.

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

The defendant is ordered to return the child to plaintiff and the plaintiff is hereby awarded temporary custody ofthe minor child of the parties pending the hearing scheduled above.

The Crawford countySheriff Dept. is directed to contact the Erie CountySheriff's Dept. to serve a cert. copy of this petition and order upon the defendant and supervise the transfer of the child Carrie Ann Harkness to the plaintiff mother. In the alternative, this petition and order may be served by any competent adult or by certified mail.

The Cambridge Springs Police Dept. and/or the State Police of the Com. of Pa. are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by an appropriate means.

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

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

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

Crawford County Bar Assoc. SEr. tothe Pub. Committee, c/o Prothonotary, Courthouse, Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
P. Richard Thomas, J.

Apr. 11, 1989 Order filed. AND NOW, April 7, 1989, at th etime this Abuse Action is before the Court, the Defendant appears without counsel and advises the Court wile he does not admit to the allegations of abuse allegedly occurring March 27, 1989 in Crawford County and at other times previous to that, he will consent to an Order precluding him from harassing, annoying or contacting her in any fashion and will agree to a temporary Order allowing minor child, Carrie, to reside with the mother.

The Court notes that there was a previous Protection From Abuse Action commenced in Erie County when the aprties lived there at 4441A-1988 and a hearing thereon was set for december 9, 1989. It seems to be the agreement of the aprties that they reconciled, and this action was never pursed in Erie County.

It appears that the mother has lived in both Erie and Crawford Counties, but for approximately the last two (2) months, the aprties have been residing in Erie County until the separation March 27, 1989, when she moved in with her mother in Cambridge Springs, Crawford County.

Accordingly, the Defendant is DIRECTED not to harass, threaten or annoy the Plaintiff in any fashion or procure others to do so on his behalf. He will not go to the mother's residence at 211 Beach Avenue, CAmbridge Springs, Pennsylvania, unless he is specifically invited to do so n writing by the Plaintiff inthis action.

The temporary custody of minor child, Carrie D.O.B. 10/25/87, is awarded to the mother, but the Court notes that the defendant in this action advises that he started a new custody action April 7, 1989 in Erie County, and is represented in that action by Attorney Gregory Moore. Obviously, no service of that action has been made upon the mother at this time. This Court believes that in view of the fact the parties have largely resided in Erie County in the first three and a half months of 1989, that custody issue should be resolved in Erie County. Accordingly, any temporary or permanent custody Order entered in Erie County will supersede the temporary custody Order entered in Crawford County at this time.

It is obvious that if a custody Order is entered in Erie County, there will have to be contact between the parties of siad child to carry out custody and visitation arrangements prescribed in the Erie County Order, and accordingly, the terms and conditions of the abuse portion of this Order may be modified by the Erie County custody Order.

If any police officer ifnds that Defendan thas violated the terms and conditions of this Abuse Order, the Defendant may be forthwith apprehended and lodged in the Crawford County Jail, and the Court promptly notified to schedule an immediate contempt hearing.

This Order shall remain in force and effect for a period of six (6) months.

Defendant will pay costs in this case within fifteen (15) days of receiving a bill from the Prothonotary's Office.

The Court notes the Defendant is contending the Plaintiff contacts him at his place of employment, and she agrees she will not directly or indirectly contact him, go to his place of employment or call him on the phone at his place of employment.

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

Apr. 12, 1989 Copies of order put in box for Margaret Eglinton and County Control and mail to Defendant and James Gregory Moore.

May 16, 1989 Sheriff's Return filed: NOT FOUND, AS TO DEFENDANT, William Harkness, as per affidavit received from Sheriff of Erie Co., and hereto attached.
So answers, Howard N. Stewart, Sheriff

AND NOW, May 5, 1989, the attached complaint against William Harkness, Defendant is being returned unserved.
So answers, Robert N. Michel, Sheriff

Continued on page ... 552

Oct. 18, 1989 Motion For Extension of Protection From Abuse Order and ORDER filed. AND NOW, this 18th day of October, 1989, upon presentation and consideration of the within Motion, a hearing on the request of the Plaintiff to extend the Protection From Abuse Order for a period of six (6) months is set for the 25th day of Oct.1989 at 10:30 o'clock A.M. A copy of this Motion to be served upon the Defendant by regular mail at his last known address.

By The Court, Robert L. Walker, J.

Oct. 18, 1989 Copies of Order to Atty. Margaret Eglinton, County Control and Defendant.

Jorden & White
Harry Faber White

298.

LARRY D. JOHN

vs.

SUSAN D. JOHN

Filed Mar. 31, 1989
@ 1:33 p.m.

Tax & entry Paid $50.50 ✓

Pro Co Pd 5-3-89 9.00 ✓
State Pd 5-3-89 10.00 ✓

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

1 copy (atty)

Mar. 31, 1989, Plaintiff's Affidavit Under section 201(d) of the Divorce Code filed.

Apr. 19, 1989 Acceptance of Service filed. AND NOW, this 3rd day of April, 1989, comes the defendant Susan D. John, and swears that she accepted service of a Divorce Complaint under Section 201(d) ofthe Divorce Code and an Affidavit 201(d) and a Notice to defend and Claim Rights in the above captioned matter, on the 3rd day of April, with the full force and effect of service under the Divorce Code of Pennsylvania.

Susan D. John

May 3, 1989 Notice of Intention to Request Entry of Divorce Decree filed.

May 3, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the Divorce Code, this case is moved to court.

May 18, 1989 DIVORCE DECREE FILED:

And Now, May 18, 1989, it is ordered and decreed that Larry D. John, plaintiff, and Susan D. John, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J.

1989

Ferguson, Spataro & Rowden
J. Wesley Rowden

299.

IN RE:
JAMEY LEE BONNELL

PETER JAMES WEIDNER, AND MARY LEE WEIDNER

Filed Mar. 31, 1989
@ 2:31 p.m.

Tax & entry Paid $50.50

PETITION TO CONFIRM CUSTODY

Apr. 3, 1989, ORDER filed. AND NOW, this 3 day of April, 1989, upon petition of Peter James Weidner and Mary Lee Weidner and through the consent of the child's natural parents, Carol Ann Bonnell and Dale Loren Bonnell, physical and legal cusotyd of Jamey Lee Bonnell is hereby awarded to Peter James Weidner and Mary Lee Weidner, reserving reasonable visitation rights in the natural parents. BY THE COURT,
P. Richard Thomas, J.
Apr. 3, 1989, copy of order to Atty. Rowden.

300

1989

William J. Gregg 300. Bozic and Thomas R. Charles Thomas	PYMATUNING VILLAGE CLUB ALLOTMENT vs. JAMES AND JOAN WALL Filed Mar. 31, 1989 @ 4:26 p.m. Tax & entry Paid 4/3/89 $50.25 ✓	APPEAL OF DEFENDANTS FROM JUDGMENT OF MAGISTERIAL DISTRICT 30 - 3 - 01 Mar. 31, 1989 Rule Entered Upon plaintiff to file Complaint Issued. Apr. 5, 1989, Proof of Service filed. Apr. 26, 1989, Complaint filed. 1 copy (atty)

1989

Bozic and Thomas
R. Charles Thomas

301.

Peters,Lindsay,Lewis
& Gagliotti
Brian J. Lindsay

RANDALL C. STEVENSON

vs.

RENEE C. STEVENSON

Filed Mar. 31, 1989
@ 4:28 p.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

June 2, 1989 Stipulation with Order Attached and Order filed: AND NOW, this 2nd day of June, 1989, the Complaint in Divorce having been filed by the Plaintiff, RANDALL C. STEVENSON, which complaint contained a count seeking custody of three (3) minor children bor of the marriage of the said RANDALL C. STEVENSON and RENEEE C. STEVENSON and which Complaint was duly served upon the Defendant, RENEE C. STEVENSON, on the 5th day of April, 1989; and

WHEREAS the Court entered an order appointing William Pineo, Esquire as Custody Mediator in this case; and WHEREAS the parties are desirous of having a Stipulation and Agreement reduced to a Court Order without the necessity of an appearance before the mediator and/or this Court; NOW THEREFORE the Stipulation and Agreement of the Plaintiff and Defendant is hereby reduced to and certified as a Court Order.Order.

BY THE COURT,
Robert L. Walker, J.

June 5, 1989 Copies of order put in Atty's Thomas' box.

Mar. 17, 1993 Motion to Withdraw and Order filed. AND NOW, this 17th day of March, 1993, unpon consideration of the foregoing Motion to Withdraw all Counts except for Child Custody, the same is granted and all Counts except Child Custody shall be withdrawn from the original and amended complaints filed at the above number.

Gordon R. Miller, J.

Mar. 17, 1993 Copy of Order to Attys. Thomas & Lindsay.

Legal Services
Margaret Eglinton

302.
Bruce Barrett

SHEILA A. HALL

vs.

ROBERT L. HALL

PETITION FOR PROTECTION FROM ABUSE

6 copies (atty)

ORDER:

AND NOW, this 3 day of April 1989, upon presentation and consideration of the within petition, a hearing thereon is scheduled for the 7 dayof April 1989 at 2:30 p.m. in C. R. 1 or 2 of the Crawford CountyCourthouse, Meadville, Pa.

The plaintiff is hereby awarded temporary custody of the minor child of the parties pending the hearing scheduled above.

The Crawford County Sheriff Dept. is directed to serve a cert. copy of this petition and order upon the defendant. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

The Cityof Meadville Police Dept. and/or the State police of the Com. of Pa. are directed to enforce this order by any appropriate means.

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

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

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

Crawford County Bar Assoc. Ser. to the Public Committee, c/o Prothonotary Courthouse, Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
P. Richard Thomas, J.

Filed Apr. 3, 1989
@ 8:59 a.m.

Tax & entry 4/4/89 $50.50 ✓
Sheriff's Costs 24.20
Bo Co Pd 4/20/89 9.00 ✓
Suppoena 2.00

4/20/89 Recd. $24.20 From Defendant
4/20/89 Paid $24.20 To Sheriff Howard Stewart
4 # 50.20

Apr. 6, 1989 Sheriff's Return filed. SERVED Robert L. Hall, personally on April 4, 1989 at 11:40 AM at his residence, Box 44, Townville, Crawford County, PA. 16360.

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

April 11, 1989 Order filed: AND NOW, April 7, 1989, at the time this abuse matter is set for hearing, the parties and their counsel advise the court they have reached an amicable agreement, without the necessity of a hearing thereon. According, the Court enters the following order:

1. The Plaintiff/Wife shall have the right to occupy the family marital residence in Troy Township, Crawford County, Pennsylvania.

2. The Defendant agrees that he will not threaten, annoy, abuse or harass his wife in any fashion or procure others to do so on his behalf. He will stay away from the premises and not come thereon unless he is requested to do so in writing by his wife.

3. The parties mutually agree as an exception to the above, that at 1:00 p.m., April 8, 1989, the Defendant may appear at the premises to pick up his clothing, belongings and personal effects and remove the same therefrom.

4. With regard to visitations with the minor child, Jamie, age two and a half, the parties mutually agree that visitations between father and minor child shall occur at the home of the paternal grandmother, Mrs. Donald LeRoy Hall, R.D.#1, Saegertown, at reasonable times to be mutually agreed upon by the parties.

In this regard, as an exception to the above rule about contact between the parties, the parties will discuss visitations by telephone and arrange mutually satisfactory visits at the grandmother's home between father and child, and agree upon the necessary transportation arrangements to accomplish the same.

5. Defendant will pay costs in this case within ten (10) days of receiving a bill from the Prothonotary's Office.

6. Apparently the Defendant is in counseling at this time and will continue counseling until excused from further sessions by the staff at the Mental Health Center, Titusville.

7. The Court authorizes any duly constituted police officer having reasonable grounds to believe that the terms and conditions of the abuse portions of this Order have been violated to apprehend the Defendant, confine him in the Crawford County Jail, immediately notify the Court and request a prompt hearing thereon.

8. This Orde shall remain in force and effect for a period of one (1) year, unless terminated sooner by agreement of the parties.

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

April 12, 1989 Copies of order put in boxes of Attys. Eglinton and Barrett. and copy to county control.

Apr. 21, 1989 Order filed. AND NOW, April 20, 1989, after hearing, the Court finds the defendant in willful and deliberate contempt of the Court Order entered April 7, 1989 by violating Paragraph 2 thereof in willfully going to the plaintiff's premises the day of the hearing and the dat after the hearing. In view of time served in jail after the hearing. In view of time served in jail after arrest for indicrect contempt, the Court will impose no additional jail time particularly in view of the fact that the plaintiff/wife requested the Court to impose no further incarceration.

The Court notes the plaintiff is moving about twenty miles away from her present residence and does not want to let the defendant known where said residence is. The defendant is prohitited from contacting his wife, threatening her or annoying her in any fashion or procuring others to do so on his behalf.

In view of the fact plaintiff is leaving the residence, she agrees to leave his personal effects and some saws at the residence and the defendant may pick them up any time after 6:00 a.m. on April 22, 1989.

In regard to the visitaiton for the minor child, the parties mutually agree that the minor child Jamie, age two and one-half, shall be inthe custody of the father every weekend commencing the weekend of April 28-30 between the hours of 6:00 p.m., Friday and 6:00 p.m. Sunday. In view of the strained relationship between the parties, the mother will leave the child for said visits at the home of Ken Smith and Vi Tucker and the father will pick them up and return them after the visits to said residence.

Continued on page 302A

For the holidays of easter, Labor Day, Thanksgiving and Christmas, the parties shall alternate having the child in their custody on said holidays with the father's visits starting with Labor Day.

The mother shall keep the father notified of any serious problems or illnesses affecting the minor child while in her custody by calling him at the residence ofthe mother. In the event the child has an accident or become sill while inthe custody of the father, the father will contact the mother through Helen Smith in Meadville, who will convey the message tothe mother.

In the event either party after a period of three months wishes to change or modify the visitiation arrangement established under this Order, they may file a custody and visitation actionand have the matter referred to a Custody Mediator for further modification.

All other terms and conditions of this Order entered April 7, 1989 shall remain in force and effect.

The defendnat will pay any initial costs incurred in the Clerk's Office or the Prothonotary's Office within ten (10) days of being billed for the same.

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

Apr. 21, 1989 copy put in Atty's box, copy del. to Clerk of Courts and County Control and copy mailed to D. J. Leonhart.

May 10, 1990 Order filed: AND NOW, May 8, 1990, after hearing, the Court finds insufficient evidence to sustain the abuse petition. The Court notes there may be sufficient evidence for the filing of a criminal charge of terroristic threats, but the Court is not called upon to decide that issue at this time. Costs to be paid by the County.

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

May 10, 1990 Copies of order put in Attys. Sullivan and Barrett's boxes and copy given to Co. Control.

302
B

1989

1989

Blystone & Blystone
Curtis E. Blystone

Gordon R. Miller

303.

MERLE AND PEARL WEBSTER

vs.

JOHN E. SMITH AND
DIANE M. SMITH

WRIT OF REVIVAL

of

AD 1984 - 291

Revival of judgment indexed against defendants and in favor of plaintiff in the amount of Ten Thousand Eight Hundred Twenty One and 59/100 Dollars with int. from Mar. 1, 1989.

Debt.....$10,821.59
Int.....from 3/1/89
S - 210, 217....JUDGMENT OF REVIVAL
James F. Simmons, Pro

Filed Apr. 3, 1989
@ 11:23 a.m.

Pro Simmons paid	$15.00
plff on orig	15.50
Sheriff's Costs	35.10
Pro Co pd 5/30/90	5.00

Issued (sheriff)

April 20, 1989 Writ returned. SERVED John E. Smith personally on April 5, 1989 at 8:35 AM by handing a copy of the Writ of Revival to him at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.
SERVED Diane M. Smith on April 5, 1989 at 8:36 AM by handing a copy of the Writ of Revival to her authorized agent, John E. Smith, at Sheriff's Office, Crawford County Courthouse, Meadville, Pa. His signed Acceptance of Service is attached.
So answers,

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

May 25, 1990 Appearance of Blystone & Blystone by Curtis E. Blystone for Plaintiff filed.
May 25, 1990 This Judgment Satisfied. (See Paper Filed)

1989

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

304.

Barrett & Dratler
Bruce A. Barrett

RUSSELL J. PETRUSO

vs.

RAE ELLA PETRUSO

Filed Apr. 3, 1989
@ 11:39 a.m.

Ta x& entry Paid	$50.50
Pro Co pd 7/24/89	15.00
Pro Co Pd 8-7-89	9.00
State Pd 8-7-89	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)
OR 201(d) AND 201(a)

1 copy (atty)

Apr. 10, 1989, Verification filed. I, James R. Irwin, Esq do herey verify that I am the atty. of record for plaintiff russell J. Petruso and that as such I am authorized to execute this Verification, that I did, on the 3 day of April 1989 send by Cert. Mail, Ret. Rec. REq. addressee only, to the defendant a true and correct copy of the divorce complaint filed at above number at her last known address at R. D. #4, Box 578, Meadville, Pa. 16335, as evidenced by the attached sender's receipt No. P-547-801-434 and that on the 10 day of April 1989 I did receive the duly executed ret. rec. dated April 7, 1989. James R. Irwin, Esq.

July 6, 1989 Affidavit of Consent of Plaintiff filed.

July 21, 1989 Petition for Equitable Distribution filed.

1 copy (atty)

July 21, 1989, Acceptance of Service filed. I, James R. Irwin, Atty. for plaintiff, hereby accept service of the Defendant's Petition for Equitable distribution on this 21 day of July 1989.
James R. Irwin, Esq.

July 25, 1989, Affidavit of Consent of defendant filed.

Aug 7, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Aug. 14, 1989 **DECREE FILED.**

AND NOW, this 14th day of August, 1989, it is hereby ORDERED AND DECREED THAT:

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

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accordance with a Seperation and Property Settlement Agreement dated September 22, 1988, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the above captioned number and term.

This Agreement, in part, provides that Plaintiff will execute and deliver a deed transferring ownership of the marital residence to Defendant, and Defendant agrees that upon the sale of the home Plaintiff shall receive one-half (1/2) of the net sale proce of the home at such time that the home shall be sold by defendant.

Defendant shall be solely responsible to pay any and all real estate taxes as well as any and all utilities until such time that the marital residence is sold., (such sale being anticipated to take place in August of 1989).

Further, the division of marital owned personal property shall be made in accordance with Paragraph 4, of the Separation and Porperty Settlement Agreement dated September 22, 1988, which provides in part that: Husband is to retain possession of his clothing, jewelry, firearms, IRA, 1/2 of the existing joint checking and savings account, after all joint debts not specificially resolved in the aforesaid September 22, 1988 Agreement have been satisfied, 183 shares of Self-Directed ConRail Stock and 1981 Buick automobile. Wife is to retain possession of her clothing, jewelry, IRA account, 1/2 of the existing joint checking and savings account, after all joint debts not specifically resolved in the aforesaid September 22, 1988 Agreement have been satisfied, Marine Bank savings account currently held in wife's name alone, and 1983 Buick automobile..

3. A copy of the Separation and Property Settlement Agreement of the parties, dated September 22, 1988, which sets out in further detail the agreement of the parties concerning the matters herein, shall be filed w ith this Decree in the Prothonotary's Office at the above number and term.

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

This Order shall be effective as of this 14th day of August, 1989.

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

1989

Phillips and Galanter
Cary W. Valyo

305.

NATIONWIDE INSURANCE COMPANY
AS SUBROGEE OF
BELL TRANSIT CO.

vs.

ROY SMITH

Filed Apr. 3, 1989
@ 12:53 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	29.30
Pro Co Pd 4/28/89	5.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

April 24, 1989 Sheriff's Return filed. SERVED Roy Smith personally on April 10, 1989 at 3:38 PM at his residence, RD #1, Box 474, Espyville Station, Crawford Co. PA 16414.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 26, 1989, Upon praecipe of plaintiff aTTORNEY, the above captioned case is marked settled and discontinued of record.

pro se 306.	ERIC W. HALL vs. THREASA MARIE WILLIAMS.	PARTIAL CUSTODY AND VISITATION RIGHTS ** (see below) Apr. 12, 1989, Proof of Service filed. I hereby certify that I served ths day a true and correct copy of Petition for Partial Custody and Visitation Rights upon Threasa M. williams (previously served via first class mail on Mar. 30, 1989). In the manner indicated below. Service by first class Certified Mail, to Threasa M. Williams 420-C Fairmont Apts. willow st, Meadville, Pa. 16335 on this 6th day ofApril 1989. Eric W. Hall, Petitioner
	Filed Apr. 3, 1989 @ 1:26 p.m.	** Apr. 3, 1989 Application For Appointment of Counsel filed. Apr. 3, 1989 Petition To Proceed In Forma Pauperis with Supporting Affidavit filed.
	Indigent filing	Apr. 3, 1989 Complaint For Partial Custody and Visitation Rights filed.

Apr. 21, 1989 RE: Complaint for Partial Custody and Visitation Rights Order filed. The defendant, who is serving a lengthy prison sentence by virtue of sentences fromthree counties, has filed a Complaint for Custody and Visitation Rights regarding a 14 month old child (Thomas) born out of wedlock, and claiming he is the father of said child.

This Court is advised by the Domestic Relations Office that the paternity of this child was the subject of an interstate Domestic Relations proceeding, and a Florida court determined that J. F. was the father of said child and entered a support order. The Florida court records apparently reflect that a copy of the paternity petition was served on J. F., but he failed to appear at the time scheduled for a paternity and support hearing. Accordingly, the Court entered a default judgment against him adjudicating him to be the father of the child and requiring a support payment. The Florida court noted however, because of the paucity of information in Threasa William's Paternity Complaint, J. F. was accorded the opportunity to ask the Court for reconsideration. No support has been paid on the Florida support order for the child and the account is in substantial arrears.

The Crawford County Domestic Relations Office advises the Court they are forwarding a contempt petition to the Florida court requesting a contempt hearing. The Domestic Relations Section anticipates that if said contempt hearing is scheduled and service is made on J. F., an dhe appears, that the Florida court would accord him the opportunity to belatedly present any defense he had - probably in the nature of blood tests to determine paternity.

Accordingly, this Court declines to act on Eric W. Hall's Complaint for Custody and Visitation, at this time, because the Court records show an unappealed adjudication of paternity which establishes that J. F. is the father of the child in question. Until this judicial finding is set aside, Eric W. Hall has no grounds to request custody and visitation rights of said child.

We direct the Prothonotary's Office to file Mr. Hall's petition without payment of costs. The Domestic Relations Division is directed to keep this Court advised of any changes or modifications inthe Florida court order adjudicating J. F. as the father of the child. In the event said adjudication is cancelled, changed or modified, this Court will take further action on Mr. Hall's Complaint.

In view of the above, we deny Hall's request to appoint counsel.

Dated: April 19, 1989

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

Apr. 25, 1989 Copy mailed to Erie W. Hall and copy in Dom Rel's box

May 12, 1989 Petition for Court Order Instructing the Prothonotary to Photo Copy Exhibits A, B, and C of Plaintiffs Petition for Reconsideration and to Serve the Exhibit Photo Copies Upon the Persons Indicated Below filed.

May 12, 1989 Petition for Reconsideration of Petition for Partial Custody and Visitation Rights Complaint filed.

May 16, 1989 Re: Petition for Reconsideration and Miscellaneous Matters, Order filed: And Now, May 15, 1989, the defendant's petition for reconsideration of this Court's Order filed April 21, 1989 is denied. The request for ancillary relief and service of papers is denied, except that we direct the Prothonotary to make a copy of the petition and exhibits and forward the same to Attorney Emil Spadafore, counsel for the Domestic Relations Section, for lodging in the Threasa Williams paternity suite on file in that office.

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

May 18, 1989 Copies of order to Emil Spadafore in his box and copy mailed to Eric Hall. Petition and Exhibits copies and put in Domestic Relation's box.

(June 8, 1989, Notice of Appeal filed-delivered to Court)

Aug. 1, 1989, ORDER filed. And now, July 26, 1989, the plaintiff in the above action having forwarded to the Prothonotary a Notice of Appeal from the Court's decision in this custody matter dated June 6, 1989, and the same having been forwarded to the court June 8, 1989, the Court now directs the same to be officially filed in the Prothonotary's Office as a Notice of Appeal. Due to oversight on the Court's part the timely filing of this Notice was not accomplished and the court considers the matter filed timely nunc pro tunc.

The Defendant is permitted to appeal in forma pauperis, but the court declines to appoint counsel to represent him.

The defendant's request to produce a lengthy list of documents to introduce as Exhibits is not timely requested and is denied.

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

Aug. 3, 1989, copies of order mailed to Eric W. Hall, AP-8284, P.O. Box 99901, Pgh. 15233, and Threasa M. Williams, 420 - C Fairmont Apts., Willow St, Meadville, Pa. 16335.

Aug. 1, 1989, Notice of Appeal of Plaintiff to the Superior Court of Pennsylvania, from Order entered on May 15, 1989, filed. (Proof of Service, Certificate of Indigency, Motion for Leave to Proceed on Appeal in Forma Pauperis, Order for Documents filed)

Aug. 10, 1989 Superior Court of Pennsylvania Official Docket Docket # 01212PGH89 filed.

Continued on Page 306A

Sept. 6, 1989, Letter from . Emil M Spadafore, Domestic Relations Counsel for Crawford County, concerning above case, filed.

Oct. 12, 1989, MEMORANDUM filed. The defendant, acting pro se, has filed an appeal in this Custody and visitation case, and the Superior Court has returned the records to the Prothonotary's Office noting that the Superior Court cannot accept any records for filing without an opinion or statement from the lower court in accord with Rule of Appellate Procedure 1925(a).

We note that the record in this case contains no final order from which an appeal could be taken. See this Court's Order dated April 19, 1989, comprising a part of the file of this case. We attached to the record in this case further correspondence from the Domestic Relations Division in their attempts to secure support for the child at issue.

We aDOPT OUR FORMER Order of April 19, 1989, as the Court's Memorandum/Opinion in this case, and suggest the Superior Court dismiss the appeal without prejudice pending the outcome of further proceedings on the paternity issue in the lower court.

Dated: Oct. 3, 1989

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

Oct. 13, 1989, Copies of Memorandum mailed to plff. and dft.

May 22, 1990, Record, Judgment Order and Opinion Remanded from the Superior Court of Pennsylvania, filed. ORDER: AND NOW, This 30th day of March 1990, it is ordered as follows: Appeal quashed. (Memorandum attached)

May 23, 1990, Certificate mailed to Superior Court of Pa.

306 B

1989

1989

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

307.

INSILCO CORP.

vs.

CECIL L. BRADLEY AND
MARY F. BRADLEY, HIS WIFE

Filed Apr. 4, 1989

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	29.15 ✓
Pro Co pd 10/12/89	9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

April 21, 1989 Sheriff's Return filed. SERVED. Cecil L. Bradley on April 6, 1989 at 12:30 PM by handing copy of Complaint to his brother, William Bradley, adult in charge of his residence at Box 73, W. Fremont St., Townville, Crawford Co., Pa. SERVED Mary F. Bradley personally on April 6, 1989 at 12:35PM by handing copy of Complaint to her at her residence , R.D.# 1 Higby Hill Road, Townville, Crawford C ounty, Pa.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

And now, Oct. 12, 1989 at 11:54 a.m., upon praecipe of plaintiff attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Thirty-nine Thousand Two Hundred Fifty-six and 24/100 plus additional interest from 2/1/89 and attorney's and collection fees and expenses and costs of suit.

B-34-237
judgmented entered 10/12/89
notice of entry mailed 10/13/89

Debt $39,256.24
Int. from 2/1/89
Judgment
James F. Simmons
Prothonotary

EX 1990-16

1989

William E. Barney

308.

PAULINE A. BLAKESLEE

vs.

IVAN MARK BLAKESLEE

Filed Apr. 4, 1989
@ 2:33 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 6-5-89	9.00 ✓
State Pd 6-5-89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 4, 1989, Plaintiff's Affidavit Under section 201(d) of the Divorce Code filed. 1 copy (atty)

Apr. 17, 1989 Affidavit Of Service filed. Charlotte H. Pierce, being duly sworn according to law, deposes and says that a true and correct copy of the Complaint in Divorce, Notice to Defend and Claim Rights, Notice to the Defendant, and Plaintiff's Affidavit under Section 201(d) of the Divorce Code in the above captioned case was sent tothe Defendnat by certified mail on April 6, 1989 to his last known address of Route 8, R.D.#2, Centerville, PA 16404. Receipt for certified amil is attached, the domestic return receipt for certified mail #P 695 941 059 delivered April 13, 1989 and signed by Ivan M. Blakeslee is attached.
Charlotte H. Pierce

May 9, 1989 Affidavit of Service of Notice to Intention to Request Entry of Divorce Decree filed.

May 26, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the Divorce code, this case is moved to Court.

June 12, 1989 **DIVORCE DECREE FILED.**

And now, June 12, 1989, it is ordered and decreed that PAULINE A. BLAKESLEE, plaintiff, and IVAN MARK BLAKESLEE, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Watts, Pepicelli,
Youngs & Youngs
Lisa Pepicelli Youngs

309.

JODY L. SLINGLUFF

vs.

CLAUDE ALLEN SLINGLUFF

Filed Apr. 4, 1989
@ 3:32 p.m.

Tax & entry Paid $50.50 ✓
John Fuller, Mediator
Mediation Costs 90.00

COMPLAINT FOR CUSTODY AND SPECIAL RELIEF

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Claude Allen Slingluff, defendant have been sued in court to obtaincustody fothe child: Adam Slingluff.

You are ordered to appear in person at the time fixed by the MEDIATOR JOHN FULLER.

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

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

Crawford County Bar assoc. Ser to the Publ Committee, c/o Prothonotary, Crawford Countycourthouse, Meadville, Pa. 16335 Tele: 724-4636. BY THE COURT,
Dated: April 4, 1989 Robert L. Walker, J.

ORDER: AND NOW, this 4th day of April 1989, upon consideration of the foregoing Petition for Special relief under Pa. Rules of Civil Procedure Rule 1915.13. Request for ex parte relief is denied.

BY THE COURT,
Robert L. Walker, J.

April 7, 1989 Affidavit of Service filed. Before the undersigned, a Notary Public, personally appeared Sharron R. McMillin, who, having been duly sworn according to law, deposes and says that she personally served a certified copy of Complaint for Custody and Special Relief, Order denying special relief and Orderappointing John Fuller Mediator and a copy of the Notice of Mediation Conference in connection therewith upon Claude Allen Slingluff at RD #2, Guys Mills, PA 16327 on the 4th day of April, 1989, at 5:35 o'clock, PM and made known to him the contents thereof.

Sharron R. McMillin

Apr. 20, 1989 Order filed. AND NOW, April 20, 1989, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Adam Slingluff shall be shared between the mother, Jody L. Slingluff, and the father, Claude Allen Slingluff, that is each parent shall be entitled full accress to school records, medical records and other important records, and each parent shall be entitled to take part in decisions affecting the child's education, medical treatment, religious instruction an dother such important decisions.

II. Physical custody of Adam Slingluff shall be with his mother, Jody L.Slingluff, subject to the following conditions:

A. The father shall be entitled to visit and take the minor child into his custody the first three weekends of each month (that is, the weekends on which the first three Saturdays of each month fall), from 6:00 p.m. Friday evening until 7:00 p.m. Sunday evening.

B. Because of the father's employment no provision is made for an extended Summer visitation at this time.

C. The father shall be entitled to visit and take the child into his custody each year from December 26th at Noon until January 2nd, following, at Noon.

D. Holidays shall be defined as Memorial Day, 4th of July, Labor Day, Thanksgiving, Christmas, Easter and the child's birthday. In 1989 and on odd years thereafter, the father shall be entitled to visit and take the child into his custody on Easter, the 4th of July, and Thanksgiving, from 12;00 Noon until 8:00 p.m. the same day. In1990 and each even year thereafter, the father shall be entitled to visit and take the child into his custody on Memorial Day, Labor Day, Christmas and the child's birthday, from 12:00 Noon until 8:00 p.m. the same day.

D. Transportation for the child on weekends, holidays, and for extended visits shall be the responsibility of the father.

F. Holiday visits shall take precedence over the weekend schedule set forth above.

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

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

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

III. This order is entered without prejudice to the right of either party to request a further mediation conference after six months of the date hereof, without proving a substantial change of circumstances.

IV. This order is a temporary order but shall become a permanent orde runless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

V. Cost of the mediation conference sh all be paid by Crawford County. P. Richard Thomas, J

Apr. 24, 1989 Copies of order put in boxes of Lisa Pepicelli Youngs, Douglas Ferguson and John Fuller

Legal Services
Gerald Sullivan

310.

WENDY WESCOAT

vs.

TIMOTHY WESCOAT

PETITION FOR PROTECTION FROM ABUSE

7 copies (atty)

ORDER OF COURT:

AND NOW, this 5th dayof April 1989, upon presentation and consideration ofthe within Petition, a hearing thereon is scheduled for the 13th dayofApril 1989 at 10:00 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

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

The defendant is excluded immediately and forthwith from the marital residence which is located at 302 Rockwood Drive, Titusville, Pa. pending the hearing sc heduled above.

The plaintiff is hereby awarded temporary custodyofthe minor child of the parties pending the hearing sc heduled above.

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

In the alternative, this petition and order may be served by any competent adult or by certified mail.

The Titusville Police Dept. and/or the State police of the Com. of Pa. are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means.

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

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

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

Crawford CountyBar Assoc. Ser. to the Publ Committee, c/o Prothonotary, Courthouse, Meadville, Pa. 16335 814 724-4636

BY THE COURT
Robert L. Walker, J.

5/3/89 Rec'd $29.30 from dft.

5/3/89 Paid $29.30 to Sheriff Howard N. Stewart Check # 5048

Filed Apr. 5, 1989
@ 10:27 a.m.

Jack's Entry Paid →
Indigent filing 50.50 ✓
Sheriff's costs (Paid to Sheriff) $29.30
Pro Co'd 5/3/89 - 9.00 ✓

April 7, 1989 Sheriff's Return filed. SERVED Timothy Wescoat personally by handing copy of Petition and Order for Protection From Abuse to him on April 6, 1989 at 11:45 AM at his residence, 420 West Main St., Titusville, Crawford Co. PA.
So answers,

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

Apr. 13, 1989 Order filed. AND NOW, April 13, 1989, the matter is before the Court on an abuse petition. Generally, the Defendant admits the allegations ofthe petition and does not wish to contest the same. Accordingly, the Defendnat is DIRECTED not to abuse, threaten or harass or annoy the Plaintiff/Wife in any fashion or procure others to do so on his behalf.

Custody of the minor child, nine and a half-months olds, is awarded to the mother, and the parties are advised that if they cannot work out an amicable arrangement for partial custody and visitation, either party has the right to petition the Court for an appointment of a custody mediator to hear the case.

Plaintiff has already commenced a support action through the Domestic Relations Section and is receiving Department of Welfare assistance at this time.

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

The Defendant is prohibited fromgoing to the wife's residence, except for any visitation arrangements, which have been amicably resolved between the parties or are resolved by further Court Order.

Defendant is DIRECTED to pay costs in the amount of $88.80 within twenty (20) days.

Court authorizes any police officer having reasonable grounds to believe the abuse portions of this Order have been violated to arrest the Defendant on probable cause and take the defendant before a District Justice of the Peace for immediate arraignment.

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

Apr. 13, 1989 copy to county control and Atty. for Plaintiff; Apr. 14, 1989 Copy of order mailed to defendant.

1989

Prather, Prather
& Pineo
William Pineo

311.

~~Culbertson, Weiss, Schetroma & Schug~~ withdrew
~~Kemp C. Scales~~
~~Barbara J. Cripe Sampson~~

Quinn, Gent, Buseck
& Leemhuis, INc
Paul F. Burroughs

PETER J. SIMONETTA

vs.

JAMES A. CRIPE AND BARBARA J. CRIPE, NOW BARBARA J. CRIPE SAMPSON, IND. AND d/b/a CRIPE ASSOCIATES, A PARTNERSHIP

Filed Apr. 5, 1989
@ 10:45 a.m.

Tax & entry Paid	$50.50
Sheriffs costs	52.00
Sheriff's Costs	60.80
Pro Co pd 5-7-96	5.00

SUMMONS IN CIVIL ACTION

Issued- (sheriff)

May 11, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by Kemp C. Scales for Barbara J. Cripe Sampson filed.

June 19, 1989, Writ Returned I, Larry V. Erickson, do hereby certify that I have received the summons on the 10th day of April 1989 and that after diligent search and inquiry I am unable to serve James A. Cripe at 2203 E. 58th that I areturn said process without service upon said individual because this man/business moved in Dec. 1988. Our computer shows the same address for him. We have no further information.
Dated: May 23, 1989. Larry V. Erickson, Sheriff
Spokane County, Washington
By: Barbara J. Muaro, Dep. sheriff.

I, Steven R. Tomson, sheriff of whitman County, State of Washington, do hereby certify that I received Summons on the 10 day of April 1989 that Deputy Rita I. Konzal served the same by delivering to and leaving with Barbara J. Cripe Sampson personally at N. 411 Mill St, colfax Wa. 99111, on the 10 day of April 1989 at 9:00 a.m.
Dated: April 10, 1989 Steven R. Tomson, Sheriff of
Whitman County, Washington
By: Rita I. Konzal, Deputy

SERVED Barbara J. Cripe Sampson by deputizing the Sheriff of Whitman county, Wa. as per his affidavit of service attached. Served: April 10, 1989.
NOT FOUND as to defendant JAMES A. Cripe as per affidavit received from Sheriff of Spokane County, Wa. and hereto attached.
So answers, Howard N. Stewart, sheriff

June 20, 1989, Summons reissued.

July 21, 1989, Summons reissued.

Aug. 25, 1989 Writ Return filed. The undersigned, being first duly sworn, on oath deposes and says: That he is now and at all times herein mentioned was a citizen of the United States and resident of the State of Washington, over the age of eighteen years, not a party to or interested in the above entitled action and competent to be a witness therein That on 8/10/89, at 7:57 AM. , at W. 607 26th, Spokane, Washington, Spokane County, Washington, affiant duly served the above described documents in the above entitled matter upon James A. Cripe and Cripe Associates by then and there personally delivering a true and correct copy thereof to and leaving same with James A. Cripe-Authorized to Accept for Cripe Associates.
So answers, Spokane Messenger & Process Service
SERVED James A. Cripe and Cripe Associates by deputizing Spokane Messenger and Process Service, Spokane, WA as per their Affidavit of Service attached. Served: August 10, 1989
So answers, Howard N. Stewart, Sheriff

Dec. 14, 1990 Complaint filed. (Five (5) copies to Attorneys.

Jan. 16, 1991 Answer and New Matter filed.

Jan. 17, 1991 Appearance of Quinn, Gent, Buseck & Leemhuis, Inc. by Paul F. Burroughs for defendants filed.

Mar. 4, 1991 Notice Of Service Of Defendants' Interrogatories and Request For Production Of Documents filed.

Mar. 11, 1991 Withdrawal of Appearance pursuant to PaRCP 1012 filed.

May 6, 1991, Plaintiffs Reply to New Matter filed.

May 10, 1991 Notice Of Service Of Plaintiff's Answers To defendant's Interrogatories and Request For Production of Documents filed.

July 9, 1991 Notice of Service Of Defendants' Answers To Plaintiff's Interrogatories and Requests For Production of Documents filed.

Jan. 28, 1992, Notice of Taking Deposition of Mr. and Mrs. Kenneth Keller Upon Oral Examination filed.

Oct. 22, 1993 Motion to Compel Answers to Interrogatories and ORDER SETTING HEARING ON PLAINTIFF:S MOTION TO COMPEL ANSWERS TO INTERROGATOREIS filed. AND NOW, October 21, 1993, upon consideration of the foregoing motion, a hearing is hereby set on same for the 5th day of NOvember, 1993, at 1:00 p.m. inCourt Room 1 or 2, Crawford County Court HOuse, Meadville, Pennsylvania.
By the Court,
Anthony J. Vardaro, J.
10-29-93 Copy of Order to Attys. Pineo & Burroughs

Nov. 5, 1993, ORDER - IN RE: MOTIONTO COMPEL ANSWERS TO INTERROGATORIES filed.
ORDER: AND NOW, Nov. 5, 1993, after informal argument on the p laintiffs motion to compel answers to interrogatories and responses to requests for production, the defendants are ordered and directed to answer Interrogatories 15, 16, and 18 within thirty (30) days from this date and the objections the defendants have made to those interrogatories are hereby overruled and dismissed.
However, the periods of times covered by thiese interrogatories shall be the calendar years 1983 through 1987 inclusive. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Nov. 10, 1993, copies of order to Attys. wm. Pineo and Paul Burroughs.

Dec. 6, 1993 Supplemental Response of Defendant to Interrogatories 15, 16 and Request for Production 18, filed.

Continued to Page 609

1989

312.

FIRST NATIONAL BANK OF COCHRANTON

vs.

ALAN M. CUSTEAD AND RHONA M. CUSTEAD, HIS WIFE

Filed Apr. 5, 1989
@ 12:25 p.m.

Pro Simmons paid	$9.00
plff on orig	9.50

AGREEMENT TO REVIVE

of

DSB 1984 - 482

The revival of judgment indexed in favor of the plaintiff and against the defendants in the sum of Fourteen Thousand Seven Hundred Ninety Five and 68/100 Dollars, plus costs

Dated.....April 4, 1989
Debt.....$14,795.68
C - 15, 145....JUDGMENT OF REVIVAL

James F. Simmons,
Prothonotary

Oct. 29. 1990 This judgment satisfied
(See paper filed)

1989

Shafer, Swick Bailey
Irwin & Stack
Charles J. Swick

313.

GREENVILLE SAVINGS AND
LOAN ASSOCIATION

vs.

DANA R. FALES AND DENISE M.
FALES

Filed Apr. 5, 1989
@ 3:32 p.m.

Tax & entry Paid $50.50
Sheriff's costs 29.50
Pro Co pd 5/10/89 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Apr. 5, 1989, Affidavit of Non Military Service of defendants filed.

April 24, 1989 Sheriff's Return filed. SERVED Denise M. Fales personally by handing copy of Complaint in Mortgage Foreclosure to her on April 11, 1989 at 10:02 am at Sheriff's Office, Crawford Co. Courthouse, Meadville, Pa.

SERVED Dana R. Fales on April 11, 1989 at 10:03 am by handing copy of Complaint in Mortgage Foreclosure to his authorized agent, Denise M. Fales, as per her signed Acceptance of Service attached, at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 10, 1989 at 3:28 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Thirty-seven Thousand Eight Hundred Sixty-four and 76/100 plus interest and cost of suit.

F-41-41
judgmented entered 5/10/89

Debt $37,864.76
Judgment
James F. Simmons
Prothonotary

EX 1989 - 56

314.

Bozic and Thomas
R. Charles Thomas

PYMATUNING VILLAGE CLUB
ALLOTMENT

vs.

JOAN DESNOYERS,
WILLIE L. MURPHREE,
AND MARY MURPHREE
JOHN MOKRI AND
MARTHA MOKRI,
STEVE FIXEL, JR.,
AND SHIRLEY FIXEL,
EMIL MINICHELLO,
MARGARET BUTTICE,
MRS. HARVEY MALEK,
AND CLARENCE MALEK

Filed Apr. 51, 1989
@ 4:09 p.m.

Tax & entry Paid $50.25 ✓

APPEAL OF DEFENDANTS FROM JUDGMENTS OF MAGISTERIAL
DISTRICT 30-3-01

Apr. 5, 1989, Rule entered upon plaintiff to file complaint issued.

Apr. 5, 1989, Petition for Consolidation of Appeals, and order filed. ORDER: AND NOW, this 5th day of April, 1989, upon presentation and consideration of the within petition, it is ordered that the appeals in this case be consolidated and that they be filed at the same naumber and term, upon payment of one (1) filing fee.

BY THE COURT,
Robert L. Walker, J.

Apr. 6, 1989, copy of order to Atty. Thomas.(box)

Apr. 7, 1989, Proof of SErvice filed.

1989

Gordon R. Miller

315.

CHARLOTTE E. DAVIS

vs.

GERALD E. DAVIS, SR.

Filed Apr. 6, 1989
@ 10:24 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Pro Co pd 9/18/89	9.00
State Pd 9/18/89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ATTORNEY FEES, COSTS & EXPENSES

1 copy (atty)

Apr. 25, 1989 Affidavit Of Service of Complaint filed. GORDON R. MILLER, being duly sworn according to law, deposes and says that is the attoreny for the plaintiff in this matter and duly authorized to make this Affidavit of service of complaint; that on the 8th day of April, 1989 he served the complaint and Notice to Defend in the abaove captioned matter on the above named defnedant by mailing a true and correct copy of said Complaint and Notice to defendant on the 4th day of April, 1989, to the defendant at his residence, P.O. Box 193, Venango, Pennsylvania, 16440, postage prepaid, certified mail with restricted delivery to addressee only; that said Complaint and Notice to Defend was actually received by the defnedant on the 8th day of April, 1989 as is evidenced by a return receipt signed by him for certified mail article no. P414 752 861 which said receipt is attached hereto, made a part hereof and marked Exhibit A.

Gordon R. Miller

sept. 18, 1989 Affidavit Of Consent Under Section 201(c) of the Divorce Code, of Plaintiff filed.

Sept. 18, 1989 Affidvit Of Consent Under Section 201(c) of the Divorce Code, of Defendant filed.

Sept. 18, 1989 Upon praecipe of Plaintiff Attorney For Reveiw Under Section 201(c) of the Divorce Code, this case moved to court.

Sept. 21, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that CHARLOTTE E. DAVIS, plaintiff, and GERALD E. DAVIS, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Paul Allen

316.

Ferguson, Spataro & Rowden
JOhn Spataro

ROBERT M. EIDELL

vs.

BONNIE D. EIDELL

Filed Apr. 6, 1989
@ 12:51 p.m.

Tax & entry Paid	$50.50 ✓
3 counts pd 8/25/89	45.00 ✓
Brian Lindsay, Master	
Pro Co Pd 2/26/90	9.00 ✓
state pd 2/26/90	10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Apr. 18, 1989, Appearance of Ferguson, Spataro & Rowden, by JOhn Spataro, attorney fro defendant filed.

Aug. 25, 1989 Answer and C ounterclaim in Divorce, and (Equitable Distribution, Alimony, and Alimony Pendente Lite, Counsel Fees, Costs and Expenses) filed.

Oct. 30, 1989, Petition to Bifurcate Proceedings and Order filed. ORDER: AND NOW, Oct. 30, 1989, upon presentation and after due consideration of the foregoing Petition for Bifurcation a Rule is hereby granted upon the defendant to show cause why the caUSES of action should not be bifurcated and the plaintiff permitted to proceed with teh divorce action, reserving to the court questions of equitable distribution, alimony, alimony pendente lite and counsel fees.

Hearing and argument Nov. 27, 1989 at 9:30 a.m.
Per Curiam,
P. Richard Thomas, Judge

Oct. 30, 1989, copies of order to Attys. P. Allen And John Spataro.

Nov 17, 1989 Motion for Continuance and Order filed: AND NOW, in consideration of the foregoing Motion, it is hereby ordered that the hearing in this matter shall be continued to the 7th day of December, 1989, at 11:00 A.M., prevailing local time.

For the Court,
Imogene Yetman, Ct. Adm.

Nov 22, 1989 Copies of order put in Attys. Allen and Spataro's boxes.

Nov. 30, 1989 Income and Expense Statement filed.

Nov. 30, 1989 Inventory and Appraisement of Bonnie D. Eidell filed.

Nov. 30, 1989 Motion for Appointment of Master in Divorce and Order filed. Order" AND NOW, Dec. 4, 1989, Brian Lindsay Esquire is appointed Master in respect to the following claims: Divorce, Permanent Alimony, Equitable Distribution, Atty. Fees & Costs. Deposit required: By Plaintiff $500. ; By Defendant $.0 Without Prejudice to divide all costs equitably in Final Decree.

PER CURIAM.
P. Richard Thomas, J.

Dec. 5, 1989 Copies of Order to Paul Allen, John Spataro, and Brian Lindsay, esqs.

Dec. 11, 1989 ORDER filed. AND NOW, Dec. 7, 1989, the matter is before the Court for bifurcation. The Court notes the matter has already been referred to Master Brian Lindsay. It appears without the benefit of counsel, the parties made an amicable division of most of the marital property upon settlement, and that regardless of its classification, the husband is paying the wife approximately $280.00 per month for her maintenance pending the outcome of the divorce. Apparently one of the major assets still left to equitably divide is the Defendant's interest in his State pension.

The wife opposes bifurcation, because currently she is entitled to health benefit coverages under the Defendant's Blue Cross Plan, which includes major medical, dental, prescription and eye care plans. Court and counsel are under the impression that she would have the right to continue participation in said plans for an unknown period of time after a divorce, but would be required to pay an appropraite ppremium therefor. This desire to continue her health plan coverages while she engages in education and retraining to better maintain herself is understandable. Counsel for the Plaintiff advises that he believes his client (who is not present today) would agree to continue making the present payments until the equitable distribution was finalized and augment said payments by increasing the same to cover the cost to the wife of assuming the health coverage cost at her own expense after divorce.

The Court continues this hearing on bifurcation generally and DIRECTS counsel for the parties to explore the cost to the wife of the supplemental coverage. In the event the parties reach an agreement in this matter, and both consent to a bifurcated divorce, said agreement may be submitted to the Court, signed by both parties and their counsel, and the Court will bifurcate without the need for further hearing.

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

Dec. 12, 1989 Copy of Order to Attys. Paul Allen, John Spataro, Brian Lindsay.

Feb. 22, 1990 Motion For Bifurcation filed.

Feb. 22, 1990 Affidavit of Consent of plaintiff filed.

Feb. 22, 1990, Affiavit of Consent of defendant filed.

Feb. 22, 1990, Upon praecipe of plaintiff attorney, for review Under 201(c) of the Divorce Code, this case submitted tothe court.

Mar. 1, 1990 **DIVORCE DECREE FILED.**

And now, March 1, 1990, it is ordered and decreed that Robert M. Eidell, plaintiff, and Bonnie D. Eidell, defendant, are divorced from the bonds of matrimony.

The Court reserves the issues of alimony pendente lite, alimony, counsel fees, costs and expenses for future disposition by the court appointed Master.

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

Continued on Page 612

1989

Russell R. Sanders
May, Long & Sanders

317.

GENERAL MOTORS ACCEPTANCE CORPORATION

vs.

ANDREW L. WENTINK, AND HELEN J. WENTINK

Filed Apr.6, 1989
@ 1:04 p.m.

Tax & entry Paid $50.50
Sheriffs c osts 63.19
Pro for Co.pd 5-17-89 9.00

COMPLAINT IN CIVIL ACTION - ASSUMPSIT

2 copies (sheriff)

Apr. 26, 1989, sheriffs Return filed. SERVED Helen J. Wentink personally by handing copy of compalint to her on April 12, 1989 at 8:15 p.m. at her residence 259 Lebhaft st. Espyville, Crawford County, Pa. 16414.

SERVED Andrew L. Wentink on April 12, 1989 at 8:16 p.m. by handing copy of complaint to Helen J. Wentink, his mother, at their residence 259 Lebhaft St. Espyville, Crawford County, Pa. 16414.

So answers, Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

And Now, , May 17, 1989 at 11:45 AM upon praecipe of Plaintiff's attorney, with Notice of Intention to File Default Judgment attached,, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and damages are assesed at the sum of Seven Thousand, Six Hundred Thirty One and Sixty/100 plus interest, and cost of suit.W-13-83

Debt. $7,631.60 plus interest and costs of Atty. fees.

Interest from March 8, 1989

entered 5-17-89 Judgment, James F. Simmons, Prothonotary

May 19, 1989 Notice of judgment mailed to defendants.

1989

Altomare & Barnhart
Joseph C. Barnhart

318.

DANIEL J. DOWLING, SR.

vs.

SUZANNE R. DOWLING

Filed Apr. 7, 1989
@ 9:33 a.m.

Tax & entry Paid	$50.50
Pro.Co. pd 9/15/93	9.00
State pd 9/15/93	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 19, 1989 Acceptance of Service and Entry of Appearance, Pro Se filed. I, Suzanne R. Dowling, hereby enter my appearance pro se, and further accept service of a true and correct copy of the Complaint in Divorce as filed in the above-captioned matter. Suzanne R. Dowling

Aug. 23, 1993 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code, filed.

Sep. 15, 1993 Uponpraecipe of plaintiff Attorney, Joseph C. Barnhart, Esquire, to transmit record, case moved to Court.

Sept. 28, 1993 Memorandum filed. This matter is before the court on a praecipe to transmit record filed by the attoeny for the Plaintiff requesting that a 3301(d) divorce be granted.
The record indicates that apparently the Plaintiff has served an affidavit under section 3301(d) as well as a notice of intention to request entry of a divorce decree on Robert J. Felton, Esquire, apparently the attorney for the defendant.
Unfortunately, the only appearance entered on behalf of the Defendant was a pro se appearance entered on April 14, 1989 and the record discloses no appearance ever entered by Mr. Felton.
Therefore, pursuant to Pa. R.C.P. 1920.42 service should have taken place directly upon the Defendant who of record is unrepresented.
Accordingly, this matter will be returned to the Prothonotary for action consistent with this Memorandum. Once that has occurred, there may be a new praecipe filed to transmit this matter to the Court again for consideration.

BY THE COURT,
Anthony J. Vardaro,
J

Sept. 28, 1993 Copies given to Atty's Barnhart & Felton

Nov. 4, 1993 Affidavit of Consent by Daniel J. Dowling, Sr., Plaintiff, filed.

Nov. 4, 1993 Affidavit of Consent by Suzanne R. Dowling, Defendant, filed.

Nov.17, 1993 Upon Praecipe of Joseph C. Barnhart, ESquire, Attorney for Plaintiff, to transmit record, case moved to court.

DIVORCE DECREE FILED

Nov. 22, 1993 AND NOW, Nov. 22, 1993, it is hereby ordered and decreed that DANIAL J. DOWLING, Jr., Plaintiff, and SUZANNE R. DOWLING, 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.

1989

Altomare & Barnhart
Joseph C. Barnhart

319.

Ann H. Gamble

5/11/89 Rec'd $36.97 From Defendant
5/4/89 Rec'd $73.93 From Plaintiff
Rec'd 6-6-89
$36.97
Vivian Stalty
Rec'd 6-6-89
$73.93
Vivian Stalty

DAVID T. WAGNER

vs.

PATRICIA L. WAGNER

Filed Apr. 7, 1989
@ 9:33 a.m.

Tax & entry Paid	$50.50 ✓
Bruce Smith, Mediator	110.90
Pro Co Pd 5/16/89	9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (mediator
2 copies (atty)

ORDER OF COURT:

You, Patricia L. wagner, dft, have been sued in court to obtain custody, partial custody or visitation ofthe children: Jayme M. Wagner and Chad Erik Wagner.

BRUCE SMITH is appointed cusotdy mediator and is hereby directed tohold such custody mediation conferences as he deems appropriate and to make recommendations thereafter to this court. The parties are ordered to appear before the custody mediator at such times as he shall direct and bring with them the children the subject of this action.

Plaintiff herein, is hereby awarded custody ofthe children pending custody mediation and further order of court. Pending such custody mediation, defendant shall have partial cusotdy privileges as the parties shall mutually agree but in no event less that every other weekend commencing Fri. at 6:00 p.m. and ending sun. at 7:00 p.m. Said alternate weekends to commence Fri. April 14, 1989. During such time as this Temporary Order is in effect, neither ofthe parties shall, while the children are in their respective custody, have overnight guests of of opposite sex.

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

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

Crawford CountyBar Assoc. Ser. to the Public Comm. c/o Prothonotary Courthouse, Meadville, Pa. 16335 Tele: 814 724-4636.

Date: April 7, 1989

BY THE COURT,
Robert L. Walker, J.

Apr. 18, 1989, Affidavit of Service filed. Before me the undersigned officer, personally appeared Jos. C. Barnhart, esq. who did depose and say that he is the atty. for the plaintiff in above matter and that he did serve a cert. copy of the Complaint in Custody and order of court as filed Apr. 7, 1989 upon defendant at her address by U. S. Cert. Mail restricted del. Delivery of same being evidenced by postal return rec. #P 620 643 134 dated Apr. 10, 1989 attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 12th day of Apr. 1989.

JOseph C. Barnhart, Esq.

May 2, 1989 Temporary Order of Court filed: AND NOW, this 2nd day of May, 1989, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Jayme M. Wagner, age nine, born February 20, 1980, and Chad Eric Wagner, age five, born September 16, 1983, the parties to this action, shall share legal custody of the minor children. Said joint legal custody being shared shall entitled both of the parents to equal access to any records relating to the children held by third parties, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational upbringing of the children, as well as elective surgery.

2. Physical custody of the children shal also be shared. The m other shall have the children at all times not allocated to the father under this paragraph or the following pargraph, pargraph 3. The father shall have the right to have the children in his custody on the first and third weekends beginning with the month of May, 1989, during the hours between Friday at 4:00 p.m., prevailing time, through Tuesday morning at school time, or when school is not in session at 9:00 a.m., prevailing time. On every other weekend, the father shall have the right to take the children into his temporary custody every Friday at 4:00 p.m., prevailing time. He shall on the second weekend of each month return the children to the mother at 9:00 a.m., prevailing time, on Saturday. This schedule shall also be followed on any fifth weekend in any month. On the fourth weekend of each month, the father shall likewise have the right to take the children into his temporary custody on Friday at 4:00 p.m., prevailing time, and return them to the mother at 11 a.m., prevailing time. During those weeks when he does not have the children until school time or 9:00 a.m., prevailing time, on Tuesday, he shall have the children every Monday from 4:00 p.m., prevailing time. The first weekend under this paragraph is meant to be the first full weekend of each month which begins with a Friday in that particular month. The pick-up and drop-off of the children shall be at the mother's residence.

3. Holiday visitation shall take priority over other scheduled visitation. The parties are encouraged to agree to holiday visitation; however, in the event that they cannot, during odd-numbered years, beginning in 1989, the father shall have the children on New Year's Day, Memorial Day, and Labor Day. In those same odd-numbered years, the mother shall have the children on Easter and the 4th of July. The above holidays shall be reversed in even-numbered years. The children shall spend Thanksgiving Day each year in the mother's home until 3:00 p.m., prevailing time; thereafter, they shall spend the balance of Thanksgiving Day through the following Sunday at 7:00 p.m., in the father's home. With regard to
Christmas, on odd-numbered years, the children shall begin the school vacation allocated by the school the children are attending with the mother, and shall remain with her until 2:00 p.m., prevailing time, Christmas Day. They shall spend the rest of Christmas Day and until 6:00 p.m., prevailing time, December 28 with the father, at which time they shall return to the mother's home for the balance of the Christmas vacation. In even-numbered years, these time periods between mother and father shall be reversed.

4. With regard to the father's being late to pick-up the children, he shall notify the mother by telephone, preferably, or in some other manner within an hour and a half of the scheduled pick-up time or he will lose the entire block of time allocated for that particular visit.

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

6. Neither of the parents shall take the children into any environment which might be commonly thought of as detrimental to their development or the the development of their character or which would commonly thought of as dangerous to their physical persons. Additionally, no person of the opposite sex not related by blood or marriage to the parent having custody shall be an overnight guest at anytime at the home where the children are staying.

7. The parents are encouraged to discuss arrangements for physical custody of the children; and, if the parties mutually agree to an alternative arrangement to accommodate themselves or the children's schedules, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement.

Continued on page 599

1989

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

320.

Paul Allen

YETIVEMARIE WOOD

vs.

EVERETT WOOD

Filed Apr. 7, 1989
@ 9:33 a.m.

Tax & entry paid $50.50 ✓
Service Cost 28.75

PETITION FOR EMERGENCY RELIEF FROM ABUSE

6 copies (atty)

ORDER:
AND NOW, April 7, 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 14th dayof April 1989 at 9:00 a.m. in C. R. No. 1 or 2 ofthe Crawford CountyCourthouse, Meadville, Pa.

The Respondent, Everett Wood is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to Yetivemarie Wood or in any way threatening her, frightening her or harassing her.

The Respondent is excluded immediately and forthwith from contacting Yetivemarie Wood in any way until further order ofthe court. Specifically, Everett Wood shall not enter the grounds or premises of Greenville Regional Hospital, Gannon University, Villa Maria College or 446 West 6th St, Erie, pa.

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

BY THE COURT,
Robert L. Walker, J.

Apr. 10, 1989 Affidavit Of Service filed. Douglas J. Hagmann, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a competent adult and investigator for the James M. Tidd Company, a duly licensed and bonded private investigation agency in Pennsylvania.
2. That on information furnished to him, he caused a certified copy of the Complaint in Divorce and Protection From Abuse Petition and Order setting hearing in the above matter to be served upon Everett Wood, Defendant at 10:32 o'clock a.m., on April 8, 1989, at his residence, R.D.#3, Box 402 Conneaut Lake, Pennsylvania.
3. That costs incurred for this service were as follows:
   a.) Service $25.00
   b.) Mileage $ 3.75
   Total $28.75
4. Further Deponent Saith Not.

Douglas J. Hagmann

Apr. 14, 1989 Consent Agreement between the parties filed.

Apr. 14, 1989 Order filed. And now, april 14, 1989, it is hereby Ordered:

1. Husband shall not contact wife except by telephone at her place of employment and only in the event of an emergency regarding the children.
2. Husband shall not harass, annoy, alarm, threaten or injure wife and he shall not attmept to talk to her at any time or at any place except as described in paragraph 1 above.
3. Husband shall not enter the premises at Gannon University, Villa maria College or Greenville Regional Hospital.
4. Wife shall have the sole right to the use of the 1988 chrysler automobile titled in husband's name.
5. Husband shall have the sole right to the use of the 1987 Eagle automobile.
6. This Order shall remainin full force and effect for a period of one year.

By The Court:
Robert L. Walker, J

Apr. 14, 1989 Copies of order to Mary Ann Kirkpatrick and Paul Allen

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

321.

Paul E. Allen

Cusick, Madden, Joyce and McKay
Henry M. Ekker

YETIVEMARIE WOOD

vs.

EVERETT WOOD

Filed Apr.7, 1989
@ 10:22 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Service Cost	28.75 ✓
Pro Co Pd 4-25-89	45.00 ✓
Sheriff's Cost	40.60 ✓
Pro Co pd 8-8-91	9.00 ✓
State pd 8-8-91	10.00

9/19/89 Recd Master's fees of $400.00 from pltff.

8/21/91 Paid to Atty. Wm. B. Moore, Master $400.00 Check #6361

8/28/91 Recd from Pltff. $46.50

8/30/91 Paid to Wm. B. Moore Master Fee $46.50 Ck 6370

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 10, 1989 Affidavit Of Service filed. Douglas J. Hagmann, being duly sworn according to law, deposes and sets forth as follows:
1. That he is a competent adult and investigator for the James M. Tidd Company, a duly licensed and bonded private investigation agency in Pennsylvania.
2. That on information furnished to him he caused a certified copy of the Complaint in Divorce and Protection From Abuse Petition and Order setting hearing in the above matter to be served upon Everett Wood, Defendnat at 10:32 o'clock A.M., on April 8, 1989, at his residence, R.D.#3, Box 402 Conneaut Lake Pennsylvania.
3. That costs incurred for this service were as follows:

a.) Service	$25.00
b.) Mileage	3.75
Total	$28.75

4. Further Deponsent Saith Not. Douglas J. Hagmann

Apr. 24, 1989 Appearance of Allen & Hall by Paul E. Allen for Defendant filed.

Apr. 24, 1989 Defendant's Answer, New Matter and Counterclaim filed. (Alimony, Alimony Pendente Lite and Counsel Fees, Custody of Children and Child Support).

Apr. 24, 1989 Answer To Petition For Partial Custody and Visitation filed.

Apr. 24, 1989 Upon praecipe of Defendant Attorney Rule For Bill of Particulars issued.

Apr. 25, 1989 Service of the foreoing Rule is hereby accepted by Mary Ann Kirkpatrick.

Apr. 25, 1989 Bill of Particulars filed. (Plaintiff)

Apr. 26, 1989, Petition for Counseling Pursuant to Section 202 of the Divorce Code, and Order filed. ORDER: AND NOW April 26, 1989, upon presentation adn after due consideration of the foregoing Petition for Counseling urusuant to Rule 202 of the Divorce code, it is hereby ordered that the above proceedings be continued for a period of 30 days during which time the parties shall submit to three (3) Counseling sessions with Dr. Kathryn Anderson, a qualified professional, who shall return her report to this court certifying the attendance or non-attendance of the parties at the ordered sessions.

Per Curiam,
Robert L. Walker, J.

Hearing requested bv plaintiff denied.

Robert L. Walker, J.

Apr. 28, 1989, copies to Paul E. Allen and M. A. Kirkpatrick, Esqs.

June 23, 1989 Petition for Special Relief and Order filed. And Now, June 23, 1989, hearing on Plaintiff's Petition for Special Relief is scheduled for July 6, 1989, at 1:30 p.m. o'clock in Court Room 1 or2 of the Crawford County Courthouse in Meadville, Pennsylvania.

By The Court,
P R Thomas, J

June 27, 1989 Copies of order put in Mary Ann Kirkpatrick and Paul Allen's box.

July 12, 1989 Order filed. AND NOW, July 6, 1989, the petition for special relief is granted to the end that the Defendant is directed to allow a real estate appraiser and a personal property appraiser to enter the marital residence at Route 285, Greenwood Township for the purpose of evaluating and appraising the real estate and any personal property in or about the remises. The Defendant agrees the appraisers can come at 1:00 p.m. on July 20, 1989 and he will admit them and allows them to inspect the entire premises and contents thereof. In the event the appraisers are not available on that date, the Defendant agrees to allows said inspection and appraisal on July 27, 1989.

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

July 13, 1989 Copies of order put in Marry Ann Kirkpatrick and Paul Allen's box.

July 25, 1989, Income and Expense Statement of plaintiff filed.

Aug. 4, 1989, Affidavit of Consetn of plaintiff filed.

Aug. 4, 1989, Inventory and Appraisement of Yetivemarie Wood, filed.

Aug. 4, 1989, Motion for Appointment of a Master in Divorce, filed.
ORDER:
AND NOW, August 9, 1989, William B. Moore, Esq. is appointed Master in respect to the following claims: DISSOLUTION OF MARRIAGE,
ALIMONY
DISTRIBUTION OF PROPERTY,
COUNSEL FEES, COSTS, EXPENSES.
Deposit required: By Plaintiff $400.00 By Defendant $200.00
To be deposited within 30 days of this order.

PER CURIAM,
Robert L. Walker, Judge

Aug. 10, 1989, copies to M. Kirkpatrick, P. Allen and Wm. Moore.

AUG. 10, 1989, ORDER filed. AND NOW, Aug. 9, 1989 the court having appointed a master in this diovrce proceeding at the request fo the plaintiff, it is noted that the defendant has filed neither an Inventory and Appraisement, or Income and Expense Statement, both of which are required under the pleadings.

Continued on Page 555

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

322.

SPAULDING'S INC.

vs.

JOSEPH ROTUNDA, INDIVIDUALLY
AND d/b/a AL DENTE SPAGHETTI

Filed Apr. 7, 1989
@ 11:04 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	49.00
Pro Co Pd 6/8/89	9.00
Pro Co Pd 2/12/90	**5.00** ✓

COMPLAINT

2 copies (sheriff)

May 25, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Robert Merski, Deputy who being duly sworn according to law, deposes and says that on the 17th day of April, 1989, at 11:15 P.M., he served Complaint, filed at NO. 322 Term, 1989, Crawford County Pennsylvania, upon defendant Joseph Rotunda at 1162 East 26th Street, Erie County, Erie, Pennsylvania By making known the contents thereof to Joseph Rotunda and handing to and leaving with him the certified copy of the Complaint received from Crawford County.
So answers, Robert G. Merski, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Robert Merski, Deputy who being duly sworn according to law, deposes and says that on the 17th day of April, 1989, at 11:15 A.M., he served a Complaint, filed at No. 322 term, 1989, Crawford County Pennsylvania, upon defendant Al Dente Spaghett at 1162 East 26th Street, Erie County, Erie Pennsylvania By making known the contents thereof to Jospeh Rotunda and handing to and leaving with him the certified copy of the Complaint received from Crawford County,
So answers, Robert G. Merski, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED Joseph Rotunda by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: April 17, 1989.
SERVED Al Dente Spaghetti by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: April 17, 1989
So answers, Howard N. Stewart, Sheriff

And now, June 8, 1989, at 1:54 p.m., upon praecipe of plaintiff attorney, with certificate of service and default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer; in the sum of Five Hundred Seventeen and 39/000 Dollars, plus interest and costs of suit.

Judgment entered 6/8/89
R - 95
A - 181

Debt ------$517.39
JUDGMENT
James F. Simmons,
Prothonotary

June 14, 1989, notice of entry of judgment mailed to defendant.

EX/1989-68

Feb. 8, 1990, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.

1989

David R. Devine

323.

LORDS EMPLOYEES FEDERAL CREDIT UNION

vs.

TIMOTHY L. AND PATRICIA L. CAMPBELL, HUSBAND AND WIFE

Filed Apr. 7, 1989
@ 11:06 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's costs	31.20
Pro Co pd 5/15/89	9.00 ✓

ACTION OF MORTGAGE FORECLOSURE

5 copies (atty)

April 24, 1989 Sheriff's Return filed. SERVED Timothy L. Campbell personally by handing a copy of the Complaint in Mortgage Foreclosure to him on April 12, 1989 at 12:15 PM at his residence, RD #1, Hickernell Rd., Springboro, Crawford Co., PA.

SERVED Patricia L. Campbell on April 12, 1989 at 12:16 PM by handing copy of Complaint in Mortgage Foreclosure to her husband Timothy L. Campbell, at their residence, RD #1, Hickernell Rd., Springboro, Crawford Co. PA.

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

May 4, 1989 Notice of Entry of Judgment filed.

And Now, May 15, 1989 at 3:39 p.m. upon praecipe of plaintiffs attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Seventy Thousand One Hundred Twenty-three and 91/100 plus interest an dcost of suit.

C-162-132
judgment entered 5/15/89

Debt $70,123.91
Int. from Apr. 6, 1989
Judgment
James F. Simmons
Prothonotary

Ex 1989-73

Bernard Stuczynski
& Bonanti
John M. Bonanti

324.

S. M. FLICKINGER, INC.

vs.

THOMAS NESBITT AND KATHY NESBITT d/b/a NESBITT'S EXIT 35 RESTAURANT

Filed Apr. 7, 1989
@ 11:26 a.m.

Tax & entry Paid	$50.50 ✓
Sheriffs costs	33.00
Arb. paid 7/31/89	15.00 ✓
Pro Co Pd 9/22/89	5.00 ✓

COMPLAINT

1 copy (sheriff)
2 copies (atty)

Apr. 26, 1989, Sheriffs Return filed. SERVED Thomas Nesbitt personally on Apr. 14, 1989, at 1:50 p.m. at his place of employment, T & K Tire, R. d. #2, Cochranton, crawford County, Pa. 16314.

SERVED Kathy Nesbitt on Apr. 25, 1989 at 4:10 p.m. by serving her Authorized Agent, Thomas Nesbitt, as per his signed Acceptance of Service attached, at his place of employment, T & K Tire, R. D. #2, Cochranton, Crawford County, Pa.
So answers, Robert M. Stevens, dep. sheriff
Howard N. stewart, sheriff

July 28, 1989, upon praecipe of plaintiff attorneys, for appointment of Arbitrators, the following Arbitrators are appointed: William B. Moore, Esq. Chairman
David W. Pickens, Esq.
Harry F. White II, Esq.

Aug. 18, 1989, Arbitrators Take the Qualifying Oath.

Sept 21, 1989, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1989

325.

C. Barton Jones

PYMATUNING VILLAGE CLUB
ALLOTMENT, INC.

vs.

MAXWELL WHITLOCK

Filed Apr. 7, 1989
@ 1:32 p.m.

Tax & entry Paid	$50.25
Pro Co Pd 5-4-89	9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30-3-01

Apr. 7, 1989, Rule entered upon plaintiff to file complaint issued.

Apr. 12, 1989, Proof of Service filed.

AND NOW, May 4, 1989 @ 11:10 A.M., upon praecipe of Defendant's attorney judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint.

P-182

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

1989

William J. Gregg

326.

pro se ~~withdrew~~
~~Brian J. Lindsay~~

MICHAEL KOMAN

vs.

MICHAEL STROUD

Filed Apr. 7, 1989
@ 1:54 p.m.

Tax & entry Paid $50.25 /

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE - 30 -3-2

Apr. 7, 1989, Rule entered upon Plaintiff to file complaint Issued.

Apr. 11, 1989 Proof of Service filed.

Apr. 24, 1989 Complaint filed.

Oct. 19, 1989, Answer to Complaint filed.

Sept. 28, 1990 Motion to Withdraw and Order filed. AND NOW, this 28 day of Sept., 1990, after presentation and consideration of the attached verfication, Brian J. Lindsay, Esquire, attorney for defendant, is granted leave to withdrawl.

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

1 copy (atty)

1989

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

327.

TAMA HETRICK

vs.

DAVID HETRICK

Filed Apr. 10, 1989
@ 9:16 a.m.

Tax & entry	$50.50 ✓
Service Cost	35.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

3 copies (atty)

ORDER:

AND NOW, April 10, 1989, upon presentation and consideration of the within petition, a hearing thereon is scheduled for the 17 day of April 1989 at 11:00 a.m. in C. R. No. 1 or 2 of theCrawford CountyCourthouse, Meadville, Pa.

The respondent David Hetrick is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to wife and children, or in any way threatening them, frightening them, or harassing them.

The respondent David Hetrick is directed and prohibited from contacting his wife and children in any way until further order ofthis court.

The respondent is excluded immediately and forthwith from the residence located at R. D. #4, Box 912, Conneaut Lake, Pa. 16316 and from the residences occupied by Lance Malinowski and Shirley Malinowski.

Respondent is directed to return forthwith, allkeys of the residence to the officer serving this order.

Petitioner is permitted to proceed without the payment of costs, costs to be determined by the court after hearing.

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

BY THE COURT,
Robert J. Walker, J.

Apr. 19, 1989 Order filed. AND NOW, April 17, 1989, after hearing, the Court is satisfied by the preponderance of the evidence that the defendant committed abuses under the definition in the Act upon the wife and the children. The family is in a stressful situation because of the disability of the father and his limited activities and apparently his acquicscence in allowing his wife to handle the family finances up to this time.

The defendant is directed not to annoy, harass, assault or threaten his wife in any fashion and is strictly prohibited from physically abusing the minor children in any fashion. The husband shall not go to the residence except as hereafter noted for visitation for any purpose, and if there needs to be discussion between the parents regarding a change in visitation schedules, the Court recommends said discussions be held in front of another adult person and not a person-to-person confrontation between the mother and father.

The wife is granted tne exclusive custody of the marital residence, with the Court noting this is done with the consent of the husband. The father may call and talk with the children at their residence every day at 6:00 o'clock p.m. and carry out a reasonable length conversation. Neither parent shall make derrogatory remarks to the children at any time regarding the other parent.

Commencing with the weekend of May 5-7, 1989, the Father shall have the right to have the children in his exclusive custody every other weekend, with weekends defined as commencing at 6:00 p.m. Friday and terminating at 7:00 p.m. Sunday. It shall be the obligation of the father to pick up and deliver the children and for the first four weekend visits, the father mut be accompanied on said pickup and return by another adult person. After the first four weekend visits, said requirement shall be eliminated, but the father in picking up and returning the children may not go into the former marital residence and on all visits, shall make no derrogatory remarks to or about the mother during the pickup and return process.

There exists a joint savings account in the amount of approximately $7,000.00, which the husband withdrew and contends there is approximately a balance left of $5,000.00 in said account. At this time, the Court makes no ruling as to who is entitled to the balance in that joint account.

In view of the fact the plaintiff is unemployed at this time and has no cource of income other than the husband's disability and Social Security checks, the husband is directed to pay counsel fees in the amount of $300.00 and service and filing fees onthe abuse petition in the amount of $85.50, with said sums to be paid within ten (10) days of this date.

As near as the Court can calculate, the Workmen's Compensation and Social Security income approximates $1669.00 per month. ACCORDINGLY, the husband is directed to pay commencing the week of April 16, 1989 the sum of $135.00 per week, making a support payment of $45.00 for spousal support and $45.00 for each child until a further temporary or final order is entered in a Domestic Relations support action.

The plaintiff requests and the defendant agrees that he will not go to the homes of the plaintiff's mother or brother for any purpose.

In the event of injury, serious illness or hospitalization of either child, the other parent in spite of any conditions to the contrary shall immediately notify the other parent of the emergency situation and keep them updated on the status of said child.

This Order shall be ineffect for a period of one (1) year from this date unless sooner terminated by Court Order.

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

Apr. 19, 1989 Copies of order given to Mary Ann Kirkpatrick, Douglas Ferguson and County Control

Apr. 11, 1989 Affidavit Of Service Douglas J. Hagmann, being duly sworn according to law, deposes and sets as follows:

1. That he is a competent adult and investigator for Assured Investigations a duly licensed and bonded private investigation agency in Pennsylvania.

2. That on information furnished to him, he caused a certified copy of the Complaint in Divorce, Protection From Abuse Petition and Order setting hearing and Petition for exclusive Possession in the above matter to be served upon David Hetrick, Defendant at 4:38 o'clock, P.M., on April 10, 1989, at his residence, R.D.#4, Box 912, Conneaut Lake, Pennsylvania.

3. That costs incurred for this service were as follows: a).Service $35.00
Total $35.00

4. Further Deponent Saith Not.

Douglas J. Hagmann

1989

Kenneth B. Burkley

328.

EVELYN MILLER

vs.

MAE WIRTH AND BERNARD J. WIRTH, HER HUSBAND

Filed Apr. 10, 1989
@ 11:34 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	29.15
Pro Co. PD 11/28/89	5.00
Pro Co Pd 11/30/89	1.00

SUMMONS IN CIVIL ACTION

Issued (atty)

May 25, 1989 Sheriff's Return filed. SERVED Mae Wirth personally by handing a copy of Summons to her on May 8, 1989 at 12:19 PM at her residence, Maple Drive, Espyville, Crawford County, PA.
SERVED Bernard J. Wirth on May 8, 1989 at 12:20 PM by handing copy of Summons to Mae Wirth, his wife, at their residence, Maple Drive, Espyville, crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 28, 1989 Upon Praecipe of Plaintiff Attorney, this case marked settled and discontinued of record.

1989

Margaret Eglinton
Legal Services
s

329.

pro se

BETTY WHEELER

vs.

WILLIAM PANGERC

Filed Apr. 10, 1989
@ 12:15 p.m.

Indigent filing

APPEAL OF PLAINTIFF FROM JUDGMENT OF
WILLIAM D. CHISHOLM, DISTRICT JUSTICE

Apr. 10, 1989, Affidavit to Proceed In Forma Pauperis, praecipe to proceed in forma pauperis filed.

Apr. 10, 1989 Proof of Service filed.

Apr. 27, 1989, Complaint filed. 3 copies (atty)

May 1, 1989 Proof of Service filed. I hereby certify that a copy of the foregoing Complaint and Notice was served on defendant William Pangerc by Certified U.S. Mail, Restricted Delivery at R.D.#1, Saegertown, PA. 16433, on April 28, 1989, Attached is the signed receipt. Margaret M. Eglinton

May 10, 1989 Answer filed.

May 15, 1989 Affidavit filed. Defendant affirms that the plaintiff was served with the answer on May 11, 1989 by certified mail article number P063582944.
May 15, 1989 William J. Pangerc

Aug. 9, 1989 Upon praecipe of Plaintiff Attoreny the above matter is settled and discontinued of record.

1989

(withdrawn)
~~Theodore H. Watts~~
Culbertson, Weiss,
Schetroma & Schug
Mary AnnKirkpatrick

330.

Brian J. Lindsay

TAMA HETRICK

vs.

DAVID HETRICK

William Pineo, Mediator

Filed Apr. 10, 1989
@ 1:37 p.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Service Costs	35.00
Pro Co Pd 10/31/90	15.50 ✓
State Pd 10/31/90	5.00 ✓
Mediation Cost Pd 5-26-93	137.00 ✓
Pro Co Pd 5-26-93	9.00 ✓
State Pd 5-26-93	10.00 ✓
Pro Co Pd 9-7-93	5.00 ✓

3/1/91 Reed $68.50
From Defendant
Rec'd 4-1-91
$68.50
Vivian Stoltz

5-26-93
Received from
Plff 68.50
6-28-93 Pd CC Com.
Med Fee Chk # 7624 68.50

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 10, 1989, Petition for Exclusive Possession and Order filed. ORDER: AND NOW, April 10,1989, upon presentation of Plaintiff's Petition for Exclusive Possession, a hearing is scheduled on the matter for April 17, 1989 at 11 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse, Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Apr. 10, 1989, copy to M. Kirkpatrick

Apr. 11, 1989 Affidavit Of Service filed. Douglas J. Hagmann, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a competent adult and investigator for Assured Investigations a duly licensed and bonded private investigation agency in Pennsylvania.
2. That on information furnished tohim, he caused a certified copy ofthe Complaint in Divorce, Protection From Abuse Petition and Order setting hearing and Petition for Exclusive Possession inthe above matter to be served upon david Hetrick, defendant at 4:38 o'clock P.M.,on April 10, 1989, at his residence, R.D.#4 Box 912, Conneaut Lake, Pennsylvania.
3. That costs incurred for this service were as follows:

a.) Service	$35.00
b.) Mileage	----
Total	$35.00

4. Further Deponent saith Not. Douglas J. Hagmann

June 30, 1989 Petition for Alimony Pendente LIte, Reasonable Counsel Fees, Costs and Expenses and Order filed. And now, June 30, 1989 hearing on Plaintiff's Petition for Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses is scheduled for August 14, 1989 at 2 P.M. o'clock in Court Room No. 1 or 2 of the Crawford County Court House in Meadville Pennsylvania.

BY THE COURT,
P. Richard Thomas, J

July 5, 1989 Copy of order put in Mary Ann Kirkpatrick's box.

Aug. 15, 1989 Order filed. AND NOW, August 14, 1989, the above-captioned cases, by agreement ofthe parties, are continued generally, to be rescheduled on motion of any party in interest.

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

Oct. 26, 1990 Petition for Child Custody and ORDER filed. And Now, Oct. 26, 1990, Plaintiff's Petition for Child Custody is referred to William Pineo, child custody mediator for further order.

By the Court:
Gordon R. Miller, J.

Oct. 26, 1990 Copy of Order to Attys. Mary Ann Kirkpatrick and William Pineo.

Nov. 21, 1990 MOtion to Schedule Hearing on Alimony Pendente LIte, Reasonable Counsel Fees, Costs and Expenses and Order filed. ORDER: AND NOW, November 21, 1990, the hearing on Alimony Pendente Lite, etc., is scheduled for Nov. 29, 1990, at 11:00 o'clock a.m. in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

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

Nov. 27, 1990 Copies of order to Mary Ann Kirkpatrick and William Pineo, attys.

Nov 28, 1990 Motion to Reschedule Hearing on Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses and Order filed: AND NOW, November 28, 1990, the matters scheduled for hearing on November 29, 1990, are rescheduled for Dec. 4, 1990, at 10:00 o'clock in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

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

Nov 29, 1990 Copies of order put in Atty. Kirkpatrick's box.

Jan. 11, 1990 Appearance of Brian J. Lindsay for Defendant filed.

Jan 21, 1991 Order filed: AND NOW, January 4, 1991, the request for Alimony Pendente Lite on behalf of the Plaintiff is denied by reason of the fact that there is an order for spousal support existing in the Domestic Relations Division.

The husband shall pay by way of counsel fees, costs and expenses for the wife's such fees, costs and expenses the sum of $500.00; $100.00 of which shall be paid on or before January 31, 1991, $200.00 thereof to paid on before February 28, 1991 and the balance to be paid on or before March 31, 1991.

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

Jan 21, 1991 Copies of order put in Attys. Kirkpatrick, Ferguson and Lindsay's boxes.

Continued on the next Page

if these costs are not covered. If the parties cannot afford the services of dr. Anderson, they shall make reasonable arrangements through the Community Mental Health Services.

14. Either party may request a review of this Order during the month of May, 1991 to see if any changes ought to be made based on any change in the situation of the parties and the completion of the counseling.

15. Costs anf ees of this Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

16. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof If noether party so moves, this Order shall be considered permanent.

BY THE COURT,
Gordon R. Miller

Feb. 5, 1991 Copies of order put in William Pineo, Mary Ann Kirkpatrick and Brian Lindsay's and copies mailed to plaintiff and defendant

Record Continued on Page 330B.....

Tama Hetrick

vs.

David Hetrick

Record continued from page 330

of record

A.D. 1989 - 330

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Jan. 31, 1991 Temporary Order filed. AND NOW, this 29 day of January, 1991, after Mediation in the above referenced matter and upon the recommendations ofthe Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children is hereby awarded to their father, the defendant

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. The father is specifically directed to photocopy report cards and send them to the mother by mail and to specifically advise her of the identity of the children's physicians so that she may contact them independently. These provisions in no way relieve either par ty of the duty to share information. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The motehr shall have temporary physical custody and visitation withthe subject minor children on alternate weekends from Friday at 5:00 p.m. through Sunday at 11:00 a.m., beginning with the weekend of January 18.

The mother shall have the right of visitation and temporary physical custody each summer during the month of July. During that time, the father shall have the visitation for one weekend from Friday at 5:00 p.m. through Sunday at 9:00 p.m. and shall have the right to telephone the children once per week, each Monday at 7:00 p.m., for a period of one-half (1/2) hour. The father shall notify the mother two weeks in advance of the weekend he wishes to select.

b. The mother shall also have the right to telephone the children on Monday and Wednesday evening at 7:00 p.m for a period of one-ahfl (1/2) hour each. The father shal lhave the children ready to receive the calls and shall not monitor them.

4. Holiday visitation shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows:

There shall be two holiday visitation periods, the first beginning on Christmas Eve at 7:00 p.m. and ending Christmas Day at noon and the second beginning Christmas Day at noon and ending Christmas Day at 9:00 p.m. The mother shall have the first visitation period for Christmas 1991 and the parties shall thereafter alternate the two Christmas Day visitation periods. In addition, the mother shall have the right of visitation with the children during their Christmas vacation from school each year from Christmas Day at 9:00 p.m. through December 27 at 9:00 p.m.

b. Thanksgiving holiday visitation shall be arranged as follows:

There shall be two Thanksgiving holiday visitation periods, the first beginning at 7:00 p.m. on the Wednesday preceding Thanksgiving and ending Thanksgiving Day at 2:00 p.m. and the second beginning Thanksgiving Day at 2:00 p.m. and ending at 5:00 p.m. of the friday following Thanksgiving. For Thanksgiving, 1991, the children shall spend the first period with the father and the second with their mother and the parties shall thereafter laternate the periods.

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

e. The mother shall have the right of visitation with both children on the Saturday following the birthday of each from 9:00 a.m. to 9:00 p.m.

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

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

6. The parties shall split resonsibility for transportation witht he party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Either party shall have the right to designate another person to pick up the children, providing that party has a valid driver's license with no violations of the vehicle code during the two years proceding the date when he or she is to pick up the children.

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

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

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

11. The mother is not to expose the children to the company of persons of the opposite sex to whom she is not related by blood or marriage between the hours of 9:00 p.m. and 9:00 a.m., nor is either party to expose the children to displays of remantic affection between he or she and members of the opposite sex.

12. Parties are not to spy on or harass each other or interrogate the children about the events in the other's household. Parties shall take care that any contacts necessitated by this order are confined to the necessity of communications regarding this order.

13. The parties shall arrange for counseling for themselves and for the chidlren to help them cope with their status as separated parents and to help the children cope with the situation which they find themselves. The parties have noted for the mediator that they have selected AKathryn Anderson, PhD., for this purpose and the Court concurs that this is an excellent choice. However, the parties are free to choose any reputable counselor. Counselor is authorized and directed to discuss this case with the mediator at the mediator's request. The parties shall make arrangements to pay the cost of counseling. The father shall find out whether or not the counseling can be covered by his medical insurance and shall notify the mediator and the mother, through his attorney,

Record Continued on Page 330B.....

330
B

1989

Tama Hetrick

VS.

David Hetrick

Record Continued from Page 330 A

OF

AD 1989 - 330

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April 12, 1991 Petition For Special Relief and Rule To Show Cause filed. AND NOW, this 12th day of April, 1991, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cause, if any she has, why she should not be held in contempt and shy the prayer of the Petitioner should not be granted.

RULE RETURNABLE on the 23rd day of April, 1991, in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. at 3:00 o'clock P.M.

By The Court:
Gordon R. Miller, J.

April 12, 1991 Two copies given to Atty. Brian Lindsay. One copy to Atty. Mary Ann Kirkpatrick, 4-17-91.

Apr. 19, 1991 Motion for Leave to Withdraw and Order filed. And Now, April 19, 1991 Motion is allowed.

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

Apr. 26, 1991 Copies of order put in Brian Linday and Mary Ann Kirkpatrick

Apr 26, 1991 Order filed: AND NOW, April 23, 1991, the matter is before the Court on a rule to show cause why the visitation rights of the mother in the custody Order should not be limited. The witness is heard and seeminly testifies to the drug abuse by the mother and her boy friend. Additionally, the Court is reliably advised that this same date mother and boy friend waived preliminary hearing on drug charges filed against one or both of them. Additionally, it is contended that the provisions of Paragraph 11 are being violated by the mother being in the company of her boy friend and exposing the childred to the boy friend between the prohibited hours of 9:00 p.m. and 9:00 a.m.

It appears notice of this hearing was served upon counsel for the mother and she had notice of the hearing. Counsel for the mother has either withdrawn her appearance or fails to appear and apparently advises the Court Administrator she is no longer involved in the case. A witness testifying before the Court said she talked this date with the mother and mother was aware of the hearing and had no intention of appearing.

Accordingly, any visitation rights or temporary custody rights accorded the mother by the prior temporary order entered January 29, 1991 as it relates to the parties' two (2) minor children are recinded. The mother shall have no visitation rights or custody rights in said children.

This Order is made without prejudice to the right of the mother to petition the court for a hearing to re-establish her partial custody and visitation rights. Upon petition a hearing date will be set and the mother is advised the Court expects her to appear in furtherance of a petition.

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

May 1, 1991 copies of order to Brian Lindsay and Plaintiff.

July 17, 1992 AFFIDAVIT OF CONSENT OF DEFENDANT, filed.

May 11, 1993 Transcript of Proceedings taken at time of Hearing filed.

May 25, 1993, Plaintiff's Affidavit of Consent filed.

May 25, 1993, UPon praecipe of plaintiff attorney, for Review, the above case is moved to court.

DIVORCE DECREE FILED

June 3, 1993 STIPULATION and CONSENT DECREE filed. AND NOW, this 2nd day of June, 1993, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

1. Divorce

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

2. Equitable Property Determination and Distribution

The real and personal property of the parties has already been distributed. The real property was disposed of prior to final separation when it was sold by the parties and nothing remains to be distributed from the proceeds of that sale. The personal property was then sold and the proceeds from said sale were distributed to creditors.

The only remaining item of personal property is the compenatory income payable to defendant, that was generated from a workmen's compensation claim filed by defendant, who is disabled, and that compensatory income and all entitlements arising from that claim shall become the sole and exclusive possession of defendant.

Any and all liabilities incurred by either party from the date of separation of the parties, on or about Jan. 27, 1990, shall be the responsiblity of each of the parties and each shall indemnify and hold the other party harmelss with regard to such liabilities.

3. Alimony Pendente Lite, Reasonable Counsel Fees, Cost and Expenses

4. Custody

The issue of custody has been resolved through mediation.

BY THE COURT:
Gordon R. Miller, J.

Sept 7, 1993 Notice of Election to Resume Prior Surname filed. (To be Known as Tama Lee Malinowski).

Nov. 6, 1995, Upon praecipe of Theodore Watts, attorney for plaintiff, appearance withdrawn.

pro se

331.

NORMA J. PORT

vs.

DONALD J. FRANCIS

Filed Apr. 10, 1989
@ 4:27 p.m.

Indigent filing
Sheriff's costs 29.30

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
2 copies (plaintiff)

TEMPORARY ABUSE ORDER:

And now, this 10 day of April 1989, upon review of the petition of the plaintiff, the court enteres 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. not to go to residence of Pl. except to remove clothes accompanied by police.

3. This order may be enforced without a warrant of arrest by any law enforcement officer havng 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 CountyControl.

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 court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an ORDER OF COURT and a 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.

9. Hearing is hereby set for April 14, 1989 at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford County courthouse.

The defendant is advised he may retan an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Apr. 13, 1989 Sheriff's Return filed. SERVED Donald J. Francis personally by handing copy of the Protection From Abuse, Order and Petition to him on April 12, 1989 at 2:40 PM at his residence, R.D.#4, Box 109, Titusville, Crawford County, PA.
So answers,

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

Apr. 17, 1989 Notice filed. I, Norma J. Port, being the petitioner under a protection from abuse act petition, docketed at A.D. 1989 - 331, hereby wish to discontinue the hearing scheduled for April 14, 1989 at 9:30 A.M.

Norma J. Port

Balzarini, Carey & Watson
David J. Watson

332.

Jorden and White
William T. Jorden

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis J. Klemensic

JOANN TATTERS, ADMINISTRATRIX OF THE ESTATE OF RICHARD G. WILLIAMS, DECEASED

vs.

JILL BAILEY JORDEN

Filed Apr. 11, 1989
@ 11:01 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's costs	19.00
Pro co Pd 10/4/91	6.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

April 25, 1989 Sheriff's Return filed. SERVED Jill Bailey Jorden personally by handing copy of Complaint to her on April 14, 1989 at 2:45 PM at her residence, 386 Hamilton Ave., Meadville, Crawford Co., PA.
So answers,

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

June 7, 1989, Notice of Intention to File Praecipe for Default Judgment filed.

June 7, 1989, Preliminary Objections filed. 1 copy (atty)

June 9, 1989 Answer filed.

June 29, 1989 Amended Complaint in Civil Action filed.

July 31, 1989 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Francis J. Klemensic for Defendant filed.

August 9, 1989 Notice of Serving Interrogatories filed.

Aug. 16, 1989 Answer And New Matter To Amended Complaint filed.

Aug. 16, 1989 Notice of Service of Interrogatories filed.

Aug. 16, 1989 Request for Production and Inspection of Documents filed.

Oct. 20, 1989 Plaintiff's Reply To Defendant's New Matter To Plaintiff's Amended Complaint filed.

Oct. 20, 1989, Notice of Service of Interrogatories, filed.

Nov. 29, 1989, Motion to Compel and Order filed. ORDER: AND NOW, TO-wit, this 29 day of Nov. 1989, upon consideration of the defendant's Motion to Compel it is hereby ORDERED, ADJUDGED AND DECREED that said Motion is granted and plaintiff is required to answer the outstanding Interrogatories within twnety (20) days or the court will consider other appropriate sanctions to be entered against plaintiff.

P. Richard Thomas, J.

Nov. 29, 1989, copies of order to Attys. D. Watson, Wm. Jorden and F. Klemensic.

Nov. 30, 1989 Notice Of Service of Interrogatories filed.

Nov. 30, 1989 Request For Production and Inspection of Documents filed.

June 29, 1990 Notice of Deposition of Jill Bailey Jorden filed.

Feb. 26, 1991 Certificate Of Readiness For Trial filed.

On April 1991 - Trial List

Apr. 3, 1991 Motion to Consolidate and to Continue Trial and order filed.
ORDER OF COURT: AND NOW, to-wit this 3 day of April 1991 upon consideration of the foregoing Motion to Consolidate and to continue Trial, it is hereby ORDERED, ADJUDGED AND DECREED that said Motion is granted and the actions at No. 332 of 1989 and nO. 669 of 1989 are hereby consolidated for discovery and trial. It is further Ordered that the action filed at 332 of 1989, Tatters Estate vs. Jorden presently listed for trial in April 1991 is hereby continued from the April Trial LIst. Plaintiff shall answer the interrogatories propounded by Vernon Central Hose Co. within 20 days. BY THE COURT,
Apr. 9, 1991 copies to D. Watson, W. Jorden andF. Klemensic.

Apr. 3, 1991, Notice of Service of Requests for Admissions on behalf of defendant filed.

Apr. 19, 1991 Request For Admissions On Behalf Of Defendant filed.

On October 1991 Trial List

Oct. 4, 1991, upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

Jan. 3, 1991 Petition For Leave To Settle and Discontinue Wrongful Death and Survival Action and Order filed. AND NOW, to-wit, this 3rd day of January, 1992 upon consideration of the foregoing Petition, it is hereby ORDERED that settlement of the within action for the gross sum of TWO THOUSAND FIVE HUNDRED ($2,500.00)DOLLARS be and is hereby approved, counsel fees are allowed, and disribution is ORDERED as follows:

TO: JOANNE TATTERS, surviving daughter of Richard G. Williams, deceased; paid under the Wrongful Death Act and not under the Survival Act	$666.67
TO: TRACY WILLIAMS, surviving daughter of Richard G. Williams, deceased; paid under the Wrongful Death Act and not under the Survival Act.	666.67
TO: RICHARD WILLIAMS, surviving son of Richard G. Williams, deceased; paid under the Wrongful Death Act and not under the Survival Act	666.66
TO: BALZARINI, CAREY & WATSON counsel fee	500.00
TOTAL	$2500.00

BY THE COURT,
Gordon R. Miller, J

Jan. 9, 1991 Copies of order to Atty's Watson, Jorden and Klemensic

Halliday & Halliday PC
Michael Halliday

333.

WILBUR ATKIN

vs.

JOHN WALSH, a/k/a JESS WALSH, a/k/a J.E. WALSH, MIRIAM WALSH, a/k/a MARION WALSH, THEIR HEIRS, EXECUTORS, ADMINISTRATORS, AND ALL OTHER PARTIES IN INTEREST

Filed Apr. 11, 1989
@ 11:31 a.m.

Tax & entry Paid $50.50
Pro Co pd 8/30/89 9.00

COMPLAINT IN QUIET TITLE

Apr. 18, 1989 Motion for Publication, Affidavit That Defendants' Whereabouts are Unknown, and Order of Publication filed. ORDER OF PUBLICATION:

AND NOW, this 17 dayof Ap ril 1989, upon consideration of the within Motion, the plaintiff is granted leave to make service of the Complaint upon the defendants, namely, John Walsh, a/k/a Jess Walsh, a/k/a J. E. Walsh, deceased, his heirs, executors, administrators and assigns; and Miriam Walsh, a/k/a Marion Walsh, here heirs, executors, administrators assigns and all other parties in interest, by publicaton once in the Crawford County Law Journal and once in the Meadville Tribune a newspaper of general circulation in the County of Crawford.

BY THE COURT,
P. Richard Thomas, J.

Apr. 18, 1989, copy of order to Atty. Halliday.

June 27, 1989 Motion for Entry of Judgment filed.

June 27, 1989 Order filed: AND NOW, to-wit, this 27th day of June, 1989, upon consideration of the within Motion, IT IS HEREBY ORDERED AND DECREED that John Walsh, a/k/a Jess Walsh, a/k/a J. E. Walsh, Miriam Walsh, a/k/a Marion Walsh, their heirs, executors, administrators, assigns and all other parties in interest, Defendants, are forever barred from asserting any right, title or interest in the land set forth in the within Motion which may be inconsistent with the Plaintiff's claim as set forth in his Complaint, unless Defendants institute an action in ejectment against the Plaintiff within thirty (30) days of thedate of service of this decree; that service of this decree be made by publication one time in the Meadville Tribune, a newspaper of general circulation in Crawford County, and the Crawford County Legal Journal, the official legal journal of Crawford County, Pennsylvania; and in the event that Defendants fail to institute an action of ejectment within thirty (30) days of the date of service of this decree by publication, that the Prothonotary of Crawford County, Pennsylvania, by praecipe accompanied by proofs of publication as heretofore set forth, be and he is hereby directed to enter judgment against the said John Walsh, a/k/a Jess Walsh, a/k/a J. E. walsh, Miriam Walsh, a/k/a Marion Walsh, their heirs, executors, administrators, assigns and all other parties in interest, Defendants, and to record said judgment in the Judgment Index of Crawford County, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J.

June 29, 1989 Copy mailed to Atty Halliday.

And now, Aug. 30, 1989 at 4:16 p.m., upon parecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

W-91-91-91-239-239

FINAL JUDGMENT
James F. Simmons
Prothonotary

1989

William J. Gregg 334.	THE ESTATE OF EMMY PAPPAIOANOU a/k/a EMMY PAPPAS vs. MARY KUHN Filed Apr. 11, 1989 @ 1:12 p.m. Tax & entry Paid $50.50 ✓ Pro Co Pd 9/18/90 5.00 ✓	COMPLAINT IN CONFESSION OF JUDGMENT FOR AMICABLE EJECTMENT 1 copy (atty) And Now, Apr. 11, 1989, at 1:12 p.m., pursuant to the authority contained in the Warrant of Attorney, I appear for the defendant and confess Judgment in Ejectment in favor ofthe plaintiff and against the defendant for possession of the real property described as follows: ALL that certain pieces or parcels of land situate in the Borough of Cambridge Springs, County of Crawford, and State of Pennsylvania, recorded in Deed Book 3, page 125. The land and premises above having a two-family frame dwelling house and garage thereon, and being now commonly known as No. 425 Spring Street. (for more complete description, see paper filed) Judgment entered - 4/11/89 K - 113 JUDGMENT IN EJECTMENT James F. Simmons, Prothonotary Sept 18, 1990, Upon praecipe of plaintiff attorney, the above captioned matter is hereby settled and discontinued of record.

1989

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

335.

CARMACO, INC., AND
J. DOUGLAS PETERS

vs.

RICHARD A. SAGER

Filed Apr. 11, 1989
@ 3:19 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	22.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

April 25, 1989 Sheriff's Return filed. SERVED Richard A. Sager personally on April 14, 1989 at 10:55 AM by handing copy of Summons to him at corner of Chancery Lane and Clinton Court, Meadville, Crawford County, PA.
So answers,

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

1989

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian

336.

ROBIN L. MACPHERSON

vs.

ROBERT G. MACPHERSON

Filed Apr. 12, 1989
@ 8:59 a.m.

Indigent filing

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE
EQUITABLE DISTRIBUTION, AND CUSTODY

1 copy (atty)

Apr. 12, 1989, Petition for Leave to Proceed IN Forma Pauperis and Order filed. ORDER: AND NOW, this 12 day of April, 1989, the plaintiff is granted leave to proceed in the above captioned divorce action in forma pauperis.
BY THE COURT,
P. Richard Thomas, J.

Apr. 13, 1989, Acceptance of Service of Complaint in Divorce filed. And Now, this 13 day of April 1989, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy of the complaint in divorce.
Robert G. MacPherson, Dft.

May 2, 1989 Upon praecipe of Plaintiff Attorney the abaove captioned matter is marked settled and discontinued of record.

1989

Theodore H. Watts

337.

James Bukac

HOMER WOOD PRODUCTS

vs.

DAVID CARSON d/b/a
RIVERVIEW SASH & DOOR

Filed Apr. 12, 1989
@ 2:01 p.m.

Tax & entry Paid $50.25 ✓
Pro Co pd 7/7/89 9.00 ✓
Exemplification pd. 7/8/89- 10.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF RONALD A. COLE, SR., MAGISTERIAL DISTRICT 30-3-06

Apr. 12, 1989, Rule Entered Upon Plaintiff to File Complaint Issued.

Apr. 17, 1989 Proof of Service filed.

May 3, 1989 Complaint filed (3 copies-atty.)

June 12, 1989, Affidavit of Service filed. Theodore H. Watts, Esq. being duly sworn according to law, deposes and says that he is the atty. for plaintiff in above matter, and that he served a cert. copy of the complaint find on the defendant by sending said cert. copy of complaint to defendant's atty. James Bukac, at his address at 1340 Elk St, Franklin, Pa. on May 4, 1989 and that said complaint was received by him on May 5, 1989 as evidenced by the ret. rec. card and rec. for cert. mail attached.
Theodore H. watts, ESq.

AND NOW, July 7, 1989 at 3:31 p.m. judgment is hereby entered in favor of the plaintiff and against the defendant, with copy of notice attached and proof of attempted served also attached.
C-44; R-184
judgment entered 7/7/89

Judgment
James F. Simmons
Prothonotary

And Now, August 7, 1989, upon an amended praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of One Thousand One Hundred Twenty seven and 50/100 Dollars, plus interest and costs of suit.
C - 44
R - 184
Judgment entered 8/7/89

Debt ---- $1,127.50
JUDGMENT
James F. Simmons,
Prothonotary

Aug. 7, 1989 Notice of entry of judgment mailed to dft. atty.

Bruce A. Barrett

338.

Fuller, Kinnunen
Petruso & Gamble
Ann Hansen Gamble

ROBERT A. STEPHENS

vs.

JULIENNE D. STEPHENS

Filed Apr. 12, 1989
@ 2:20 p.m.

Tax & entry 4/14/89 $50.50 ✓
Wm. Pineo, Mediator 137.00
Sheriff's costs 29.30
Pro & Pd 3/26/90 9.00 ✓
Mediation Cost 137.00
9.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Julienne D. Stephens, Dft., have been sued in court to obtain custody ofthe children, Tiffany Jo Stephens and Cynthia D. Stephens.

You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

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

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

Crawford County Bar Assoc. Ser. tothe Pub. Comm.
c/o Prothonotary, Crawford CountyCourthouse, Meadville, Pa. 16335.
Phone 814 724-4636

BY THE COURT,
P. Richard Thomas, J.

Apr. 19, 1989, Appearance of Fuller, Kinnunen, Petruso and Gamble, by Ann Hansen Gamble, attorneys for defendant, filed.

April 20, 1989 Motion to Withdraw as Custody Mediator and ORDER filed. AND NOW, April 20, 1989, after consideration of the within Motion, IT IS HEREBY ORDERED AND DECREED THAT John Fuller, Esq. is hereby withdrawn as Custody Mediator in this matter and William Pineo, Esq. is appointed in his place.

P. Richard Thomas, Judge

April 25, 1989 Copy of Order to Attys. Bruce Barrett, Ann Hansen Gamble, Wm. Pineo and John Fuller.

April 25, 1989 Sheriff's Return filed. SERVED Julienne D. Stephens personally on April 17, 1989 at 3:40 PM by handing a copy of the Court Order and Complaint for Custody to her at her residence, 236 Brook St., Titusville, Crawford Co. Pa.
So answers,

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

May 31, 1989 Temporary Order filed: AND NOW, this 31st day of May, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of their children, Tiffany and Cynthia. Because this is a joint custody arrangement, each party shall disclose to the other all information which he or she may have respecting the children's health, education, and the major events in their lives. Health care and school personnel are hereby authorized to release to either party any confidentioal information which they may have except that which the children have legally requested be kept confidential from anyone.

2. The present arrangement respecting custody and visitation periods set out in paragraphs 2 and 3 of the Agreement made by the parties dated July 12, 1987, shall continue untilt he opening of the school sessions for the children for the fall of 1989, except that the father's periods of visitation and temporary physical custody from Saturday at 5:00 p.m. through Tuesday at 7:00 p.m. each week.

3. One week previous to the opening of the children's school session, the arrangement of the preceding paragraph shall cease and instead, the father shall have visitation for the first two weekends out of every three from Friday at 6:00 P.M. through Sunday at 6:00 p.m.

4. Each summer, the father shall have the right to designate up to two periods of time totaling not more than six weeks, during which he shall have primary physical custody of said children. He shall notify the mother one month in advance of the periods he wishes to select. During the summertime visitation periods, the mother shall have the right of visitation with her children for the first two weekends out of every three from Friday at 6:00 p.m. through Sunday at 6:00 p.m.

5. Holidays shall be defined as Easter, Independence Day, Labor Day, Thanksgiving and Christmas. There shall be two visitation periods for each holiday, the first beginning at 5:00 P.M. and ending at 8:00 p.m. for the evening preceding the holiday, and the second beginning at 8:00 a.m. until 7:00 p.m. of the holiday itself. For Independence Day, 1989, the father shall have the children on the evening preceding the holiday, and the mother shall have the children for Independence Day itself, and the parties thereafter alternate the visitation periods so that the parent having the children for the evening of a holiday shall have them for the daytine visit for the next holiday. Holiday visitations shall take precedence over any other custody and visitations periods as set forth in this Order.

6. 6. Neither party shall remove the children from the Commonwealth of Pennsylvania for a period greater than 24 hours without the written consent of the other parent .

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

8. Costs and fees of this Mediation, which are fixed at $137.00, are divided in half. The Mediator notes for the Court that the mother is receiving public assistance and therefore, her share is assessed to Crawford County. The father's share is assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
Robert L. Walker, J.

June 5, 1989 Copies of order put in Attys. Barrett and Pineo's box and copy mailed to Atty. Gamble, and Plaintiff.

July 3, 1989 Motion For Hearing De Novo and Order filed. 6/30/89 Referred back to Custody Mediator Pineo for hearing & clarification. P. Richard Thomas J.
July 3, 1989 copy put in Atty. Pineo & Barrett's box and copy mailed to Atty. Gamble

3/26/90 Rec'd $68.50 ✓ From Plaintiff

Rec'd 3-1-90
$68.50
Vivian Stoltz

10/19/90 Rec'd ✓
$68.50 from Dft.

Rec'd 11-2-90
$68.50
Vivian Stoltz

Continued on page 338A....

1989

ROBERT A. STEPHENS

vs.

JULIENNE D. STEPHENS, now by marriage Julienne D. Titus

Record continued from page 338

of record

A.D. 1989 - 338

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July 9, 1990 Petition For Emergency Modification filed.

July 13, 1990 Order filed. AND NOW, July 9, 1990, at the time scheduled for an abuse hearing, upon review of the allegations in the Abuse Petition and upon apparent admission by the petitioner, there is no basis to resolve the issue that concerns Julie Titus through an abuse proceeding. ACCOR DINGLY, the peittion is DISMISSED and the plaintiff is directed to pay the costs in this case in the amount of $76.50 within fifteen (15) days of bieng billed therefor by the Prothonotary.

It appears the real thrust of the Abuse Petition and amplified in a Petition for Emergency MOdification of a previous custody Orde,r which was filed this date at the time set for the Abuse Order, is an allegation that th eminor children, aged four and six, are terrorized of bieng in the custody of their father. Julie Titus brings to court several witnesses who, if called upon would apparently testify to the upset condition of the children before and after visits with the father. HOWEVER, the Court lacks the itme to take detailed testimony on this issue and to take said testimony would be unfair to the father as he would have little or no notice of the allegations and would lack the time to present or father contrary testimony.

ACCORDINGLY, this matter is referred back to Custody Mediator William Pineo, with directions to hold a further conference, and if be believes psychiatric or psychological evaluation of the children is appropriate, he may order the same and divide the costs thereof between the parties as he deems appropirate.

In the event the parties reach an amicable agreement after mediation, the Custody Mediator may reduce the same to writing for signature by the Court. If the parties cannot reach an amicable agreement of custody, the Custody Mediator will enter such Temporary Order as be belives appropriate and forward the smae to the Court, and upon signing the same, either pa rty may take exceptions thereto and a full hearing will be scheduled before the Court.

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

July 16, 1990 Copies of order put in R. Charles Thomas, William PIneo and County Control's box and copy mailed to Plaintiff and AnnHansen Gamble.

Aug. 31, 1990 Temporary Order filed. AND NOW, this 29 day of August, 1990, after Mediaton 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 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 authoried to release to either pa rty any and all confidential information which they may have regarding the subject minor children.

3a. The mother shall have primary physical cusotdy of the subject minor children during the school year, and the father shall have primary physical custody for two periods of time totaling not more than six (6) weeks. He shall notify the motehr one (1) month in advance of the summertime periods he wishes to select. The party not having primary physical custody shall have visitation for the first two(2) weekends out of every three from Friday at 7:00 p.m. through Sunday at 7:00 p.m., beginning with the weekend next following the change in physical custody.

b. The subject minor children shallhave the right to telephone th eparent not having physical custody at reasonable times and for reasonable lenghts of time and such conversatons will not be unreasonably monitored by the parent having physical custody.

4a. Holidays are defined as Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas and New Year's Day. There shall be two (2) visitation periods for each holiday, the first beginning at noon and ending at 8:00 p.m. of the evening preceding the holiday, and the s econd beginning at 8:00 a.m. until 7:00 p.m. of the holiday itself. For Labor Day 1990, the father shallhave the children on the evening preceding the holiday, and the mother shallhave the children for Labor day itself, and the parties shallthereafter alternate the visitation periods so that the parent having the children for the evening of the holiday shallhave them for the day time visit on the next holiday. Holiday vistiation shall take precedence over any other custody and visitation periods as set out in this order.

b. The children shall spend FAther's Day with their father from 9:00 a.m. to 7:00 p.m., and Mother's Day with their mother, during the same hours.

c. The provisions of this paragraph shalltake precedence over th eother provisions of this order relating to the custodial or visitaiton periods.

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

6. The parites shall split resonsibility for transportation with the par ty receiving the children in th exercise of his or her rights picking up the children at the home ofthe otehr.

7. The parites are to arrange for counseling for themselves and their spouse spouses with available Mental Health Counseling Service in their community, with a view toward helpting them adjust to their status of separated parents and helping the stepparents adjust to their status of stepparents of children whose natural parents survive. The counselor and the mediator shallhave the righ tto share any and all information, which they may have regarding the subject minor children and the families involved.

8. Each party shall teach said children to give to the other party that love and respect which is due a parent form 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 chidlren. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing chidlren. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or inthe bedroon of the children.

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

Continued on page 338 B

338 B

1989

Robert Stephens

vs.

Julienne Titus

record continued from page 338 a

of record

A.D. 1989 - 338

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

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

13. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each being assessed to him or her as costs inthis case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
Gordon R. Miller, J

Sept. 7, 1990 Copies of order put in William Pineo and R. Charles Thomas' box and copies mailed to Ann Gamble, plaintiff and defendant.

Sept 24, 1990 Motion for Hearing De Novo and Order filed: AND NOW, this 24 day of Sept., 1990, hearing on Defendant's Motion for Hearing De Novo is now set for the 16th day of Oct., 1990, in the Crawford County Courthouse, Meadville, Pennsylvania, courtroom 1 or 2 at 9:00 o'clock a.m.

Imogene Yetman, Ct. Adm.

Sept 25, 1990 Copies of order put in Attys Pineo and Thomas' boxes and copy mailed to Atty. Gamble.

Oct. 18, 1990 Order filed. AND NOW, October 17, 1990, the Temporary Order previously made is not going to be modified and is continued.

BY ORDER OF THE COURT,
William E. Pfadt, S.J.

Oct. 19, 1990 Copy of order put in R. Charles Thomas' box and copy mailed to Ann Hansen Gamble

Oct 18, 1990 Exhibits filed with papers.

1989

M. Dan Mason
Mason and Mason

339.

JAMES P. WYANT

vs.

LINDA L. LAKEY

Filed Apr. 12, 1989
@ 4:07 p.m.

Tax & entry paid	$50.50 ✓
Sheriff's costs	28.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

April 25, 1989 Sheriff's Return filed. SERVED Linda L. Lakey personally on April 17, 1989 at 10:12 AM by handing copy of Summons to her at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers,

Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Mason and Mason
Joan D. Mason

340.

DEBRA J. WRIGHT

vs.

DAVID G. WRIGHT

Filed Apr. 12, 1989
@ 4:10 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
Pro Co. Pd. 2/1/91	19.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

April 21, 1989 Affidavit of Service filed. I, Joan D. Mason, Esq., attorney for the Plaintiff in the above entitled c ase, and being duly sworn according to law, despose and say that I did on April 14, 1989, mail to the above Defendant, David G. Wright, by certified mail #P-547 808 453, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on April 18, 1989, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Atty. for Plaintiff

Nov. 9, 1989, Affidavit of Consent of plaintiff filed.

Feb. 1, 1991 Affidavit of Consent of Defendant filed.

Feb. 1, 1991 Upon Praecipe of Plaintiff Attorney for Review under §201(c) of Divorce Code, this case moved to Court.

Feb. 22, 1991, ORDER filed. Matters praeciped before the court for the granting of a 201(c) diovrce with the appropriate affidavits having been filed, the court notes that in the original divorce compalint filed Apr. 12, 1989 a count for equitable distribution was included. Until the record discloses what disposition is to be made of this court we decline to grant the divorce at this time.

Dated: Feb. 20, 1991.

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

Feb. 22, 1991, copies of order to Atty. J. Mason.

Mar 1, 1991 Upon Praecipe of Plaintiff's Attorney this case resubmitted to the court.

Mar. 11, 1991 **S T I P U L A T I O N A N D D E C R E E F I L E D .**

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 file dby each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. BOAT: The paraties hereto jointly own a 32' Cruisers, Inc cabin cruiser, Avanti Vee, which in encumbered by an installment loan owed by both parties to Marine Bank, which loan has a present principal balance of approximately $35,969.00, with monthly payments of $495.95. The parties hereot agree to place the boat for sale, and to market in actively until such time as it is sold. In the meantime, prior to sale, the boat shall remain where it is presently located, dry docked at Bay Harbor Marina in Erie, Pennsylvania. Neither party shall use the boat, nor permit others to do so. The parties hereto agree that equipment purchased for use with the boat is to be sold with it as well. The monthly payment of $495.95, pending sale of the boat, shall be divided between the parties as follows:

a. During those months that Plaintiff is working full-time, for the entire month, she shally pay the sum of $150.00 to Defendant as her share of said monthly payment, and Defendant shall pay the balance, and be responsible for making each monthly payment on a timely basis to Marine Bank. Each month he shall provide to the Pl aintiff, a receipt or other proof of payment for that month. During those months that wife, who is presently expecting a child, is out of work and does not work the full month on a full-time basis, or during such months after the birth ofthe chld as she may return to work on a part-time baises, she shall not be required to contribute toward th emonthly payment of the boat, and Defendant shall pay the full payment himself, without reimbursement from Plaintiff.

b. The Defendant shall be responsible for any additional storage fee for the boat, if it has not been sold prior to the time additional storage fee or fees come due.

c. Net proceeds of the sale ofthe boat and equipment shall be divided equally by the parties.

3. GMAC DEBT: The parties hereto jointly owned a 1987 Cadillac Sadan DeVille, which has been returned to the dealer, leaving a deficit owed in the amount of $3,000.00, to GMAC, original creditor regarding the financing of said automobile. Defendant shall be fully responsible for the balance owed to GMAC, and shall hold Plaintiff harmless and indemnify her regarding any liability and legal fees she may incur to defend herself, regarding said debt.

4. MARINE BAK MASTER CARD/VISA: defendant shall assume full responsibility for the present balance owed on the Marine Bank Master Card/Visa account #832-17263-8, which may have been previously titled to both names, but which shall not be the sole responsibility of the Defendant. He agrees to make no further charges on said account, and to pay the account until it is fully paid off, making at least the minimum payment each month, on a timely basis. He agree to provide copies of the Marine Midland monthly account statement to the Plaintiff, until such itme as her name has been officially removed from the account,a s evidenced by a letter form Marine Midland to the Plaintiif exonerating her of any responsibility in regard to the account, for past or future.

5. PITTSBURGH NATION BANK CREDIT LINE: Defendant shall assume full responsibility for Pittsburgh National bank Credit Line account #25-855144, and he shall not utilize said account, but shall instead pay it off at least in accordance with the minimum payments owed per month. He agrees to indemnify and save Plaintiff harmless form any liability relating to this account, and legal fees she may incur to defend herself, regarding said debt.

6. DEBTS: Any other debts incurred during the marriage were incurred by individuals in their own name, and shall not be the responsibility of th eother party hereto. Each party shall indemnify and save harmless the other party, for any debts individually incurred or increased during the term of this marriage.

7. WAIVER OF FILING OF INVENTORY: Each party hereto waives the filing of an inventory and appraisement by the other par ty, as each party has generaly knowledge sufficinent to his or her own satisfaction, relating to the debts and assets of the other party hereto.

BY THE COURT,
Gordon R. Millr, J

Date: March 8, 1991

Mason and Mason
Joan D. Mason

341.

RAY L. OLSON

vs.

ETHEL L. OLSON

Filed Apr. 12, 1989
@ 4:12 p.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Pro Co Pd 9-19-89	9.00 ✓
State Pd 9-19-89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

May 8, 1989 Complaint Reinstated.

Aug. 3, 1989, Affidavit of Consent ofiplaintiff filed.

Aug. 14, 1989 Affidavit Of Consent of Defendant filed.

Sept 19, 1989 Affidavit of Service filed: I, Ethel L. Olson, Defendant in the above captioned divorce action, do state that my residence on May 19, 1989 was 3009 Kyle Street, Urbana, Illinois 61801. On that date, C. Rutledge, received on my behalf, certified mail # P 724 951 446, containing a certified copy of the Divorce complaint in this matter, filed April 12, 1989. The same was promptly delivered to be by C. Rutledge.

Ethel L. Olson, Defendant

Sept 19, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Sept. 27, 1989 STIPULATION AND DECREE FILED.

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

2. FARM EQUIPMENT AND MACHINERY: Defendant hereby relinquishes all right, title and interest she may otherwise have in the farm equipment and machinery, and all personal proper ty located on the land rented by the Plaintiff, for farming and residential purposes, and in any crops and accounts receivable. (However, wife shall be entitled to retrieve any of her clothes at any time she wishes, or if she so elects, Plaintiff will mail them at her at her direction.)

In consideration for the transfer by the Defendant of all of her interest in said equipment and machinery to the Plaintiff, Plaintiff agrees to assume all responsibility for any debts on said machinery and equipment, owed to Meadville Farm Credit. He agrees to hold wife harmless and indemnify her regarding said debt, so that she will not be responsibile for any of said debt. (Present principal balance on saiditems by Meadville Farm Credit yielding value of approximately $120,000.00.)

3. REAL ESTATE: Defendant hereby transfers to Plaintiff all of her right, title and interest in real estate located in North Shenango Township, Crawford County, Pennsylvania, consisting of approximately two acres, a large equipment building and grain bins (Crawford County Deed Book 498, Page 342). Said property is also encumbered by the Meadville Farm Credit debt, by way of mortgage recorded at Crawford County Mortgage Book 434, Page 841 (securing the $180,000.00 debt). Stated consideration wehn the parties bought this property (unimproved with no grain storage buildings at the time of acquisition) in 1976, was $800.00. (Meadville Farm Credit has valued same with storage buildings at $31,000.00 in 1988, and has a mortgage against the property and the storage buildings/bins.)

4. MOBILE HOME: The mobile home, 1976 Elcona, titled to defendant, shall be transferred by both parties to their son Kenneth R. Olson.

5. VEHICLES:

A. Wife shall retain the proceeds of the sale of the 1977 Chevrolet Nova, which was titled to her, but acquired during the marriage.

B. Plaintiff shall retain the 1981 Chevrolet pickup truck, title in his name alone, upon which there is no debt othr than the loen of Meadville Farm Credit.

C. Plaintiff shall retain the 1984 Ford pickup truck, title in his name alone, upon which there is no debt other than the lien of Meadville Farm Credit, and any other vehicles now in existence that were acquired during the marriage, except for the 1977 Chevrolet Nova noted in 3(A).

6. HOUSEHOLD PROPERTY: The parties hereto have divided those items of houshold property including furniture, appliances, and miscellaneous furnishings, to their own satisfaction. Each shall retain those items that he or she now has in his or her possesison.

7. ACCOUNTS RECEIVABLE: IN the course of farming over the past five or six years, accounts receivable have accumulated in favor of the farming business operated by the Plaintiff during the marriage, totalling $20,000.00, more or less. Plaintiff considers these to be "bad debts" and does not at present expect payment on these accounts. defendant hereby relinquishes any rights she may have to the payment and collection of said debts, as part of this total settlement.

8. LIFE INSURANCE: EAch party shall retain ownership (and all rights incident thereto), of any life insurance insuring his or her own life.

9. WAIVER OF FILING OF DOCUMENTS: Neither par ty hereto shall be required to file an inventory and appraisement as would otherwise be required by the Pennsylvania Rules of Civil Procedure, as each is familiar with those items of property, and those debts, owed either jointly or by either par ty individually.

BY THE COURT,
Sept. 27, 1989
P. Richard Thomas, J

Bruce L. Smith

342.

Ann Hansen Gamble

JOHN R. WAGNER

vs.

MARILYN A. WAGNER

Filed Apr. 13, 1989
@ 12:18 p.m.

Tax & entry Paid	$50.50
Pro Co Pd 8-17-89	9.00
State Paid 8-17-89	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)-DIVORCE CODE

1 copy (atty)

Apr. 24, 1989 Accpetance of Service and Appearance filed. AND NOW, On this 17th day of April, 1989, I hereby accept service of a copy of the Complaint in Divorce filed inthe above-captioned matter on behalf of the Defendant, Marilyn A. Wagner.
Ann Hansen Gamble

Aug 16, 1989 Affidavit of Consent of defendant filed.

Aug 17, 1989 Affidavit of Consent of Plaintiff filed.

Aug 17, 1989 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court..

August 24, 1989 DIVORCE DECREE FILED

And Now, August 24, 1989, it is ordered and decreed that JOHN R. WAGNER, planitiff, and MARILYN A. WAGNER, defendant, are divorced from the bonds of matrimony.
BY THE COURT.
Robert L. Walker, J.

Quinn, Gent, Buseck & Leemhuis Inc.
By: Frank L. Kroto, Jr.

343.

Dennis V. Williams
~~Peters, Lindsay, Lewis & Gagliotti~~
~~Ferguson, Spataro & Rowden~~ (withdrawn)
~~Douglas W. Ferguson~~
~~Brian J. Lindsay~~ Thachenger

3/8/91 Rec'd $50.00 from Plaintiff

GREGORY L. BESONSON

vs.

PATRICIA ANN BESONSON

Pro Co pd 1-12-94 9.00
Filed Apr. 13, 1989
@ 1:16 p.m.
Sheriff's Cost 50.00
Tax & entry 4-5/15/89 $50.50
Sheriff's Costs 42.00
2 counts 30.00
Pro Co'd 9.00
State Pd 10.00

CERTIFICATION OF COMPLAINT IN DIVORCE FROM THE COURT OF COMMON PLEAS OF ERIE, PENNSYLVANIA
No. 2910 A 1988

ERIE COUNTY ENTRIES:

July 29, 1988, Complaint Under Section 201(c) of theDivorce Code with Notice to Defend and Claim Rights, filed.

Aug. 31, 1988, Acceptance of Service: I, Patricia Ann Besonson, Dft., do hereby acknowledge receipt of the Complaint in Divorce which was filed with the Court on July 29, 1988. By Patricia Ann Besonson, dated 8/24/88.

Aug. 31, 1988, Affidavit of Service by Mail Pursuant to Pa. R.C.P..1920.4 (a)(1)(ii) Frank L. Kroto, esq. being duly sworn according to law, deposes and says that he is the atty. for the plaintiff, and that he did mail a true and correct copy fo the Complaint in Divorce inthe above matter, by Cert. Mail, Ret. rec. req. tothe Defendant on Aug. 5, 1988 at her last known address R. D. #2, Union City, Pa. 16438. Attached hereto is said receipt # 796 296 447 signed by Patricia A. Besonson on 8/5/88 and marked as Exhibit "A". Filed by Frank L. Kroto Jr. Esq.

Sept. 8, 1988, Notice of Appearance: by paper filed, the Prothonotary is directed that I appear for defendant in the above captioned case Dennis V. Williams, Esq.

Sept. 8, 1989, Motion for Counseling pursuant to Pa. Rule of Civil Procedure 1920.45: Filed by Dennis V. Williams, Esq. with the following Order of Court: And Now, tw-wit, this 8 day of Sept. 1988, and based upon the foregoing petition it is hereby ORDERED AND DECREED as follows:

1. This court orderes and requires that the parties to this action participate in three (3) counseling sessions pursuant to Sect. 202 of the Divorce Code of 1980 and Pa. Rules of Civil Procedure 1920.45.
2. Any further action with regard to this divorce is stayed until the counseling session has been completed.
3. In the event the martial counseling sessions are not successful and/or a reconciliation of the parties does not occur, the defendant shall have a reasonable period of time to file a responsive pleading to the original complaint in divorce. Said responsive pleadings including but not limited to an Answer, New Matter, Affidavit, Crossclaim, Counterclaim and/or Petition for Special RElief.
4. The Prothonotary is and for the County of Erie shall provide the parties with a list of qualified professionals who provide counseling services and the parties shall mutally agree which qualified professional sahll provide the services required herein.
5. In the event that the parties are unable to mutually agree as to who shall provide the counseling set forth herein, this court shall appoint a counselor upon the request of either party.
6. At the conclusion of the sessions the counselor shall file a report with the court as required by law.

Jess S. Jiuliante, Judge

4/26/91 Rec'd $300.00 from Pltf. (Patricia Besonson) (Mastin fees)

1/11/91 Paid $76.88 To David Pickens, Master Fee Ck# 6548

Feb. 15, 1989, Petition for Special Relief: Filed by Frank L. Kroto, Jr. Esq. with verification, Certificate of notice and the following Order: And Now, to-wit, this 15th dayof Feb. 1989, upon consideration of the foregoing Motion for Special rEleif filed by the plaintiff, it is hereby ORDERED ADJUDGED AND DECREED that the plaintiff shall, show cause at a hearing to be held before this court on the 22 day of May 1989, show cause why exclusive possession of the marital home until further order of court. BY THE COURT,
Jess S. Jiuliante, Judge

1/11/91 Paid $311.56 To Gregory Besonson Ck#6549

Mar. 23, 1989, Motion to Transfer Jurisdiction: Filed by Frank L. Kroto, Jr. Esq. with Certificate of Notice and the following Order: And Now, to-wit, upon consideration fothe foregoing Motion it is Ordered, adjudged and decreed that the action commenced in the above captioned case is hereby transferred to the court of Common Pleas of Crawford County at cost tothe plaintiff and further, the Prothonotary isdirected to transfer the record with a cert. copy of the docket entries tothe Prothonotary of crawford County.
BY THE COURT,
Jess S. Jiuliante, Judge

1/11/91 Paid $111.56 To Patricia Besonson Ck#6550

CRAWFORD COUNTY ENTRIES:

May 10, 1989 Petition For Special Relief and Order filed. AND NOW, to-wit, this 10th day of May, 1989, upon consideration of the foregoing Petition for Special Relief, it is hereby ORDERED, ADJUDGED and DECREED that a Rule to Show Cause Hearing has been scheduled for June 7, 1989 at 9:00 a.m. in Court Room No. 1 or 2, Crawford County Courthouse.
For the Court:
Imogene Yetman, C.A.

May 10, 1989 Copy mailed to Atty. Kroto and Williams

June 7, 1989, Appearance of Ferguson, Spataro and Rowden, by Douglas W. Ferguson, attorneys for defendant, filed.

June 8, 1989 Order filed: AND NOW, June 7, 1989, the matter is before the court on a petition by the Plaintiff/Husband for special relief wherein he requests exclusive possession of a marital residence which is for all intents and purposes the only substantial asset of the parties.

The disagreements between the parties have left them in a percarious financial position in arguing over payment of bills to maintain the household and more particularly the individual or joint responsibility to pay a Marine Bank monthly mortgage payment in the amount of $517.00 per month. This mortgage payment has not been made for the past nine (9) months, and this date, the parties were served with a mortgage foreclosure procedure by Marine Bank.

The husband contends that he runs his businesses out of the home and grosses approximately $120,000 per year out of which he nets $20,000. The wife is a school teacher grossing $29,000 a year and her net earnings are not known at this time.

At the present time, each party lives in a separate section of this six (6) bedroom home, and after informal hearing, the Court notes that awarding either party exclusive possession of the marital residence will not solve in any fashion the precarious financial delierma the parties find themselves in. The husband postulates that if he were granted exclusive possession of the marital home, it would force the wife to expend her own funds in finding alternative housing arrangements and thus indirectly require her to be more reasonable in reaching an amicable resolution to the divorce and equitable distribution.

Under all of the facts as the Court determined them in this case, the Court finds that the overall financial dilemma, which will soon come to a crisis in the mortgage foreclosure proceeding would not be resolved by granting exclusive possession to either party, and further, that since the parties have jointly shared this substantial residence for a considerable period of time, that it would be inequitable to award exclusive possession to either party. Accordingly, the husband's petition for exclusive possession of the marital residence is DENIED.

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

June 14, 1989 Copies of order put in Atty. Ferguson's box and copy mailed to Atty Kroto.

Continued on page 597

1989

344.	JOYCE CORNE THOMPSON vs. JAMES MEDFORD WHITE	PETITION FOR EMERGENCY RELIEF FROM ABUSE (see Prothonotary's notice)
	Filed April 13, 1989 @ 1:36 p.m. Tax & Entry $50.50	

1989

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

345.

MARQUETTE SAVINGS
ASSOCIATION

vs.

HECTOR R. JIMENEZ AND
CINDY M. JIMENEZ

Filed Apr. 13, 1989
@ 2:29 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	25.00
Pro Co pd 6/5/89	9.00
Pro Co pd 8-5-97	5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Apr. 13, 1989 Affidavit of Non-Military Service of Defendants filed.

May 16, 1989 Sheriff's Return filed: SERVED Hector R. Jinenez personally by handing copy of Complaint to him on April 20, 1989 at 9:05 A.M. at his residence, R.D.#6, Morgan St., Ext., Meadville, Crawford Co., Pa.

SERVED Cindy M. Jineniz on April 20, 1989 at 9:06 A.M. by handing copy of Complaint to her husband, Hector R. Jimenez at their residence, R.D.#6, Morgan St. Ext., Meadville, Crawford County, Pa.

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

And Now, June 5, 1989 at 3:12 p.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the p laintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Nineteen Thousand Two Hundred Ninety-five and 57/100 plus interest, and cost of suit.

J-82-32
judgment entered 6/5/89

Debt. $19,295.57
Int. to May 10, 1989
Judgment
James F. Simmons
Prothonotary

EX 1989 - 64

July 31, 1997 Upon praecipe of plaintiff attorney the above captioned matter is marked settled and discontinued of record.

1989

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

346.

MARQUETTE SAVINGS
ASSOCIATION

vs.

MICHAEL J. COSTANZO

Filed April 13, 1989
@ 2:31 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	19.00
Pro Co Pd 5-31-89	5.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

Apr. 13, 1989, Affidavit of Non-Military Service of Defendants filed.

May 16, 1989 Sheriff's Return filed: SERVED Michael J. Costanzo personally by handing copy of Complaint to him on May 12, 1989 at 4:00 P.M. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa 16335.
So answers, Ed Mietus, Deputy Sheriff
Howard N. Stewart, Sheriff

May 31, 1989 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record without prejudice to commence further foreclosure actions in the event of additional defaults.

1989

Gordon R. Miller

347.

Wm. J. Gregg for Robert C. Arpin and Mary Lynne Arpin

JO S. HUMMEL

vs.

ROBERT C. ARPIN, MARY LYNNE ARPIN, JOSEPH GARRITY, INDIVIDUALLY AND AS EXECUTOR OF THE ESTATE OF ALICE GARRITY

Filed Apr. 13, 1989
@ 3:07 p.m./

Tax & entry Paid	$50.50 ✓
Pro Co Pd 6-5-89	5.00 ✓
Sheriff's costs	61.50

COMPLAINT, AFFIDAVIT AND CONFESSION OF JUDGMENT IN EJECTMENT

3 copies (sheriff)

And Now, Apr. 13, 1989, at 3:07 p.m., pursuant to the authority contained in the warrant of attorney, of which is attached to the complaint in ejection, I appear for the defendants and confess judgment in ejection in favor ofthe plaintiff and against the defendants for possession of the following real property:

ALL that certain pieces or parcels of land situate in the Township of Sadsburg, County of Crawford and Com of Pa. as follows:

Being all of Lots Nos. 1 thru 3 and 6 thru 23, inclusive of Block D of the Plan of Lots known as Bon Air allotment surveyed for Henry B. Terrill by W. A. Doane on July 3, 1930 and recorded among the records of Crawford County Deed Book Vol 251 page 617, which lots represent all of the lots of said Block D with the exception of lots 4 and 5 which are not owned by Jo S. Hummel.

Having erected thereon a 28 unit motel known as Gardens MOtel.

PARCEL TWO: All that certain piece or parcel of land situate in the Twp. of Sadsbury, Countyof Crawford and Com. of Pa. bounded and described, as follows, to-wit:

BEING all of Sections 12 and 13 of the Plan of lots Nos. 1 through 9 of the said section 14, said Plan being recorded in the Recorder's Office of Crawford County, in Plan Book Vol. 1, page 27.

Containing forty (40) acres more or less.

Judgment entered - 4/13/89
A- 144, 114
G - 94

JUDGMENT IN AMICABLE EJECTMENT
James F. Simmons,
Prothonotary

April 21, 1989 Petition for Rule to Show Cause why Confession of Judgment should not be Stricken, or in the Alternative, Opened and for Stay of Proceedings and Order and Rule To Show Cause filed.

ORDER: AND NOW, this 21st day of April, 1989, upon consideration of the foregoing Petition, it is hereby ORDERED that all proceedings on said Confession of Judgment shall be and hereby are stayed effective immediately pending disposition of this application. Likewise, it is ORDERED that the Plaintiff, Jo S. Hummel, shall not obstruct Petitioners efforts to ready the property for the upcoming tourist season pending Order of this Court.

AND FURTHER, the Plaintiff is hereby Ruled to Show Cause why the judgment should not be stricken, or in the alternative, opened, said Rule returnable on the 1st day of May, 1989, at 1:30 P.M. in Courtroom 1 or 2.

By the Court,
Robert L. Walker, J.

April 24, 1989 copies of order put in box for Gordon Miller and Wm. Gregg, attys.

May 26, 1989 Upon Praecipe of Plaintiff's attorney this judgment is marked satisfied of record as all claims brought hereunder have been satisfied in full.

June 6, 1989 Sheriff's return filed. Before me, the undersigned authority, personally appeared V J Dal Bon who being duly sworn according to law, deposes and says that on the 11 day of May 1989 at 7:15 a.m. did not serve Complaint, filed at No. 347 , 1989 Crawford Co. Pa. upon defendant Joseph Garrity 5672 Villa Laven Dr. Pittsburgh. By making known the contents thereof to no service made several attempts , no response.

V.J. Dal Bon , Dep. Sheriff
So answers Eugene L. Coon, Sheriff Allegheny Co.Pa.

SERVED Robert C. Arpin on Apr. 20, 1989 at 10:16 a.m. by handing copy of Complaint to Mary Lynne Arpin , his wife, at their residence, R.D.#4, Box 261, Conneaut Lake, Crawford Co. Pa.

SERVED Mary Lynne Arpin personally by handing a copy of the Complaint to her on April 20, 1989, at 10:15 a.m. at her residence, R.D.#4, Box 261, Conneaut Lake, Crawford Co. Pa.

Joseph Garrity not served, as per affidavit received from Sheriff of Allegheny Co. hereto attached.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

1989

Jorden and White
William T. Jorden

348.

DIANE NEAL

vs.

VANCE NEAL

Filed Apr. 14, 1989
@ 10:38 a.m.

Indigent filing

COMPLAINT UNDER 201(d) OF THE DIVORCE CODE

1 copy (atty)

Apr. 14, 1989 Motion to Proceed In Forma Pauperis, and ORDER filed. ORDER: AND NOW, this 14 dayof April 1989, upon consideration of the foregoing motion, the plaintiff is allowed to proceed in forma pauperis with the court reserving the right to assess costs in the future, if the court shall deem the same advisable. Robert L. Walker, Judge

June 15, 1989 Complaint reinstated.

July 31, 1989 Defendant's Counteraffidavit Under Section 201(d) of the Divorce Code filed.

July 31, 1989 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

July 31, 1989 Acceptance of Service filed. AND NOW THIS 5th day of July, 1989, comes the defendant, Vance Neal, and swears that he accepted service of a Divorce Complaint under Section 201(d) of the Divorce code and Notice to defend and Claim Rights; a Defendant's Counteraffidavit under Section 201(d) and Ntocie of Intention to Request Entry of Divorce decree after 20 days from this date; and a copy of Plaintiff's Affidavit under Section 201(d), on this the 5th day of July, 1989, with the full force and effect of service under the Divorce Code of Pennsylvania.
Vance R. Neal

Sept. 5, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 18, 1989 **DIVORCE DECREE FILED.**

And now, September 18, 1989, it is ordered and decreed that DIANE NEAL, plaintiff, and VANCE NEAL, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
Robert L. Walker, J

1989

Meyer, Darragh, Buckler, Bebenek, Eck & Hall
Thomas P. Pellis
Dwayne D. Woodruff

349.

METROPOLITAN PROPERTY AND LIABILITY INSURANCE COMPANY

vs.

JAMIE ROUSH

Filed Apr. 14, 1989
@ 11:10 a.m.

Taxx & entry Paid $50.50
Sheriff Costs 46.52
Pro Co pd 4/27/90 9.00
Pro Co Pd 3/14/91 1.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)
1 copy (atty)

June 1, 1989 Sheriff's Return filed: Before me, the undersigned authority personally appeared Timothy Baumer Deputy Sheriff to D. E. Allen Jr., Sheriff of the County of Warren, Commonwealth of Pennsylvania who being duly sworn according to law deposes and says that on the 15th day of May, 1989 at 1:35 P.M. he served the captioned COMPLAINT upon Jamie Roush at the Warren County Sheriff's Office, 407 Market St., Warren County Sheriff's Office, 407 Market St. Warren, Warren County, Pennsylvania by handing to and leaving with the said Jamie Roush, a certified copy with notice to plead endorsed thereon, and by making known unto him the meaning of the contents therein.

Timothy J. Baumer, Deputy Sheriff
D. E. Allen, Sheriff

SERVED Jamie Roush by deputizing the Sheriff of Warren County, Pa as per his affidavit of service attached. Served: May 15, 1989.

So answers, Howard N. Stewart, Sheriff

And NOw, Apr. 27, 1990 at 1:11 p.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is her eby entered in favor of the Plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Thousand Four Hundred Sixty-three and 61/100 plus interest and cost of suit.

R-96
judgment entered 4/27/90
notice mailed to dft. 5/1/90

Debt $1,463.61
Judgment
James F. Simmons
Prothonotary

Mar. 8, 1991 Upon praecipe of Dwayne D. Woodruff he is hereby Substituted As Counsel for Plaintiff

Mar. 14, 1991 Praecipe for Certify Judgment in the above-captioned matter to Motor Vehicles, Harrisburg, Pa. filed.

1989

Brandt, Liotta & Stuttler
Elissa M. Stuttler

350.

QUINN GENT BUSECK & LEEMHUIS, INC
Paul F. Burroughs

CHESTER NEWELL AND LENA NEWELL, HIS WIFE

vs.

SMITH/GRAY CADILLAC-OLDSMOBILE-GMC TRUCK, INC. AND GENERAL MOTORS CORPORATION

Filed Apr. 14, 1989
@ 2:21 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co pd 7/12/90	5.00 ✓
Pro co pd 7/23/90	1.00 ✓

COMPLAINT

4 copies (atty)

Apr. 19, 1989, Affidavit of Service filed. Elissa M. Stuttler, atty. for plaintiffs, beinf first duly sworn according to law, does state that a cert. copy of the original Complaint filed with court of Common Pleas of Crawford County,Pa. on April 14, 1989 was served upon William Gray, owner of Smith/Gray Cadillac-Oldsmobile-GMC Truck, Inc. at the office located at 1241 Conneaut Lake Road, Meadville, Pa. 16335 at 2:48 p. m. on April 14, 1989 by personal service. Elissa M. Stuttler, esq.

May 26, 1989 Appearance of Quinn Gent Buseck & Leemhuis, Inc by Paul F. Burrough, Esq. for all defendants filed.

July 10, 1989 Answer and New Matter of General Motors Corporation filed.

July 10, 1989 Answer And New Matter of Smith/Gray Cadillac Oldsmobile-GMC Truck, Inc filed.

July 12, 1990 UPon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1989

Paul E. Allen

351.

FRANCES IUTA OUTTEN

vs.

GINNY LYNN OUTTEN

Filed Apr. 14, 1989
@ 3:47 p.m.

Tax & entry Paid $50.50 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)

ORDER:
AND NOW, April 14, 1989, upon presentation of the foregoing Complaint with Consent of the Defendant and consent but not admission of putative father attached, and after due consideration thereof, it is ORDERED, ADJUDGED AND DECREED that full and legal physical cusotdy of David Austin Outten be and the same is hereby awarded to the Plaintiff, Frances Iuta Outten, the natural maternal grandmother of, David Austin Outten, subject tothe rights of the defendant, Ginny Lynn Outten, as natural mother, to have such reasonable visitation as the parties may agree hereafter.

Per Curiam,
Robert L.Walker, Judge

1989

Jack, Kookogey & Felton
Robert J. Felton

352.

Altomare & Barnhart
Joseph E. Altomare

RALPH E. BRIDGES AND
MARTHA A. BRIDGES, HIS WIFE

vs.

HENRY H. COBLENTZ AND
MARY H. COBLENTZ, HIS WIFE

Filed Apr. 17, 1989
@ 10:43 a.m.

Tax & entry paid $50.50

Sheriff's Costs 29.15

(Verdict - 8/28/90)

COMPLAINT

2 copies (atty)

May 15, 1989 Appearance of Altomare & Barnhart by Joseph E. Altomare for Defendants filed.

May 15, 1989 Answer and Counterclaim filed.

May 18, 1989 Sheriff's Return filed. SERVED Henry H. Coblentz personally by handing copy of Complaint to him on April, 1989 at 10:55 AM at his residence, R.D.# 1, Townville, Crawford County, Pa.

SERVED Mary H. Coblentz on April 28, 1989 at 10:56 AM, by handing a copy of Complaint to her husband, Henry H. Coblentz, at their residenc e, R.D. # 1.Townville, Crawford County, Pa.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

June 22, 1989 Plaintiff, Ralph E. Bridges, Reply To Defendants' Counterclaim filed.

June 29, 1989 Amended Complaint filed.

June 29, 1989 Plaintiff, Ralph E. Bridges, Reply To Defendants' Counterclaim filed.

July 7, 1989 Preliminary Objections filed.

July 11, 1989 Upon praecipe of Defendant Attorney the above captioned matter is placed on the next available Argument List.

1989 AUGUST ARGUMENT LIST

July 31, 1989 Acceptance of Service filed. AND NOW, this 27 day of July, 1989, I Joseph E. Altomare, Esquire, Attorney at Law, do hereby accept service of certified copy of the Amended Complaint filed by the Plaintiffs inthe herein action on behalf of my clients, Henry H. Coblentz and Mary H. Coblentz, his wife, having been specifically authorized to accept service by said clients. Joseph E. Altomare

Aug. 21, 1989 Order filed. AND NOW, this 21st day of August, 1989 argument on Defendants' preliminary objections is continued to the September 25 Argument List.

By The Court,

Robert L. Walker, J.

Aug. 23, 1989 copies of order to Robert J. Felton and Jos. E. Altomare, attys.

On September 1989 Argument List

September 27, 1989 ORDER filed. AND NOW, September 25, 1989, by agreement of counsel, the defendants' Preliminary Objections in the nature of a motion to strike are sustained. The defendants' Preliminary Objections in the nature of a demurrer as failing to state a cause of action in favor of Martha A. Bridges are overruled. Defendants shall file an Answer to the Amended Complaint within twenty (20) days.

By Order Of The Court,
Robert L. Walker, J.

Sept. 27, 1989 Copy of Order to Attys. Robert Felton and Joseph Altomare.

Dec. 8, 1989 Answer to Amended Complaint filed.

Jan. 12, 1990, STIPULATION OF PARTIES and ORDER filed. ORDER: AND NOW, this 11 day of Jan. 1990, upon the presentation and consideration of the within Stipulation, it is hereby ordered that his case shall be scheduled for trial as a non- jury trial, the same to be listed for trial at the next trail term. BY THE COURT,
P. Richard Thomas, J.

Jan. 15, 1990, copies to R. Felton and J. Altomare, Esqs.

ON FEBRUARY 1990 TRIAL LIST

Feb. 5, 1990 Order Rescheduling Nonjury Trial filed. And now,February 2, 1990, nonjury trial inthe above captioned matter heretofore set for March 6, 1990, is hereby reset for March 27, 1990, at 1:30 p.m., in Courtroom 1 or 2. FOR THE COURT,
Imogene Yetman, C.A.

Feb. 8, 1990 Copies of order mailed to Robert Felton and Joseph Altomare

March 1, 1990 Stipulation For Court Order Continuing Non-Jury Trial and ORDER filed. AND NOW this 1st day of March, 1990, upon stipulation of counsel for both parties requesting same, non-jury trial of the above-captioned matter is rescheduled to April 25, 1990, at 9:30 o'clock a.m., in Courtroom 1 or 2.

Imogene Yetman, Ct. Adm.

March 5, 1990 Copy of Order to Attys. Robert J. Felton, Joseph Altomare.

On April 1990 Trial List

Continued on page 585

1989

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

353.

VIRGINIA M. GRAHAM

vs.

CLARA BRENNAN

Filed Apr. 17, 1989
@ 11:08 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	26.55
Pro Co Pd 6/6/89	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 ocpies (sheriff)

May 10, 1989 Sheriff's Return filed. SERVED Clara Brennan by Certified Mail on April 21, 1989 at her last known address, 145 Marshall Drive, Little Ferry NJ 07643. Return Receipt attached.
POSTED Copy of Complaint on the vacant premises in Randolph Township, Towship Route 744, Crawford County PA. on April 28, 1989 at 10:30 AM.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Steweart, She;riff

And Now, June 6, 1989, at 3:14 p.m., upon praecipe of plaintiff attorney, with default notice and affidavit attached, Judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of Twenty Five Thousand Three Hundred Sixty One and 82/100 Dollars plus court costs with int. from Nov. 23, 1988 at rate of 10% on unpaid bal of $23,092.75.
Judgment entered - 6/6/89 Debt -- $25,361.82
B - 34 JUDGMENT - Int. from Nov. 23, 1988
James F. Simmons,
Prothonotary

June 12, 1989, Notice of entry of judgment mailed dft.

EXECUTION 1989 - 65

Cauley and Conflenti
Franklyn E. Conflenti
Gilbert H. Ludwig

354.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

THOMAS E. WHITE AND
JULIE E. WHITE, HIS WIFE

vs.

MAURICE R. HOLLOWAY

Filed Apr. 17, 1989
@ 11:16 a.m.

Tax & entry Paid $50.50

Sheriff's costs 49.50
Pro co Pd 3/14/90 6.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

(JuryTrial Demanded)

May 2, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for defendant filed

May 17, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Harry Holmwood, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 19th day of April , 1989 at 2:40 PM, he served Complaint, filed at No. 354 , 1989, Crawford Co. Pa., upon defendant Maurice R. Holloway at 114 Water St. Apt 22 A Erie Co. Edinboro,Pa. By making known the contents thereof to him personally and handing to and leaving with him the certified copy of the Complaint received from Crawford Co.

Harry Holmwood,Dept. Sheriff

So answers, Robert N. Michel, Sheriff, Erie Co.

SERVED Maurice R. Holloway by deputizing Sheriff of Erie Co., Pa. as per his affidavit of service attached. Served:April 19, 1989

So answers, Howard N. Stewart, Sheriff

May 18, 1989 Answer and New Matter of Maurice R. Holloway filed.

June 26, 1989 Reply To New Matter filed.

Oct 27, 1989 Notice of Service of Interrogatories and Request for Productions of Documents filed.

Nov 1, 1989 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Thomas E. White filed.

Jan. 18, 1990, Oral Depositions Thomas E. White and Maurice R. Holloway filed.

Mar. 12, 1990, Upon praecipe of plaintiff attorney,the above captioned matter is hereby settled and discontinued of record.

Mahany, Roeder & Smith
Tamera Ochs-Rothschild

355.

PEGGY S. STEELE

vs.

JOHN P. STEELE

Filed April 17, 1989
Pro Co Pd 7/26/89 9.00
State- paid 7/26/89 10.00
Indigent filing

PETITION TO PROCEED IN FORMA PAUPERIS
(DIVORCE)

1 copy (atty)

ORDER:
AND NOW, April 17, 1989, on consideration of Plaintiff's Petition to Proceed In Forma Pauperis this court finds that plaintiff, Peggy s. Steele, is indigent and is without financial resources to pay the costs involved in bringing this action, for these reasons it is ORDERED AND DECREED that plaintiff's Petition to Proceed In Forma Pauperis is granted and she shall be required to pay only the following costs:

By The Court,
P. Richard Thomas, Judge

Apr. 19, 1989, Complaint in Divorce filed. 1 copy (atty)

April 20, 1989 Certificate of Service filed. I hereby certify that on April 19, 1989, a certified copy of the above captioned Divorce Complaint was served on the Defendant, John P. Steele, c/o Carol Vatter, R.D. # 2, Box 105B , Cochranton, Pa. 16314, by Certified Mail No. P 899 145 446, Return Receipt Requested, Postage Prepaid.

Mahany, Roeder & Smith
Tamera Ochs-Rothschild, Esq.
Atty. for Plaintiff

May 5, 1989 Affidavit of Service filed: Carol Vatter, being sworn according to law, deposes and says that she is a competent adult over 18 years of age; that she received a certified Divorce Complaint by Certified Mail Number P 899 145 446 and returned the receipt therefore on April 20, 1989; that she served the certified copy of the Divorce Complaint on the Defendant, John P. Steele, by personally handing him the true and correct certified copy and informed him of its contents at my residence on April 22, at 2 o'clock p.m.

Deponent further avers that at the time of such service, the Defendant, her brother, was positively identified.

Carol Vatter, Deponent

July 26, 1989, Affidavit of Consent of Plaintiff filed.

July 26, 1989, Affidavit of Consent of defendant filed.

July 26, 1989, Upon praecipe of plaintiff attorney, to transmit the record, this case is moved to court.

Aug. 1, 1989 **DIVORCE DECREE FILED.**

And now, August 1, 1989, it is ordered and decreed that Peggy S. Steele, plaintiff, and John P. Steele, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

William J. Gregg
and
Franklyn E. Conflenti

356.

QUINN, GENT, BUSECK, AND LEEMHUIS, INC.
John M. Quinn, Jr.
for Meadville Medical Center
and Corry Memorial Hospital

Meyer, Darragh, Buckler
Bebenek, Eck & Hall
Paul K. Vey
Greenville Regional
Hospital

WILLIAM H. HOUGHTON

vs.

MEADVILLE MEDICAL CENTER,
GREENVILLE REGIONAL
HOSPITAL, AND
CORRY MEMORIAL HOSPITAL

Filed Apr. 17, 1989
@ 12:55 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	89.50
Sheriff's Costs	87.10
Pro Co Pd 6/20/90	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff) --

Apr. 17, 1989, Appearance of William J. Gregg, Esq. and Franklyn E. Conflenti, Esq., for plaintiff filed.

May 9, 1989 Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by John M. Quinn, Jr., Esq. for Defendants Meadville Medical Center and Corry Memorial Hospital filed.

May 12, 1989 Appearance of Meyer, Darragh, Buckler, Bebenek Eck & Hall by Paul K. Vey for Greenville Regional Hospital filed.

May 12, 1989 Upon praecipe of Attorney Vey Rule to File a Complaint is issued upon the plaintiffs.

May 25, 1989 Upon Praecipe of Atty John M. Quinn, Jr., a Rule Upon Plaintiff to filed Complaint is issued.

June 6, 1989 Service of the foregoing Rule is hereby accepted by William J. Gregg

June 7, 1989, Complaint in Civil Action filed. 3 copies (sheriff)

June 16, 1989 Proof of Service Of Rule To File Complaint filed.

July 11, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Toby Rigazzi, Deputy who being duly sworn according to law, deposes and says that on the 11th day of May, 1989, at 1:20 P.m., he served Writ of summons, filed at No. AD 356 Term, 1989, Crawford County Pennsylvania, upon defendant Corry Memorial Hospital at 612 West Smith Street, Erie County, Corry, Pennsylvania By making known the contents thereof to RayGraeca, President and handing to and leaving with him the certified copy of the summons received from Crawford County,
So answers,
Toby L. Rigazzi, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Douglas R. Long, Deputy Sheriff, who being duly sworn according to law, deposes and says that onthe 4th day of May, 1989, at 11:28 a.m., he served Summons - Civil Action, filed at No. 356 AD TErm, 1989, Crawford County Pennsylvania, upon defendant GREENVILLE REGIOUNAL HOSPITAL at Greenville Regional Hospital, Greenville Pennsylvania By making known the contents thereof to Jean Nagel, Administrative Assistant, person in charge and handing to and leaving with her the certified copy of the summons received from Sheriff of Crawford County.
So answers,
Douglas R. Long, Deputy Sheriff
William H. Romine, Jr., Sheriff

SERVED Meadville Medical Center on April 19, 1989 at 9:45 AM by handing a copy of the Summons on Francis Payne, Director of Finance at their place of business, Liberty Street, Meadville, Crawford County, PA.
SERVED Greenville Regional Hospital by deputizing the Sheriff of Mercer county as per his affidavit of service attached. Served: May 4, 1989.
SERVED Corry Memorial Hospital by deputizing the Sheriff of Erie County, as per his affidavit of service attached. Served: May 11, 1989.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 13, 1989 Preliminary Objections filed.

July 13, 1989 Upon Praecipe of Defendant, Greenville Regional Hospital, this case is placed on the placed on the Argument List for August, 1989.

ON AUGUST, 1989 ARGUMENT LIST.

July 28, 1989, Preliminary Objections filed on Behalf of Defendants Meadville Medical Center and Corry Memorial Hospital filed.

July 28, 1989, Upon praecipe of above defendants, preliminary objections placed on next Argument List.

Aug. 29, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Ronald L. Clark, Chief Deputy Sheriff who being duly sworn according to law, deposes and says that on the 9th day of June, 1989, at 9:25 a.m., he served complaint, filed at No. 356 A.D. Term, 1989, Crawford county Pennsylvania, upon defendant GREENVILLE REGIONAL HOSPITAL at Greenville Regional Hospital, 110 North Main St., Greenville, Pennsylvania by making known the contents thereof to Kim Barnhart, Secretary, person in charge and handing to land leaving with her the certified copy of the complaint for defendant received from sheriff of Crawford county.
So answers,
Ronald L. Clark, chief Deputy Sheriff
William H. Romine, Jr, Sheriff

Before me, the undersigned authority, personally appeared Stephen Brandon, Deputy sheriff, who being duly sworn according to law, deposes and says that on the 20th day of June, 1989, at 10:27 a.m., he served Complaint, filed at No. 356 Term, 1989, Crawford County, Pennsylvania, upon defendant Corry Memorial Hospital at 612 West Smith Street, Erie County, Erie Pennsylvania By making known the contents thereof to Rhonda Allen, Switchboard Operator and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
So answers,
Stephen Brandon, Deputy Sheriff
Robert N. Michael, Sheriff

SERVED Meadville Medical Center on June 8, 1989 at 11:10 AM by handing copy of Complaint to Louise Randolph, Administrative Secretary, at their place of business, 751 Liberty Street, Meadville, Crawford County, PA.
SERVED Greenville Regional Hospital by deputizing the Sheriff of Mercer County, PA as per his affidavit of service attached. Served: June 9, 1989
SERVED Corry Memorial Hospital by deputizing the Sheriff of Erie County, PA as per his affidavit of service attached. Served: June 20, 1989
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Record continued.....

June 18, 1990
Upon praecipe of plaintiff attorneys, this case is hereby discontinued and settled of record.

Continued Page 356 ↑ Margin

1989

Ferguson, Spataro
& Rowden
J. Wesley Rowden

357.

RICHARD A. FICKES

vs.

THE CITY OF MEADVILLE

Filed Apr. 17, 1989
@ 4:30 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's costs	19.50
Pro Co Pd 10/9/89	6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

April 25, 1989 Writ Return filed. SERVED The City of Meadville on April 19, 1989 at 9:20 AM by handing copy of Summons to Ronald Rushton, City Clerk, at their place of business, Municipal Building, Water St., Meadville, Crawford Co. PA.
So answers,

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

Oct. 9, 1989, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.

1989

358.

ORDER FOR JURORS FOR THE
JUNE TERM OF CIVIL COURT
1989 - 60 JURORS

Filed April 18, 1989

ORDER TO SELECT JURORS

Issued (sheriff)

To Sheriff and Jury Commissioners of Crawford County:
We command you in your official capacity to draw from the jury wheel in accordance with the law the names of 60 persons to serve as Jurors in the Cour tof Common pleas to be held at the Court House, Meadville, Pa. commencing June 12, 1989 at 9:00 am
You, the Sheriff shall make an appropriate return as to how you have executed this order on the day and date aforesaid.
BY ORDER OF, the Hon. P. Richard thomas, Pres. Judge at Meadville, this 18th dayof April 1989.
James F. Simmons,
Prothonotary

July 14, 1989, Writ Returned. I do hereby make return that I have summoned the sixty persons whose names appear on schedule hereto attached to serve as Jurors at a term of court to be held at Meadville, Pa. commencing on Monday, June 12, 1989.
So answers, Howard N. stewart, Sheriff

The Schedule hereto attached is a correct list ofthe above Jurors drawn by us.
Nancy L. Hanes,
Dorothy H. Kennedy, Jury Commissioners

Howard N. Stewart, Sheriff

1989

Bukac and Toomey
Terry Toomey

359.

Bozic & Thomas
David P. Truax

RICHARD NAGEOTTE

vs.

DIANA NAGEOTTE

Filed Apr. 18, 1989
@ 2:15 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
John Fuller, Mediator Mediation Cost	140.00 135.00
Pro Co Pd 7/31/89	5.00
John Fuller, Mediator	200.00
Pro Co Pd 12-29-93 9184	9.00

8-24-93 Rec from Plff. Meddy. 150.00

10-25-93 Pd Atty Bal Med. 92.00 (Partial) Ck # 7823 41.00

12-29-93 Pd Co 2983 160.00

COMPLAINT IN DIVORCE, CHILD CUSTODY

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER OF COURT:

You, Diana Nageotte dft, have been sued in court to obtain custody ofthe children: Ronald Nageotte, Benjamin Nageotte, and Elizabeth Nageotte

You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

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

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

Crawford county Bar Assoc. ser. to The Public Comm. c/o Prothonotary, Courthouse, Meadville, Pa. 16335. 724-4636.

Date: 4/20/89

BY THE COURT,
P. Richard Thomas, J.

May 2, 1989 Appearance of Bozic & Thomas by David P. Truax for Defendant filed.

July 18, 1989 Order filed. AND NOW, July 17, 1989, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte shall be shared between the mother and the father, that is, each parent shall be entitled to take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such important decisions, and each parent shall be entitled to full access to school records, medical records and other important records.

II. Physical custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte shall be with their mother, Diana Nageotte, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every other weekend, provided that these visits shall take place inthe home of the father's Aunts, Esther Nageotte and Donna Nageotte. Visits on Saturday shall be from9:00 a.m. until 6:00 p.m. and visits on Sunday shall be from 12:30 p.m. until 6:00 p.m. On these Saturday and Sunday visits the father may also take the children to public places, provided that all three chidlren shall be taken together and provided that the mother of the child approves this in advance.

B. The father shall be also entitled to have the children in his custody every Tuesday evening from 7:00 p.m. until 9:00 p.m. at a place approved by the mother.

C. This order is entered without prejudice to the right of either party to request a further mediation conference at any time after September 1, 1989 for the purposes of reviewing the father's partial custody and visitation rights.

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 onthe aprt 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 thirty (30) days of the date hereof.

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

July 19, 1989 Copies of order put in Terry Toomey, David Truax and John Fuller's box.

July 27, 1989, Upon praecipe of plaintiff attorney, the above captioned divorce action is hereby discontinued of record.

Jan 24, 1990. Motion to Re-Assign Case for Custody Mediation and Order filed: AND NOW, this 24th day of January, 1990, this 24th day of January 1990, upon Motion by the Plaintiff seeking further mediation in the above custody case.

BY THE COURT,
Gordon R. Miller, J

Jan 29, 1990 Copies of order put in Attys. Toomey, Fuller and Truax' boxes.

Mar 9, 1990 Order filed: AND NOW, March 8, 1990, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte shall be shared betwen the mother and the father, that is, each parent shall be entitled to school records, mecical records and other important records and each parent shall be entitled to take part fully in important decisions affecting the children, such as the children's education, religious instruction and medical treatment.

II. Physical custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte shall be with the mother, Diana Nageotte, subject to the following conditions"

A. The father shall be entitled to visit and take the children into his custody every other weekend, beginning March 10, 1990 from 3:30 to 4:00 p.m. on Saturday afternoon until 8:00 p.m. on sunday evening. These visits may take place at the father's parents' home, the home of the father's aunts, or at such other suitable place the father may select; provided, however, that the father's brother, Phil Nageotte, shall not be present during any visit between the father and the children. The father shall specifically notify his brother of the visitation schedule and advise the brother not to be present at the parents' home or any other place where the children are.

B. The father shall be entitled to have the children in this cusotdy every Tuesday evening from 7:00 p.m. until 9:00 p.m. at any suitable place selected by the father.

C. In the event at some future time the father is entitled to a vacation from his place of employment, he shall be entitled to have children in his custody each Summer for a period of up to two weeks provided however, that he shall given the mother at least thirty (30) days notice of any such Summer visit.

Continued on page 603.....

1989

Also. Joseph E. Altomare

Edward P. Wittmann
McClure & Miller

360.

Marsh, Spaeder, Baur,
Spaeder & Schaar
By: Francis J. Klemensic

JEFFREY P. BARTON,
ADMINISTRATOR OF THE ESTATE
OF CLARA A. BARTON, DECEASED

vs.

PAMELA R. HARRISON

Filed Apr. 18, 1989
@ 3:05 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	21.00
Pro co Pd 2/7/90	6.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

Apri. 18, 1989, Notice of Service of Interrogatories filed.

May 2, 1989 Sheriff's Return filed. SERVED Pamela R. Harrison personally by handing copy of Complaint and Interrogatories to her on April 21, 1989 at 3:25 PM at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA 16335.
So answers,

Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

May 12, 1989 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Francis J. Klemensic for Defendant, Pamela R. Harrison, filed.

May 18, 1989 Defendant's Answer and New Matter filed.

May 23, 1989 Reply To Defendant's New Matter filed.

June 2, 1989, Notice of Taking Depositions filed.

June 12, 1989, RULE filed. AND NOW, this 12 day of June 1989, a rule is granted to show cause why this action and the action of Jeffrey P. Barton, Adm. of the Estate of Clara A. Barton, deceased, against the same defendant should not be consolidated.

This ruleis returnable the 11 day of July 1989 at 1:30 p.m. at the Crawford County Court house, Courtroom No. 1 or 2; all proceedings as to both actions to be otherwise stayed meanwhile.

(original, along with Petition and Complaint, at AD 1989 - 453)

By the Court,
P. Richard Thomas, J.

June 12, 1989, copies mailed to all attorneys.

July 10, 1989 Notice Of Taking Depositions of Jeffrey P. Barton, Dorothy B. Wolford and James B. Wolford filed.

July 14, 1989, Depositions of Pamela R. Harrison and Karen Sue Barickman, filed.

Oct. 4, 1989 Affidavit by Plaintiff that copies of the Praecipe for Status Conference and Plaintiff's Pre-Trial Narrative to J. Simmons filed.

Oct. 4, 1989 Request for Admissions filed.

Oct. 4, 1989 Praecipe for Status Conference/Proposed Filing Schedule filed.

Oct. 4, 1989 Plaintiff's Pre-Trial Narrative(Civil Action) - Law) filed.

Oct. 11, 1989 Re: Praecipe for Status Conference/Proposed Filing Schedule and Order filed. Order: And Now , October 10, 1989 , a request for a Status Conference/Proposed Filing Schedule is denied.

The Court assumes the Plaintiff will list the case for trial at the February 1990 trial term. There will be a call of the trial list January 29, 1990, and trials will commence February 12, 1990. At the call of the trial list if counsel perceive there will be serious evidentiary issues to be resolved at time of trial, either counsel may request a pretrial conference for resolution of said issues in advance of trial. The Court will not schedule or hear a pretrial conference regarding settlement.

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

Oc.t. 12, 1989 copies of order to Edward P. Wittmann and Francis J. Klemensic., esqs.

Oct. 24, 1989 Certificate of Readiness For Trial filed.

Oct. 25, 1989 Upon praecipe of Plaintiff Attorney above case is listed for the next trial list.

Oct. 25, 1989 Certificate of Readiness For Trial filed.

Nov. 2, 1989 Defendant's Responses To Plaintiff's Requests For Admissions filed.

On February 1990 Trial List

Feb. 2, 1990, Upon praecipe of plaintiff attorney, for value received and upon payment of costs, the above captioned case is hereby settled and discotninued of record.

Feb. 7, 1990, Petition for Approval of Settlement in Wrongful Death and Survival Action and for Distribution of Proceeds and Order of court filed. (by Order of P. Richard Thomas, Judge, Prothonotary of Crawford County is hereby directed to seal all court records and this Petition for Settlement) (safe)

1989

Mason and Mason
Joan D.Mason

361.

DENISE L. ROUGH

vs.

ALLAN C. ROUGH

Filed Apr. 18, 1989
@ 4:25 p.m.

Tax & entry Paid	$50.50
Pro Co. Pd. 2/26/90	9.00
State Surcharge Pd.	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 26, 1989, Affidavit of Service filed. I, Joan D. Mason, Atty. for plaintiff and being duly sworn according to law, deposes and says that I did on Apr. 20, 1989, mail to the above dft. by cert. mail #P724- 951 443, ret. rec. req. del. to addressee only, a complaint in the above action. Said notice was received on Apr. 21, 1989 as indicated by ret. rec. card which was returned to office of plff. atty. and is attached hereto. Joan D.Mason.

Feb. 21, 1990 Affidavit of Consent of Plaintiff filed.

FEb. 26, 1990 Affidavit of Consent of Defendant filed.

Feb. 26, 1990 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar. 6, 1990 **DIVORCE DECREE FILED.**

And now, March 6, 1990, it is ordered and decreed that Denise L. Rough, plaintiff, and Allan C. Rough, defendant, are divorced fromthe bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Dworken & Bernstein
Co. LPA
David M. Dworken
and
Blaufeld & Shiller
Samuel S. Blaufeld

362.

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

JOHN KRIDLER, ADMINISTRATOR OF THE ESTATE AND SURVIVING HUSBAND OF DIANE NELSON KRIDLER, Box 376
Jefferson, Ohio 44047

JOHN McARDLE
R. D. #2
Cochranton, Pa. 16314

and

THE HIGHLANDER TAVERN
R. D. #2
Cochranton, Pa. 16314

Filed Apr. 19, 1989
@ 11:32 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	28.28
Pro Co Pd 4/16/91	5.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Mar. 30, 1990 Supplement to Reply To New Matter filed.

(Jury Trial Demanded)

May 4, 1989 Supplemental Verification of Complaint filed.

Sept. 22, 1989, Complaint Reinstated.

Oct. 10, 1989 Sheriff's Return filed. SERVED Highlander Tavern on September 27, 1989 at 11:58 AM by handing copy of Complaint to Pam Yoder, Bar-maid and person in charge at place of business, R.D.#2, Cochranton, Crawford County, PA 16314 SERVED John McArdle on September 27, 1989 at 11:59 AM by handing copy of Complaint to Pam Yoder, Bar-maid and person in charge of his business, Highlander Tavern, R.D.#2 Cochranton, Crawford County PA 16314
So answers, Robert M. Stevens, Deputy Sher.
Howard N. Stewart, Sheriff

Nov. 3, 1989 Appearance of Shafer, Swick, Bailey, Irwin & Stack by Paul D. Shafer, Jr. for defendants filed.

Dec. 8, 1989 Defendants' Answer and New Matter to Plaintiff's Complaint filed.

Dec. 28, 1989, Stipulation by respective parties for Leave to Plead and Journal Entry filed.

Jan. 26, 1990 Reply To New Matter filed.

Apr. 12, 1991 Upon praecipe of attorneys for plaintiff and defendant, the above matter is hereby marked settled and discontinued of record.

1989

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

363.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

MARY LOU HEWITT

Filed Apr. 19, 1989
@ 1:00 P.M.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	29.30
Pro Co Pd 5-30-89	9.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

May 18, 1989 Sheriff's Return filed. SERVED Mary Lou Hewitt personally on April 28, 1989 at 3:00 PM by handing a copy of Complaint to her at her residence, R.D.# 4, Titusville, Crawford County, Pa.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, May 30, 1989 Upon Praecipe of Plaintiff's attorney with Consent to Entry of Judgment attached, Judgment is hereby entered in favor of the Plaintiff and against the defendant in the amount of Two Thousand One Hundred Fifty-five and 58/100 Dollars plus interest and costs of the action.

H-115

Debt.....$2,155.58 + int. & costs
JUDGMENT
James F. Simmons
Prothonotary

July 20, 1992 This Judgment Satisfied
(see paper filed)

1989

Elderkin, Martin, Kelly
Messina & ZAMBOLDI
Kenneth G. Vasil

364.

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

vs.

JEFFRY L. McCOOL AND
MARION McCOOL, HIS WIFE

Filed Apr. 19, 1989
@ 1:00 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	34.90
Pro Co Pd 8-9-89	9.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

May 10, 1989 Sheriff's Return filed. SERVED Jeffry L. McCool on April 28, 1989 at 12:06 PM by handing copy of Complaint to Jeremy McCool, adult son, at their residence, R.D.#3, Union City, Crawford county, PA.
SERVED Marion McCool on April 28, 1989 at 12:07 PM by handing copy of Complaint to Jeremy McCool, adult son, at their residence, R.D.#3, Union City, Crawford County, PA.
So answers, Robert M. Stevens, deputy sheriff
Howard N. Stewart, Sheriff

AND NOW, Aug. 9, 1989 @ 11:18 A.M., Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to answer Complaint and the same is liquidated in the amount of Nine Hundred Thirty-two and 98/100 Dollars plus interest at the rate of 1.25% per month from March, 1989, and costs of the action.
M-91, 111

Debt.....$932.98
JUDGMENT
James F. Simmons
Prothonotary

1989

Plate, Shapira, Hutzelman, Berlin, May Walsh, and Brabender
Stephen H. Hutzelman

365.

FNB CONSUMER DISCOUNT COMPANY

vs.

FREDA KINSEY

Filed Apr. 19, 1989
@ 1:15 p.m.

Tax & entry Paid $40.50 ✓
Pro Co Pd 4/25/89 10.00 ✓
Sheriffs costs 21.46
Pro Co Pd 7/6/89 5.00 ✓

COMPLAINT

1 copy (sheriff)

apr. 26, 1989, Sheriffs Return filed. SERVED Freda Kinsey personally by handing a copy of complaint to her on April 21, 1989 at 11:59 a.m. at Sheriffs Office, Crawford County Courthouse, Meadville, Pa.
So answers, Catherine I. Allen, Dep. sheriff
Howard N. Stewart, sheriff

Apr. 28, 1989 Amended Complaint filed.

July 3, 1989, Upon praecipe of plaintiff attorney, the above captioned case is discontinued of record.

1989

Jorden & White
Harry Faber White II

366.

WILLIAM PETRONIO, JR.

vs.

SANDRA MARIE PETRONIO

Filed Apr. 19, 1989
@ 3:14 p.m.

Tax & entry Paid	$50.50 ✓
Pro Co Pd 8-18-89	9.00 ✓
State Paid 8-18-89	10.00 ✓
Pro Co pd 3/22/90	5.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Apr. 26, 1989, Certificate of Service filed. Harry Faber White, II, esq. atty. for plaintiff in the above matter, being duly sworn according to law, deposes and says that he served the Notice to Plead and complaint under Section 201(c) of the Divorce Code, upon defendant by cert. mail, ret. rec. req. on April 20, 1989 at the defendant's address, R. D. #2, Box 592, Portage, Pa. 15946. The defendant's acceptance ofthe same is attached hereto.
Harry Faber White, Esq.

Aug. 3, 1989 Affidavit Of Consent Under Section 201(c) of the Divorce Code of Defendant filed.

Aug. 3, 1989 Affidavit Of Consent Under Section 201(c) of the Divorce Code of Plaintiff filed.

Aug 18, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Aug. 31, 1989 DIVORCE DECREE FILED.

And now, August 31, 1989, it is ordered and decreed that WILLIAMPETRONION, JR., plaintiff, and SANDRA MARIE PETRONIO, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
Robert L. Walker, J

Mar. 22, 1990 Election To Resume Maiden Name filed. Sandra Marie Petronio TO BE KNOWN AS Sandra M. Newfield

1989

Gina M. D'Alfonso

367.

Allen and Hall
Stephen E. Hall

COMMONWEALTH OF PENNSYLVANIA

vs.

CONRAD EDWARD WENIGER

Filed Apr.21, 1989
@ 9:25 a.m.

Tax & entry PAID $50.50 ✓
9.00
Pro Co Pd 8-9-89 30.00 ✓

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

1 copy (atty)

PRELIMINARY ORDER:
AND NOW, April 21, 1989, upon presentation after due consideration the foregoing petition, a hearing de novo is granted to determine whether the action of the Dept. of Trans. in suspending the operator's license of Conrad Edward Weniger should be set aside.

Hearing is fixed for June 28, 1989 at 9:00 a.m. The Prothonotary and plaintiff's counsel shall notify the Dept. of Trans. forthwith. Pending hearing and final order, petitioner operating privileges shall remain unsuspended.

PER CURIAM,
Robert L. Walker, J.

Apr. 21, 1989 copy to Com. and Atty. Hall.

JUly 25, 1989, Exhibit filed (with papers)

July 25, 1989, RE: LICENSE SUSPENSION APPEAL - MEMORANDUM AND ORDER filed. ORDER: AND NOW, July 24, 1989, the court grants Petitioner's appeal and we set aside the Commonwealth's suspension of Conrad Edward Weniger's operating privileges.

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

July 25, 1989, copies to Stephen Hall, Esq. (box) and G. D'Alfonso, Esq. (mail)

Aug 9, 1989 Department of Transportation's Notice of Appeal to Commonwealth Court of Pennsylvania and Proof of Service of Appeal filed.

Aug 18, 1989 Notice of Appeal to Commonwealth Court, Notice of Appeal Docketing at 1539 CD 1989 filed.

Aug 21, 1989 Corrected Notice of Appeal Docketing filed.

Aug. 29, 1989, Transcript of Proceedings Hearing on License Suspension Appeal of June 28, 1989, filed.

Dec. 27, 1990, OPINION BY SENIOR JUDGE BARRY FROM THE COMMONWEALTH COURT OF PENNSYLVANIA AND ORDER filed. ORDER: NOW, December 13, 1990, the order of the court of Common Pleas of Crawford County, at A.D. 1989 - 367, dated July 24, 1989 is reversed, and the suspension of the driver's license of Conrad Edward Weniger by the Department of Transportation is reinstated.

Francis A. Barry, Senior Judge
(above certified order from Commonwealth Court of Pennsylvania)

April 3, 1991, OPINION BY JUDGE (SENIOR) BARRY AND ORDER filed. ORDER: NOW, Dec. 13, 1990 the order of the court of Common Pleas of Crawford County at AD 1989 - 367 dated July 24, 1989 is reversed, and the suspension fo the driver's license of Conrad Edward Weniger by the Dept. of Transportation is reinstated.

Before: Hon Jos. T. Doyle
Hon. Robert L. Byer
Hon. Francis A. Barry

Francis A. Barry, Sen. Judge.

Apr. 3, 1991 ORDER from Commonwealth Court filed. ORDER: NOW, Jan. 30, 1991 having considered appellee's application for reargument and appellant's answer, the application is denied.

BY THE COURT:
David W. Craig, P.J.

(Cert. of Contents of Remanded Record mailed to com.court on 4/5/91)

Spadafore, Vardaro & Walker
Anthony J. Vardaro

368.

MARGARET RODGERS

vs.

ANDREW H. ESTES

Filed Apr. 21, 1989
@ 11:04 a.m.

Indigent filing

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, Andrew H. estes, Dft, have been sued in court to obtain custody of the minor child, Jordan H. estes.

You are ordered to appear for a custody mediation hearing in front of JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and place as he shall designate.

You are further ordered to bring with you the child, Jordan H. estes, if he is in your physical control at the time of the hearing.

Pending the mediation conference in this matter, custody of the minor child, Jordan H. Estes, shall remain with the plaintiff and defendant shall have reasonable visitation. Pending the custody mediation, neither party shall remove the child from the Com. of Pa. without further order of court.

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

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

Crawford County Bar Association, Ser. to the Pub. Committee, c/o Prothonotary, Courthouse, Meadville, pa. 16335 telephone : 814 724-4636.

BY THE COURT,
P. Richard Thomas, J.

Apr. 21, 1989, Praecipe to Proceed In Forma Pauperis, **Petition for Leave** to Proceed IN Forma Pauperis filed.

June 6, 1989 Affidavit of Service filed: Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, Attorney for Plaintiff in this action and certifies that on April 26, 1989 she delivered to the Post Office in Meadville, Pa for delivery to Andrew H. Estes at 646 Casino Drive, Howell, NJ 07731 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint for Custody in this matter for which deponent received at the time receipt for certified article no. P 724 951 637 which is attached hereto as Exhibit "A". Thereafter on May 2, 1989 it was returned to Anthony J. Vardaro, return receipt card bearing the same number and signed by Andrew H. Estes said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

August 10, 1989 ORDER filed. AND NOW, Aug. 10, 1989, after mediation conference before John Fuller, Esquie, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Jordan H. Estes shall be shared between the mother and the father, that is each parent shall be entitled full access to school records medical records and other imortant records, and each parent shall be entitled to take part fully in decisions affecting the child's education, religious instruction and other such important decisions.

II. Physical custody of Jordan H. Estes shall be with his mother, Margaret Rodgers, subject to the following conditions:

A. The father shall be entitled to visit and take the child in his custody in the Summer of 1989 from August 1, 1989 until September 15, 1989.

B. In the Summer of 1990 and each Summer thereafter, the father shall be entitled to visit and take the child into his custody for a period of six weeks. The father shall provide the mother at least thirty (30) days notice of the six weeks that he intends to have the child in his custody each Summer.

C. In the Spring of 1990 and the Spring of 1991 the father shall be entitled to have the child in his custody for four weeks, for a Spring visit and shall provide the mother at least thirty (30) days notice of the four weeks in which he intends to exercise his Spring visitation.

D. In the Fll of 1989 and in the Fll of 1990, the father shall be entitled to visit and take the child into his custody for four weeks each Fall and shall provide the mother with at lease thirty (30) days notice of the four weeks in which he intends to exercise his Fall visitation.

E. During the period of time from December 15th to February 28th, the father may visit the child in Pennsylvania provided he furnishes the other reasonable notice, but he may not remove the child from the Commonwealth of Pennsylvania during such period.

F. Inasmuch as the child will beginning school in September of 1991, either party may request a further mediation conference or hearing at any time after May 1, 1991 for the purpose of reviewing and changing th visitation-custody schedule.

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

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

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

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

IV. Cost of the meditaion conference shall be equally divided with the father paying one-half of the mediation conference and the remaining one-half being paid by Crawford County.

Robert L. Walker, Judge

Aug. 11, 1989 Copy of Order to Attys. Anthony Vardaro, John Fuller and copy mailed to defendant.

1989

James Irwin

~~C. Barton Jones~~ withdrawn

369.

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

2-25-98 Ref for Def's med fee 200.00

7-31-98 Refunded Def $82.13

7-31-98 Pd Co. 108.87

Sept. 17, 1998 Rec'd from Def. $108.87

Sept. 17, 1998 paid C.C. Comm. $108.87 Ck# 12276

CATHERINE M. FRANZ

vs.

EDWARD J. FRANZ

Filed Apr 21, 1989
@ 1:21 p.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Pro Co pd 7/25/89	45.00 ✓
Pro Co pd 11/17/89	9.00 ✓
State pd 11/17/89	10.00
Pro Co Pd 7-31-98	9.00 ✓

COMPLAINT UNDER SECTION 201(c) - DIVORCE CODE
Custody

July 25, 1989 Amended Complaint Under Section 201(c) of the Divorce Code filed. Partial Custody, Equitable Distribution and Alimony Penente LIte, Counsel Fees and Exepsnes)

Sept. 1, 1989 Motion For Hearing filed.

Sept. 1, 1989 Order filed. AND NOW, this 1st day of Sept., 1989, it is hereby ordered that the parties in the above-captioned case appear in Court Room No. 1 or 2, Crawford County Courthouse, Meadville, PA 16335, on Sept. 26, 1989 at 11:30, for a hearing on the questions of alimony pendente , attorney's fees and expenses.
BY THE COURT,
Robert L. Walker, J

Sept. 1, 1989 Copy of order mailed to C. Barton Jones and copy put in Mary Ann Kirkpatrick's box.

Sept. 1, 1989 Petition For Alimony Pendente Lite, Court Costs and Counsel Fees filed.

Sept. 1, 1989 Order filed. AND NOW, September 1, 1989, Hearing on Defendant's Petition for Alimony Pendente Lite, Court Costs and Counsel Fees is scheduled for Sept. 26, 1989 at 11:30 a.m. o'clock in courtroom number one or two of the Crawford County Court House in Meadville, Pennsylvania.
By The Court,
Robert L. Walker, J

Sept. 1, 1989 Copy of order mailed to C. Barton Jones and copy put in Mary Ann Kirkpatrick's box.

Sept. 11, 1989 Affidavit of Consent of Defendant filed.

Sept 21, 1989, Income and Expense Statement of Catherine M. Franz, filed.

Sept. 22, 1989 Affidavit Of Service filed. And Now, September 22, 1989, comes Mary Ann Kirkpatrick, attorney for Defendant and affirms that Plaintiff's Complaint in Divorce was served on Defendant on April 25, 1989, and Plaintiff's Amended Complaint in Divorce was served on Defendant on or about July 31, 1989.
Mary Ann Kirkpatrick

Sept. 25, 1989 Affidavit of Consent of Plaintiff filed.

Sept. 28, 1989 Motion For General Continuance filed.

Sept. 28, 1989 Order filed. NOW THIS, 28th day of Sept., 1989, on Motion for a General Continuance in the above-captioned matter in which both parties join for continuance on a hearing scheduled for september 26, 1989, at 11:30 a.m., it is hereby ordered that the matter is continued generally, subject for rescheduling at request of either party.
Robert L. Walker, J

Sept. 29, 1989 copy of order mailed to C. Barton Jones and copy put in Mary Ann Kirkpatrick's box.

Oct. 23, 1989, Inventory and Appraisement of Catherine M. Franz (with copies of pay stubs) filed.

Nov. 16, 1989 Affidavit Of Service By Mail Pursuant To PA. R.C.P. 1920.4(a)(1)(ii) filed. C. Barton Jones, Esquire, being duly sworn according to law, deposes and says that he is the attorney for Plaintiff, CATHERINE M. FRANTZ, and that he did mail a true and correct copy of the complaint and the Amended Complaint in Divorce filed in the above matter, by Certified Mail, Return Receipt Requested, to the Defendant, EDWARD J. FRANZ, on April 20, 1989 and July 24, 1989, respectively, at his last known address, c/o Patty Pittner, ATTENTION, POSTMASTER-FELDMILLER, Harmonsburg, PA 16422. The signed receipts are attached as Exhibit "A" & "B".
Date: November 14, 1989
C. Barton Jones

Nov. 16, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case is moved to court.

Nov. 28, 1989 Settlement Agreement filed.

Nov. 28, 1989 **DECREE AND ORDER** FILED.

1) Divorce : AND NOW, this 28th day of November, 1989 , on the grounds of irretrievable breakdown under Section 201(c) of the Divorce Code, in the above casehaving been duly approved, the Court, by virtue of the authority vested in it by law, decrees that CATHERINE M. FRANZ and EDWARD J. FRANZ, are hereby divorced from the bonds of matrimony and all the duties, rights, and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, as follows:

2) Property Distributio n

a) The husband and wife have entered into a Marriage Settlement Agreement amicably and satisfactorily distributing their personal property among themselves. The husband is also bound to assume all debts due and owing to Seven Seventeen Credit Union, Mellon Bank, doctor's bills for their son and her pregnancy, all other debts excepting the loan from the wife's parents which she will be responsible for. The wife received one-half of the equity of their property, $2,400.00, as well as $600.00 for her attorney's fees, in return no alimony was agreed to.

b) The parties have amicably, in said Marriage Settlement Agreement settled all bank accounts and any other liquid assets between them. The husband receives title to their real property . The husbank kept his auto and the wife kept her auto.

c) Both parties were advised by Counsel: For the husbank, Mary Ann Kirkpatrick; and for the wife, C. Barton JOnes. The agreement as well as the current support payments from the husband of $60.00 per week.

d) Personal rights were delineated in the agreement and mutual releases were given.

e) Alimony was waived by both and each assumed their own legal fees. The Usual boilerplate language, including the Pennsylvania law shall govern, was included. The Agreement was properly executed and notarized.

f) There were two children of the marriage and the wife has primary partial custody, and the husband has partial custody and visitation rights. The husband agrees to support payments for their two (2) children of $60.00 per week.

BY THE COURT:
Robert L. Walker, Judge

RECORD CONTINUED
ON PAGE 580.....

1989

David A. Schroeder 370.	DAVID WHITE vs. RONNIE J. COTTRELL Filed Apr. 21, 1989 @ 2:08 p.m. Tax & entry Paid $50.50 Pro Co pd 5/26/89 5.00	SUMMONS IN CIVIL ACTION Issued (sheriff) May 22, 1989 Writ Returned. May 25, 1989 Upon praecipe of plaintiff attorney the above captioned matter is marked settled and discontinued with prejudice.

1989

Watts, Pepicelli,
Youngs & Youngs PC
Alan L. Pepicelli

371.

Springer, Bush & Perry
Gerri L. Sperling

MARY F. PLANK

vs.

BLUE CROSS OF WESTERN
PENNNSYLVANIA

Filed Apr. 21, 1989
@ 3:28 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	39.00
Pro Co Pd 12/11/89	6.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

June 1, 1989 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Sgt. Skosnik, who being duly sworn according to law, deposes and says that on the 3rd day of May, 1989, at 10:15 A.M. he served Complaint filed at AD 1989-371, Crawford County, Pennsylvania, upon defendant Bule Cross, W. Pa. by making known the contents thereof to Sue Kirk, Recp. and handing to and leaving with her the certified copy of the Complaint received from Crawford.

Sgt. Skosnik, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Blue Cross of Western Pennsylvania by deputizing the Sheriff of Allegheny County, Pa as per his affidavit of service attached. Served: 5-3-89.
So answers, Howard N. Stewart, Sheriff

June 13, 1989, Answer and New Matter of Defendant Blue Cross of Western Pennsylvania, filed.

July 18, 1989 Notice of service of Interrogatories filed.

July 18, 1989 Notice Of Service of Requests For Production of Documents filed.

July 31, 1989 Reply T oNew Matter filed.

Aug. 1, 1989 Notice of Deposition of Blue Cross of Western Pennsylvania filed.

Aug 18, 1989 Notice of Deposition of Mary F. Plank filed.

Sept 1, 1989, Amended Notice of Depositions filed.

Sept. 5, 1989 Notice Of Service Response To Requests For Production of Documents filed.

Sept. 5, 1989 Notice of Service of Answers To Interrogatories filed.

Dec. 8, 1989, Upon praecipe of p laintiff attorney, the above captioned case is marked settled and discontinued of record.

Watts, Pepicelli, Youngs and Youngs PC
Alan L.Pepicelli

372.

Knox McLaughlin Gornall & Sennett, P.C.
Sean J. McLaughlin

Robert T. McDermott
for Add'l Dfts.

MARY JANE WOOD, ADMINISTRATRIX OF THE ESTATE OF ROBERT M. WOOD, JR., DECEASED, AND MARY JANE WOOD, INDIVIDUALLY, DENISE R. WOOD, A MINOR, BY MARY JANE WOOD, HER GUARDIAN, AND ROBERT M. WOOD, III

vs.

CANADOHTA LAKE PARK, INC. AND CHARLES W. LIPCHIK, dfts

Commonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Water Quality Management and Bureau of Community Environmental Control additional defendants
Filed Apr. 21, 1989
@ 3:28 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	47.30
Sheriff's Costs	67.10

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

(Jury Trial Demanded)

May 10, 1989 Sheriff's Return filed. SERVED Charles W. Lepchik personally by handing copy of Complaint and Interrogatories and Request to him on April 28, 1989 at 12:35 PM at R.D.#2, Union City, Crawford County, PA. 16438.
SERVED Canadohta Lake Park on April 28, 1989 at 12:36 PM by handing copy of Complaint, Interrogatories, and Request To Charles W. Lipchik, owner, at R.D.#2, Union City, Crawford County, PA 16438
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 7, 1989 Answer and New Matter on Behalf of Defendants, Canadohta Lake Park, Inc. and Charles W. Lipchik filed.

July 11, 1989 Motion for Leave to Amend Complaint and Order filed: AND NOW, this 11 day of July, 1989, upon consideration of the within Motion, Plaintiffs are granted leave to file an Amended Complaint as set forth in said Motion.
BY THE COURT,
P. Richard Thomas, J
July 12, 1989 Copy mailed to Atty. McLaughlin and copy put in Atty Pepicelli's box

July 11, 1989 Amended Complaint filed.

July 12, 1989 Petition To Join Additional defendants, Commonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Water Quality Management Bureau of Community Environmental Control Pursuant To PA. R.C.P. 2253 and Order filed. AND NOW, this 12 day of July, 1989, the original defendants, Canadohta Lake Park, INc. and Charles W. Lopchek, having filed a petition to joint th eCommonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Water Quality Management and Bureau of Community Environmental Control as additional defendants in the above action, IT IS ORDERED that the petition is hereby GRANTED. The original defendants are hereby granted leave to join the additional defendants pursuant to Pa. R.C.P. 2252(b)(1). P. Richard Thomas, J.
July 12, 1989 copy of order put in Alan Pepicelli's box and 1 copy mailed to Sean McLaughlin

July 12, 1989 Praecipe issued to Join Additional Defendnats, Commonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Water Quality Management, and Bureau of Community Environmental Control. (Issued) Sheriff)

July 26, 1989, Notice of Service of Interrogatories to Plaintiff filed. (first set)

July 26, 1989, Notice of Service of Request for production to Plaintiff (first set) filed.

Aug 1, 1989 Appearance of Robert T. McDermott, Esq. for Additional Defendants filed.

Aug 1, 1989 Rule of Additional Defendants upon Defendants to file Complaint within Twenty (20) days or suffer judgment of non-pros issued. (copy mailed to Atty. McLaughlin)

Aug. 3, 1989 Writ Return filed. AND NOW, July 18, 1989, at 8:40 AM, served the within Writ to Join Additional Defendant upon Attorney General by personally handing to Gail Gastrock, Sec'y and persona in charge at time of service a true attested copy of the original Writ to Join Deft. and making known to her the contents thereof at 16th Floor, Strawberry Square, Harrisburg, Dauphin County, Penna.
So answers, Michael Rinehart, Deputy Sheriff
William H. Livingston, Sheriff
SERVED Bureau of Water Quality Management on July 13, 1989 at 1:33 PM by handing a copy of the Writ to Join Additional Defendants to Ann Robinson,, person in charge, at 1012 Water Street, Meadville, Crawford County, PA.
SERVED Bureau of Cummunity Environmental Control on July 13, 1989 at 1:34 PM by handing a copy of the Writ to Join Additional Defendatns to Ann Robinson, person in charge, at 1012 Water Street, Meadville, Crawford County, PA.
SERVED Dep't. of Environmental Resources on July 13, 1989 at 1:35 PM by handing a copy of the Writ to Join Additional Defendants to Ann Robinson, person in charge, at 1012 Water Street, Meadville, Crawford County, PA.
SERVED PA Office of Attorney General by deputizing the Sheriff of Dauphin County, PA as per his Affidavit of Service attached Served: July 18, 1989.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 7, 1989 Notice of Taking Deposition Upon Oral Examination of Todd Penn filed.

Aug. 7, 1989 Notice of Taking Deposition Upon Oral Examination of Shawn Tharp filed.

Aug. 7, 1989 Notice of Taking Deposition Upon Oral Examination of William Craig filed.

Aug. 7, 1989 Notice of Taking Deposition Upon Oral Examinationof Beverly Rapp filed.

Aug. 7, 1989 Notice Of Taking Deposition Upon Oral Examination of Russell Morris filed.

Aug. 8, 1989 Service of the foreoing Fule is hereby accepted by Sean J. McLaughlin.

Aug. 8, 1989 Preliminary Objections on Behalf of Defendants, Canadohta Lake Park, Inc. and Charles W. Lipchik To Amended Complaint filed.

Aug. 11, 1989, Notice of Taking Deposition upon Oral examination (certificate attached) filed.

Aug. 30, 1989 Upon praecipe of Sean McLaughlin the above case is listest for the next available Argument List

1989 October Arguemnt List

Continued on the next page
372 A

Mary Jane Wood, Administratrix of the Estate of Robert M. Wood, Jr., Deceased, and Mary Jane Wood, Ind., Denise R. wood, a minor, by Mary Jane Wood, her Guardian, and Robert M. Wood, III

vs.

Canadohta Lake Park, Inc. and Charles W. Lipchik
and
Commonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Waterr Quality Management and Bureau of Community Environmental Control

****

Record continuned from page 372

of record

A.D. 1989 - 372

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Nov. 17, 1989 Petition For Settlement of Wrongful Death/ Survival Claims and Order filed. AND NOW, this 17 day of Nov. 1989,upon consideration ofthe foregoing Petition for Settlement of Wrongful Death/Survival Claims in the above case, the Court hereby approves the said settlement in the gross amount of $77,500, and further, orders and decrees that said sum be distributed as follows, to-wit;

a. $76,700 to your Petitioner, Mary Jane Wood, Administratrix, under the Wrongful Death Action to be distributed as follows:

i. To Watts, Pepicelli, Youngs and Youngs PC, as attorney's fees to be paid from the proceeds of the Wrongful Death Action $25,833.00

ii. To Watts, Pepicelli, Youngs and Youngs, PC, as reimbursement for costs advanced. $ 1,417.31

iii. To your Petitioner, Mary Jane Wood, individually, in accordance with 42 Pa. C.S. 8301 and 20 Pa. C.S. 2101, et seq. $39,724.85

iv. To Mark R. Wood, individually, in accordance with 42 Pa. C.S. 8301 and 20 Pa. C.S. 2101 et seq. $ 2,431.21

v. To Robert M. Wood, III, individually in accordance with 42 Pa.C.S. 8301 and 20 Pa. C.S. 2101, et seq. $ 2,431.21

vi. To Rodney A. Wood, individually, in accordance with 42 Pa. C.S. 8301 and 20 Pa. C.S. 2101, et seq. $ 2,431.21

vii. To Denise Robin Wood, a minor, individually, in accordance with 42 Pa. C.S. 8301 and 20 Pa. C.S. 2101, et seq., to be deposited in a savings account, money market account, or Certificate of Deposit in the name of said minor, with the income earned on said fund to be accumulated and that no withdrawal be made prior to said minor's eighteenth birthday, except as authorized by prior Order of Court. $ 2,431.21

c. $800.00 to the Estate of Robert M. Wood, Jr., deceased, under the Survival Action.

d. $0 to Mary Jane Wood, individually, Denise R. Wood, a minor, by Mary Jane Wood, her guardian, and Robert M. Wood, III, relative to their claims for the negligent infliction of emotional distress.

Upon receipt by Petitioner of the aforesaid sums from the defendants, Plaintiffs shall mark the within action settled and discontinued of record. Defendant shall pay record costs of suit in accordance with their respective proportionate contribution toward the settlement amount.

BY THE COURT.

Nov. 20, 1989 copies of order put in Alan Pepicelli's box and copies mailed to Sean McLaughlin and Robert McDermott

June 4, 1990 Notice Of taking Depositions Upon Oral Examination of Kwang Y. Choi, M.D. and Robert Bazylak, M.D. filed.

372
B

1989

1989

Culbertson, Weiss,
Schetroma and Schug
Mary Ann Kirkpatrick

373.

WATTS, PEPICELLI, YOUNGS
AND YOUNGS, PC
Christopher Youngs

GRETA MACK

vs.

PETER JONES

IN RE: NICHOLAS JONES

Filed Apr. 24, 1989
@ 9:09 a.m.

Tax & entry Pd 6/28/89 $50.50
Service Costs 35.00

6/21/89 Rec'd $68.50 from Plaintiff
7/18/89 Rec'd $68.50 from Defendant
Rec'd $68.50
Aug 1, 1989
Vivian Stalty
Rec'd $68.50
Aug 1, 1989
Vivian Stalty

filed.

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER: AND NOW, April 24, 1989, upon presentation of the foregoing Complaint, the parties herein and their representative counsel are ordered to appear before WILLIAM PINEO, CHILD CUSTODY MEDIATOR, at such time and place as the Child Custody Mediator shall determine.

And further ordering that mother may pick up the child and keep her each week from Sunday at 9:00 am until Wednesday at 7 p.m.

BY THE COURT,
P. Richard Thomas, J.

Apr. 27, 1989 Affidavit Of Service filed. James M. Tidd, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a competent adult and investigator for Assured Investigations, a duly licensed and bonded private investiagation agency in Pennsylvania.
2. That on information furnished to him, he caused a certified copy of the Custody Petition and Order in the above matter to be served upon Peter Jones at 1:00 o'clock, p.m., on April 26, 1989 at R.D.#3, Cochranton, Pa.
3. That costs incurred for this service were as follows:
   a.) Service $32.00
   b.) Mileage 3.00
   Total $35.00
4. Further Deponent Saith Not. James M. Tidd

May 15, 1989 Appearance of Watts, Pepicelli, Youngs & Youngs, PC by Christopher J. Youngs, Esq. for defendant

June 9, 1989 Temporary Order filed. AND NOW, this 9 day of June, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Nicholas Jones, Because this a joint custody arrangement, the parties are directed to share with each other any and all informaiton which each may have about Nicholas's health, education, and the major events in his life. Health care and school personnel are hereby authorzied to release to either party any confidential information which they may have regarding Nicholas.
2. The mother shall have primary physical custody.
3. The father shall have physical custody and visitation each week from 6:00 p.m. Friday to noon Sunday. He shall also have visitation and temporary physical custody one other evening each week between the hours of 6:00 p.m. and 8:00 p.m. The parties shall arrange in advance which evening this shall be.
4. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods but only by mutual agreement. If the parties are not agreed to a change, then the terms of this Order shall govern.
5. Each party shall teach Nicholas to give to the other party that love and respect which is due a parent form his or her child and neither shall do or say anything to blacken the character of the other in Nicholas's estimation.
6. Each aprty shallinstruct his or her friends and relatives to treat the other party with at lesat that degree of respect and politeness which a cultivated person would accord a stranger and shall also instruct his or her friends and relatives not to disparage the other to Nicholas.
7. The party receiving Nicholas in the exercise of his oer custodial or visitation rights shall pick him up at the home of th eother. Should circumstances force the receiving party to be late, he or she will notify the other as quickly as possible.
8. The Mediator has noted for the Court that Nicholas suffers from ear and throat infections and has advised the parties to seek counsel of a reputable physician regarding his exposure to tabacco smoke and other cauctious agents and to follow that advice. The Court reiterates the Mediator's advice.
9. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
10. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

June 16, 1989 Copies of order put in Mary Ann Kirkpatrick, Christopher Youngs, and William Pineo's box and copies mailed to plaintiff and defendant.

1989

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

374.

Sidney Carlburg

DAVID BAKER

vs.

CHERYL L. LONG

IN RE:
CUSTODY OF K.A.C.

Filed Apr. 24, 1989
@ 9:12 a.m.

Tax & entry paid $50.50 ✓
John Fuller, Mediator
Mediation Cost 140.00

PETITION FOR CUSTODY (UCCJA)

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 24 day of April 1989, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the MEDIATOR, JOHN FULLER, at a time to be set by the Mediator in the Crawford Countycourt House with the child custody mediator as required by Rule 31(e) of Court of Common Pleas of Crawford County, Pa.

Pending final determination ofthe court, the Petitioner, Father shall have weekend visitation with the child at his residence.

It is further ordered and decreed that pending final determination by the court, the aforesaid minor child shall not be removed from the jurisdiction ofthe court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT:
P. Richard Thomas, J.

May 4, 1989 Verification filed: I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Petitioner and that as such, I am authorized to execute this Verification; that I did, on the 28th day of April, 1989 send by Certified Mail, Return Receipt Requested, to Sidney M. Carlburg, Esquire, attorney of record for Respondent, a true and correct copy of the Petition for Custody filed at the above term and number at this address of 43 North Main St., Union City, PA 16438, as evidenced by the attached sender's receipt No. P-547-215 and that on the 2nd day of May, 1989 I did receive the duly executed return receipt dated May 1, 1989.

James R. Irwin, Esquire

May 26, 1989 Complaint Reinstated.

June 1, 1989 Verification filed: I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for petitioner and that as such, I am authorized to execute this Verification; that I did, on the 26th day of May, 1989, send by Certified Mail, Return Receipt Requested, Addressee Only, to Respondent, Cheryl L. Long a true and correct copy of the custody petition and order field at the above term and number at her last known address of RD#2, Spartansburg, Pa 16434 as evidenced by the attached sender's receipt No. P-547-805-216 and that on the 31st day of May, 1989 I did receive the duly executed return receipt dated May 30, 1989.

James R. Irwin, Esquire

July 19, 1989 Order filed. AND NOW, July 17, 1989, after mediation conference before John Fuller, Esquire and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Keri Ann Caldwell shall be shared between the mother and the father, that is, each parent shall be entitled to take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such iportant decisions, and each parent sahll be entitled to full access to school records, medical records and other important records.

II. Physical custody of Keri Ann Caldwell shall be with her mother, Cheryl L. Long, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every Wednesday beginning July 12, 1989 from 9:00 a.m. Wednesday morning until 7:00 p.m. Wednesday evening.

B. The father shall be entitled to visit and take the child into his custody every other weekend, beginning July 21, 1989 from 6:00 p.m. Friday evening until 7:00 p.m. Sunday evening.

C. In the Summer of 1989 the father shall be entitled to have the child in his custody for a continuous period of two (2) weeks and he shall provide the mother with at least fifteen (15) days notice of the two week period in which he intends to exercise such Summer visitation custody rights. beginning with the Summer of 1990 and each Summer thereafter the father shall be entitled to have the child in his custody for two (2) non-consecutive, two week periods. The father shall provide the mother with at least sixty (60) days notice to the two, two week periods that he intends to exercise his Summer custody visitation.

D. Holidays shall be defined as Father's Day, Mother's Day, Easter, Memorial Day, 4th of July, Labor Day, the child's birtday, Thanksgiving and Christmas. The child shall spend every Father's Day with the father and every Mother's Day with the mother. In 1989 and odd years thereafter the father shall be entitled to have the child in his custody on Memorial Day, Labor Day, and Thanksgiving and the mother shall be entitled to have the child in her custody on Easter, the 4th of July, the child's birthday and Christmas Day. In 1990 and even years thereafter the father shall be entitled to have the child in his custody on Easter, the 4th of July, the child's birthday and Christmas Day and the mother shall be entitled to have the child in her custody on Memorial Day, Labor Day and Thanksgiving. On years when the child is in the custody of one parent on the child's birthday, the other parent shall be entitled to have the child in their custody on the day before or the day after the child's birthday, and on years when the child is in the custody of one parent on Christmas Day, the otherparent shall be entitled to have the child in their custody on Christmas Eve.

E. The fahter shall provide transportation for the child on weekend, weekday, Summer and holiday visits.

F. In the event illness or emergency prevents the child from the visiting the father on a particular weekend, the father shall be entitled to have the child in his custody for a compensating weekend the next available weekend.

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

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

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

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

IV. Cost of the mediation conference shall be paid by Crawford County. P. Richard Thomas, J

July 20, 1989 Copies of order put in James Irwin and John Fuller's box and copy mailed to Sidney Carlburg

1989

Watts, Pepicelli,
Youngs and Youngs PC
Alan L. Pepicelli

375.

DENNIS J. GIGOGNE AND
LAURA GIGOGNE, HIS WIFE

vs.

LINDA L. LAKEY AND
RICHARD KOWALEWSKI

Filed Apr. 24, 1989
@ 1:29 p.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 33.00
Pro Co pd 10/31/89 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

May 10, 1989 Writ Return filed. SERVED Richard Kowalewski personally on April 25, 1989 at 9:45 AM by handing copy of Summons to him at his residence, 687 State Street, Meadville, Crawford county, PA. SERVED LInda L. Lakey personally on April 25, 1989 at 10:30 AM by handing copy of Summons to her at her residence, R.D.#8, Box 244, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 30, 1989 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

376.

MARINE BANK, FORMERLY
FIRST NATIONAL BANK OF
COCHRANTON

vs.

CONNEAUT LAKE VETERINARY
CLINIC
ALLAN STANTON, VMD
DOUGLAS BOWMAN, VMD

Filed Apr. 24, 1989
@ 1:41 p.m.

Pro Simmons Paid $9.00 ✓
Plff on orig 14.50
Pro.Co. Pd 12/30/94 5.00

AGREEMENT TO REVIVE

of

DSB 1983 - 943

The udnersigned hereby agrees that judgment entered on 12/2/83 to DSB 1983-943 be revived; Indexed against the defendants by Prothonotary in favor of plaintiff in the sum of Forty Seven Thousand Two Hundred Fifty and 00/100 Dollars plus costs.

Dated.....Apr. 20, 1989
Debt.....$47,250.00
C - 183
S - 15
B - 42

JUDGMENT
James F. Simmons,
Prothonotary

Dec. 30, 1994 This Judgment Saitsfied. (See paper filed.)

pro se

377.

MARY K. LAKE

vs.

RICHARD L. CRAGO

Filed Apr. 24, 1989
@ 1:55 p.m.

Tax & entry $50.50
Sheriffs costs 19.00

Sheriffs Costs, iff's 22.00, fi be made upon the defendant by a sheriff, constable, police officer
copy of the court Order to h or competent adult.
Co
so

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plaintiff)
3 copies (sheriff)

TEMPORARY ABUSE ORDER:

AND NOW, this 24th day of April 1989 upon review of the petition of plaintiff the court enters the following 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 count control.

5. Service of a copy of the petition and this order shall

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

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

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

Hearing is hereby set for May 2, 1989 at 1:45 p.m. in Courtroom 1 or 2 of the Crawford County courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

Apr. 26, 1989, Sheriffs Return filed. SERVED Richard L. Crago personally on April 25, 1989 at 11:15 a.m. by handing copy of the Protection from aBuse Petition and Order to him at SHeriffs Office, crawford County Courthouse, Meadville, Pa.
So answers,
Carole Stefanucci, dep. sheriff
Howard N. Stewart, sheriff

May 3, 1989 Order filed: AND NOW, May 2, 1989, at the time fixed for hearing in this matter, the plaintiff has failed to appear and the defendant asserts that she failed to appear deliberately because she did not wish to go through with this proceeding. If such is the case, we feel she has an obligation to appear and so advise the Court. This case is CONTINUED May 8, 1989, at 2:30 o'clock P.M. in Courtroom No. 2, Courthouse, Meadville, Pennsylvania and the plaintiff Mary K. Lake is ordered to appear whether or not she wishes to continue with the proceeding under penalty of an adjudication in contempt if she fails to appear.

The Sheriff of Crawford County or his Deputy shall personally serve a copy of this order on the said Mary K. Lake at 294 Randolph Street, Meadville, Pennsylvania.

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

May 4, 1989 Copies of mailed to Plaintiff and defendant and copy given to Sheriff for Service.

May 8, 1989 Sheriff's Return filed: SERVED Mary K. Lake on May 55, 1989 at 9:30 A.M. by handing a copy of the Court Order to her at her residence, 294 Randolph Street, Meadville, Crawford County, Pennsylvania.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

May 10, 1989 ORDER filed. AND NOW, May 8, 1989, with the consent of the parties, an Order is entered forbidding the Defendant from abusing, harassing, or threatening to abuse or harass the Plaintiff or the minor child of the parties in any way, and further, it is ORDERED that the Defendant shall only contact the plaintiff in accordance with a parole Order this day being entered, the provisions of which, insofar as they relate to the relationship of these parties, are incorporated herein by reference.

This Order shall continue in full force and effect for a period of one (1) year. Defendant shall pay the record costs in this proceeding.

By Order of the Court,
P. Richard Thomas
for Robert L. Walker, Judge

May 10, 1989 Copy of Order to Atty. Terry Toomey, County Control.
May 11, 1989 Copy of Order mailed to Plaintiff.

pro se

378.

KENNETH OSBORN

vs.

ROSE MONSOUR

Filed Apr. 24, 1989
@ 3:36 p.m.

Indigent filing

CIVIL COMPLAINT FOR BREACH OF CONTRACT

(Jury Trial Demanded)

May 3, 1989 Motion and Declaration in Support of Motion to Proceed In Forma Pauperis filed.

July 26, 1989 Notice of Intent to Take Default Judgment filed.

July 26, 1989, RE: MOTION TO PROCEED IN FORMA PAUPERIS - ORDER filed. And now, July 24, 1989, the plaintiff is permitted to proceed in this action in forma pauperis. However, the court notes that the plaintiff ocntends he owns the real estate in question and places considerable value on the same.

Accordingly, the court reserves the right upon the outcome of this case to assess costs against the plaintiff if equity and justice so requires.

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

July 27, 1989. 2 copies mailed to plaintiff.

Aug. 8, 1989 Memorandum and Order filed. 8/9/89 Copy mailed to Kenneth Osborn and Rose Monsour.

Apr. 23, 1990 Memorandum and Order filed. And now, this 18th day of April, 1990,

1. We direct the Prothonotary to file the Petitions for Default Judgment at Eq. 1989 - 10.
2. We direct the Prothonotary to file the Writ of Mandamus in A.D. 1990 - 204 and we dismiss the writ as it has no legal merit.
3. We direct the Prothonotary to file the Notice of Appeal with the papers in this case (1989-477) but not to forward the file in this case to the Superior Court until evidence of a filing of the appeal with the Superior Court is received.
4. No action is required by this Court on 1988-844 and 1989-378.

The Prothonotary is directed to send a copy of this Memorandum and Order to all parties named in these various lawsuits.

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

Apr. 24, 1990 copies mailed to all parties.

1989

Plate, Shapira, Hutzelman; Berlin, May Walsh, Brabender
Stephen H. Hutzelman

379.

MARINE MIDLAND BANK

vs.

MICHAEL D. SCHNEIDER AND
PAMELA D. SCHNEIDER, HIS WIFE

Filed Apr. 25, 1989
@ 11:13 a.m.

.....Tax & entry Paid $50.50
Sheriff's Costs 26.30

COMPLAINT AT LAW

2 copies (sheriff)

May 10, 1989 Sheriff's Return filed. NOT FOUND as to defendant Michael D. Schneider and Pamela Schneider They are reported to be divorce. Pamela may be in Pittsburgh, PA area, Michael possibly in Titusville, PA area.
So answers, Howard N. Stewart, Sheriff

380.

1989

Jorden and White
Harry Faber White III

380.

KIMBERLY M. WILLIAMS

vs.

DALE P. SCHRECK

Filed Apr. 26, 1989
@ 10:27 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	19.00
John Fuller, Mediator Mediation Cost	140.00

COMPLAINT IN CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Dale P. Schreck, Dft, have been sued in court to obtain custody, partial custody or visitation ofthe child Jenifer E. Schreck.

You are ordered to appear in person before the custody mediator at time scheduled.

You are further ordered to bring the child.

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

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

Crawford County Bar Assoc. Ser. to the Public Committee. c/o Office of Prothonotary, Crawford CountyCourthouse, Meadville Pa. 16335 814 724-4636.

BY THE COURT,
Dated: Apr. 26, 1989
Robert L. Walker, J.

ORDER: AND NOW, this 26th dayof April 1989, upon consideration ofthe foregoing custody complaint, the same is hereby referred to JOHN FULLER, CHILD CUSTODY MEDIATOR for hearing.

Both Plaintiff and defendant are hereby instructed that pending the aforesaid child custody mediation hearing, neither parent shall remove the child from the jurisdiction of the Commonwealth of Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

May 23, 1989 Sheriff's Return filed. SERVED Dale P. Schreck on May 1, 1989 at 4:00 PM by handing copy of Complaint in Custody to Susan Bulger, girl-friend, and adult in charge of his residence, 390 Randolph Street, Meadville, Crawford County, PA.

So answers,

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

July 18, 1989 Order filed. AND NOW, July 17, 1989, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Jenifer E. Schreck shall be shared between the mother and the father, that is each, parent shall be entitled to take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such important decisions, and each parent shall be entitled to full accress to school records, medical records and other important records.

II. Physical custody of Jenifer E. Schreck shall be with her mother, Kimberly M. Williams, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every other weekend, beginning July 1, 1989 from 8:00 p.m. Saturday until 8:00 p.m. on Sunday.

B. The major holidays of Christmas, Easter, Thanksgiving and the child's birthday shall be divided between the parties so that the child is in the custody of both parents from some portionof each such holiday.

C. Transportation of the child to and from the home ofthe father shall be provided by the mother.

D. The father shall be entitled to other visits at such other times as the parties agree, for either additional weekends or extended visits in the Summer.

E. In the event that the mother should move from Crawford County, she will provide the father with at least sixty (60) days notice prior to any such move.

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

G. 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.

H. Both parents agree to inform th eother immediately of any illness or injury regarding the child and both aprents agree to furnish the other with a current telephone number.

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

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

P. Richard Thomas, J

July 18, 1989 Copies put in Harry White and John Fuller's box and copy mailed to defendant.

1989

Plate, Shapira, Hutzelman
Berlin, May, Walsh, Brabender
Stephen H. Hutzelman

381.

E. James Lucht
307 Baldwin Bldg. Erie

MARINE MIDLAND BANK

vs.

EDDIE F. SMITH AND BARBARA SMITH, HIS WIFE

Filed Apr. 26, 1989
@ 10:55 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	35.30
Pro Co Pd 6-21-89	9.00
Pro Co pd 12-5-96	5.00

COMPLAINT

2 copies (sheriff)

May 3, 1989 Amended Complaint filed.

May 8, 1989 Preliminary Objections filed.

May 8, 1989 Affidavit of Service of Preliminary Objections, Brief and Praecipe filed.

May 8, 1989 Upon Praecipe of Plaintiff's Defendant's attorney, this case is placed on the argument list.

May 25, 1989 Sheriff's Return filed. SERVED Eddie F. Smith personally on April 27, 1989 at 11:05 AM at his place of residence, R.D.#1, Box 21-A, Cambridge Springs, Crawford County, PA. 16403.
SERVED Barbara St. Jean on May 4, 1989 at 10:30 AM by handing copy of Complaint to Eddie F. Smith, boy-friend and person in charge of residence, at R.D.#1, Box 21-A, Cambridge Springs, Crawford County, PA. 16403.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, June 21, 1989 @ 2:21 P.M. Upon Stipulation of the parties, judgment is hereby entered in favor of the Plaintiff and against the defendants in the amount of Two Thousand One Hundred Eighty-seven and 95/100 Dollars plus interest according to law, attorney's fees of Four Hundred Thirty-seven and 59/100 Dollars and court costs of record. The defendant agrees to make payments of Fifty Dollars per month under this Stipulation beginning on June 15, 1989.S-208,25

Debt.....$2,187.95 + Int., Atty fees & costs
JUDGMENT
James F. Simmons
Prothonotary

June 21, 1989 Petition to Withdraw Preliminary Objections and Order filed: AND NOW, this 22 day of June, 1989, upon motion by Defendants, it is hereby ORDERED and DECREED that the Preliminary Objections heretofore filed in the above captioned matter are withdrawn.
P. Richard Thomas, J.
June 27, 1989 Copies of order mailed to Attys Hutzelman and Lucht.

Nov 27, 1996 Upon praecipe of plaintiff attorney the above-captioned matter is satisfied of record.

Meyer, Darragh, Buckler, Bebenek, Eck & Hall
Robert E. Durrant
and
Culbertson, Weiss, Schetroma & Schug
Russell L. Schetroma

382.

Jorden & White
William T. Jorden
Harry F. White

Gary M. Lightman

THE CITY OF MEADVILLE

vs.

THE CITY OF MEADVILLE POLICE DEPARTMENT, COLONEL LEWIS WALKER, LODGE NO. 97, FRATERNAL ORDER OF POLICE

Filed Apr. 26, 1989
@ 4:30 p.m.

Tax & entry Paid $50.50

PETITION TO MODIFY, CORRECT OR VACATE ARBITRATION AWARD

May 23, 1989 Respondent, Fraternal Order of Police's Answer and Motion To Quash To Petitioner's Petition To Modify, Correct, or Vacate Arbitration Award filed.

June 13, 1989 Petitioner's Response to Motion to Quash ..

Aug. 14, 1989 Petition To Intervene and Order filed. AND NOW, Aug. 14, 1989 hearing on petition set for Aug. 28, 1989 at 2:00 P.M. R L Walker, J

Aug. 14, 1989 Copies of order given to Robert Durrant, Russell Schetroma, William Jorden and Gary Lightman

Oct. 20, 1989 Order filed. AND NOW, to wit, this 20 day of Oct., 1989, upon consideration of the Petition to Intervene filed on behalf of the Pennsylvania State Lodge of the Fraternal Order of Police, by Francis P. Bascelli, Trustee Ad Litem, and upon Motion of Gary M. Lightman, Esquire, its attorney, with the consent of all parties by their counsel, it is hereby
ORDERED, ADJUDGED, and DECREED that the Petitioner is granted leave to intervene in this action as a party Respondent, and its Answer and Motion to Quash is accepted for filing.
AND IT IS FURTHER ORDERED that the original and intervening Respondents shall be required to act jointly in all matters with regard to this case, incldung but not limited to filing joint briefs, making joint arguments and conducting joint discovery and examinations of witnesses, in this proceeding and any appeals therefrom.
By the Court,
P. Richard Thomas, J

Oct. 23, 1989 Copies mailed to Robert Durrant and Gary Lightman and copies put in Russell Schetroma and Harry White's box.

Oct. 20, 1989 Concurrence filed. The undersigned, being counsel of record for and on behalf of the Respondent, the City of Meadville Police Department, Colonel Lewis Walker Lodge No. 97, Fraternal Order of Police hereby concurs, assents, and agrees to the intervention of the Pennsylvania State Lodge of the Fraternal Order of Police, by Francis P. Bascelli, Trustee Ad Litem, in the within action.
William T. Jorden

Oct. 20, 1989 Upon praecipe of William Jorden To Place Motions To Quash On the Argument List.

Oct. 20, 1989 Respondent State Lodge's Answer And Motion To Quash filed.

1989 NOVEMBER AGRUMENT LIST

Nov. 16, 1989 Petitioner's Reponse To The Pa. State Lodge Of Fraternal Order Of Police Answer and Motion To Quash filed.

Nov. 16, 1989 Certificate of Service of Petitioner's Response filed.

Nov. 27, 1989 Motion to Continue Argument and Order filed. Order: AND NOW THIS 22 day of November, 1989, upon consideration of the foregoing motion, the argument scheduled in the above captioned matter for Wednesday, November 29, 1989 at 9:45 a.m., is hereby continued to the January 29, 1990 Argument list,at a time to be specially designated on printed list.
P. Richard Thomas, J.

Nov. 28, 1989 copies mailed to Robert Durrantand Gary Lightmand and copies put in Russell Schetroma and Harry White's box.

Argument List for January 1990

Jan. 31, 1990 Supplemental Order filed. And now, January 29, 1990, at the time set for argument counsel for the parties advised the Court that the F.O.P Lodge withdraws the Motion to Quash the City of Meadville's Appeal. Accordingly, the appeal is allowed.
Pennsylvanis State Lodge Also as an Intervenor withdraws any objection to the City of Meadville's appeal.
The matter will be submitted for court consideration on stipulations of fact, briefs and related documents.
Attorney Robert E. Durrant, counsel for the City of Meadville, will submit proposed facts and a brief to the Court on or before March 1, 1990. Respondents, City of Meadville Police Department Lodge #97 and Pennsylvania State Lodge, will file responsive or counter statements or findings of fact and a responsive brief on or before March 15 1990. The Court will then take the matter under advisement and if further legal arguments are requested the Court will make said request on or before April 1, 1990.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Feb. 2, 1990 Copies of order mailed to Robert Durrant and Gary Lightman and copies put in Russell Schetroma and William Jorden's box.

Mar. 5, 1990, Motion to Extend Briefing Schedule, Consent and order filed. ORDER: AND NOW this 1st dayof Mar. a.D. 1990, the time in which the City of Meadville shall be required to file its brief in the above matter is hereby extended to thirty (30) days form the date upon which the parties file their stipulations fo fact among the records of this proceeding. The brief of the REspondent shall then be filed within twenty days of the date upon which the brief of the petitioner is filed.
BY THE COURT,
P. Richard Thomas, J.

Mar. 6, 1990 copies of order to Attys. R. Schetroma, and W. JOrden (boxes) and mailed to R. Durrant and Gary Lightman.

RECORD CONTINUED ON PAGE 563.....

McBride & McNickle, PC
Milford L. McBride,III

pro se

383.

Paul E. Allen

6/1/89 Rec'd $25.20
From Defendant
6/1/89 Paid Howard
Stewart, Sheriff
Ck #5116 25.20

IDA A. KERR

vs.

ROBERT C. KERR

Filed Apr. 27, 1989
@ 10:19 a.m.

Tax & entry Pd 6/1/89 $50.50
Sheriff's costs 25.20
Pro to Pd 6/1/89 9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plaintiff)
3 copies (sheriff)

TEMPORARY ABUSE ORDER:

And now, this 27 dayof April 1989, upon review of the petition of Plaintiff, the court enters the following Temporary Order:

1. Teh 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 t his order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county Control.

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

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

7. The defendant is reminded that his 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 May 4, 1989, at 1:30 p.m. in C. R. 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L Walker, J.

May 3, 1989 Sheriff's Return filed. SERVED Robert C. Kerr personally on April 27, 1989 at 3:40 PM by handing copy of Protection From Abuse, Petition and Order to him at his residence, Tryonville, Crawford County, PA.
So answers,

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

May 5, 1989 ORDER filed. AND NOW, May 4, 1989, the abuse matter is before the Court and without the necessity of going into a lengthy hearing, it appears that the parties have decided to separate and the defendant agrees that a Protection From Abuse Order be entered.

ACCORDINGLY, the defendant is restrained from annoying, harassing, threatening or assaulting the plaintiff in any fashion or procuring others to do so on his behalf.

The defendant is granted temporary custody of the marital home which is titled in his name. The parties mutually agree that the wife may come to the premises on May 10, 1989 at 10:00 a.m. for the purpose of picking up her personal effects and certain items brought into the marriage by her. In the event she cannot secure transportation by Wednesday, May 10, she shall notify the defendant in some fashion and another date will be set.

The defendant is directed to pay his wife the sum of $40.00 per week commencing the week commencing the week of May 7, 1989 as temporary spousal support. The wife is directed to file a regular support action if she wishes to continue receiving support within thirty (30) days with the Domestic Relations Section of Crwford County.

Any Police Officer having reasonable grounds to believe that the abuse portion of this Order has been violated, may immediately apprehend the defendant, have him arraigned before a District Justice of the Peace and confine him in the Crawford County Jail until a hearing is held on this Order.

The defendant is directed to pay costs in this case within twenty (20) days of receipt of a bill by the Prothonotary's Office.

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

May 8, 1989 Copy of Order to Atty. Paul E. Allen, Plaintiff and Crawford Co. Control.

May 15, 1989 Petition for Extension of Time and Reduction of Temporary Support Order and Order filed: And Now, May 15, 1989, upon presentation of due consideration of the foregoing Petition, support order continues until modified by temporary domestic relations order. Payment of costs extended so as to begin week of July 2, 1989.

P. Richard Thomas

May 18, 1989 Copy of order put in Paul Allen's Box and copy mailed to Ida Kerr.

June 30, 1989 Appearance of McBride & McNickle, P.C. by Milford L. McBride, III for Ida A. Kerr filed.

1989

Plate, Shapira, Hutzelman
Berlin, May, Walsh, and
Brabender
Stephen Hutzelman

384.

MARINE MIDLAND BANK

vs.

SANDRA CHINN

Filed Apr. 27, 1989
@ 11:38 a.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 21.00
Pro Co Pd 6/14/89 9.00 ✓

COMPLAINT

1 copy (sheriff)

May 23, 1989 Sheriff's Return filed. SERVED Sandra Chinn personally by handing copy of Complaint to her on May 4, 1989 at 10:02 AM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 14, 1989, at 11:58 a.m., Upon praecipe of plaintiff attonrey, with default notice attached, Judgment is hereby entered in favor of the p laintiff and against the defendant, for want of an answer; damages assessed in the amount of One Thousand Three Hundred Sixty Nine and 22/100 Dollars, plus costs of record. (Int. from Nov. 15, 1988 of $44.17 & Atty fees $220.84 incl)
Judgment entered - 6/14/89
C - 153 Debt ---$1,369.22
JUDGMENT
James F. Simmons, Pro

June 16, 1989, Notice of entry of Judgment mailed to dft.

pro se

385.

WENDY MURPHY

vs.

DeWAYNE KENNETH WAGNER

Filed Apr. 27, 1989
@ 2:13 p.m.

Tax & entry $50.50
Sheriff's Costs 21.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

TEMPORARY ABUSE ORDER:

And now, this 27th day of April 1989, upon review of the petition of Plaintiff, the court enteres the following temporary order.

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children named in the petition.

2. Special Conditions:

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

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

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

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

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 May 4, 1989 at 2:15 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

May 4, 1989 Sheriff's Return filed. SERVED DeWayne Kenneth Wagner personally on May 3, 1989 at 3:28 PM at his residence, 709½ Baldwin Street, Meadville, Crawford County, PA 16335.
So answers,

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

May 5, 1989 ORDER filed. AND NOW, May 4, 1989, the matter is before the Court on an abuse action. It appears that the physical abuse occurred in early April, but it also appears the parties lived together after that. The main thrust of the present abuse petition appears to be an argument over the defendant's payment for damages to the exhaust system of the plaintiff's car. ACCORDINGLY, without the defendant's admission that he has assaulted or abused the plaintiff in any fashion, he agrees that he will not assault, threaten, annoy or harass her in any fashion. He also agrees that upon receipt of an estimate for repair of the exhaust system he admitted he intentionally damaged, he will pay for repair of the same within ten (10) days of receipt of said estimate.

The parties are now living separate and apart at the addresses shown on the petition, and in the event they reconcile, they shall file a notice of reconciliation with this petition in the Prothonotary's Office of Crawford County.

The Court notes that the plaintiff has already filed a support petition for the minor child whose paternity the defendant admits in the Domestic Relations Section.

This Order shall be in effect for a period of six (6) months.

The dfendant is directed to pay half the costs in this case in the amount of $40.00, with the County paying the balance of the costs. The defendant will pay said sum within ten (10) days of a receipt of a bill from the Prothonotary's Office.

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

May 9, 1989 Copy of Order to Plaintiff and Defendant.

1989

James R. Irwin

Shafer, Swick, Bailey, Irwin & Stack
386.

MARGIE LEONE WYANT

vs.

JAMES CARL WYANT

Filed Apr. 27, 1989
@ 3:22 p.m.

Tax & entry paid $50.50 ✓
3 counts paid 45.00 ✓
BRIAN LINDSAY, MASTER

COMPLAINT IN DIVORCE UNDER SECTION 201(d), EQUITABLE PROPERTY PROPERTY DETERMINATION AND DISTRIBUTION, COUNSEL FEES, ALIMONY ALIMONY PENDENTE LITE

1 copy (atty)

May 4, 1989 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

June 12, 1989, Plaintiff's Income and Expense Statement filed.

June 21, 1989 Motion To Set Hearing Date For Alimony Pendente Lite and INterim Counsel Fees and Order filed. AND NOW this 21 st day of June, 1989, upon presentation and consideration of the foregoing Motion, a hearing is set for the 1st day of Aug., 1989 at 11:00 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA.

BY THE COURT
Robert L. Walker, J

June 21, 1989 copies of order put in James Irwin's box.

July 20, 1989 Inventory and Appraisement Of Margie Leone Wyant filed.

July 28, 1989 Notice of Service of Interrogatories and Request for Productions filed.

Aug. 3, 1989 Order filed. AND NOW, August 1, 1989, the matter is before the Court on a petition for alimony and counsel fees. It appears the parties separated in 1976 and the sole income of the wife from social security and a small pension is $384.00 per month or appriximately $89.00 per week.

The Defendant appears without any copies of income tax or wage statements but advises the Court that he is netting from his pay approximately $349.00 per week but has his own maintenance expenses and a truck payment due out of this sum. Applying the guidelings for support and modifying the same slightly downward, the Court Orders the Defendant, commencing with the week of July 30, 1989, to pay the wife the sum of $70.00 per week through the Domestic Relations Section of Crawford County.

In addition, the Defendant will pay to counsel for the Plaintiff as attorney fees the sum of $200.00 on or before August 15, 1989, and an additional $200.00 on or before September 15, 1989. The Order for attorney fees is made without prejudice to theCourt to divide total attorney fees of the parties between themselves in an equitable manner.

The alimony pendente lite Order shall terminate February 1, 1990, unless extended on motion for cause.

It appears that the Defendant/Husband is covered by a company health plan which does not cover the wife. The Defendant believes the wife is eligible for coverage without any additional costs to him. Accordingly, within ten(10) days, the Defendant is directed to make arrangements with his employer to have his wife's name added as a dependent under the hospitalization and medical policy offered by his company. This directive would also cover any ancillary plans such as dental and optical plans or prescription plans covered under his compnay health plan programs.

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

Aug. 4, 1989 Copy of order put in James Irwin and Dom. Rel's box and copies mailed to plaintiff and defendant.

Mar 12, 1990 Petition for Continued Alimony Pendent Lite filed.

Mar 12, 1990 Request for Hearing and order filed: AND NOW, this 12th day of March, 1990, upon presentation and consideration of the foregoing Request for Hearing a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania, on the 3rd day of April, 1990 at 1:30 p.m. o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J.

Mar 12, 1990 Copies of order put in Atty Irwin's box.

Apr. 5, 1990 Motion For Continuance and Order filed. AND NOW, this 3rd day of April, 1990 upon presentation and consideration of the within Motion this hearing is continued generally. Hearing to be schedule dupon Motion of either Plaintiff or Defendant.

BY THE COURT,
P. Richard Thomas, J

Apr. 6, 1990 Copies of order put in James Irwin and Joan Mason's box.

Oct. 15, 1990 Plaintiff's Affidavit Under Section 201(d) of The Divorce Code filed.

Oct. 19, 1990, Plaintiff's Income and Expense Statement filed.

Nov. 14, 1990 Petition By Indigent Party Under PA R.C.P. 1920.62 filed.

Nov. 14, 1990 Order filed. AND NOW, this 14th day of November, 1990, after consideration of the foregoing petition of Margie Wyant, alleging indigency, Petitioner is hereby granted permission to proceed as an indigent without the payment of costs, with this Court reserving, however, the right to allocate costs to either party at the entry of a final order.

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

Nov. 20, 1990 Copies of order put in James Irwin and Joan Mason's box.

Apr. 3, 1991, Motion for Appointment of Master in Divorce and Order appointing Master filed. AND NOW, 4/3/91 BRIAN LINDSAY ESQUIRE is appointed Master in respect to the following claims: 201(d) Divorce, Alimony, Equitable Distribution, counsel fees.

Deposit Required: By Plaintiff - 0 - By defendant $200.00

PER CURIAM,
P. Richard Thomas S.J.

Apr. 8, 1991 copies to J. Irwin, Brian Lindsay and dft. at R. D. #2, Hadley Pa. 16130.

Aug. 30, 1993 Defnedant's Counteraffidavit Under Section 3301(d) of the Divorce Code filed.

Sept. 1, 1993 Defendant's Counteraffidavit Under Section 3301(d) of The Divorce Code filed.

Sept. 15, 1993 Notice Of Pre-trial Conference filed.

RECORD CONTINUED ON PAGE 386(a).....

Margie Loene Wyant

VS.

James Carl Wyant

RECORD CONTINUED FROM PAGE 386

OF

AD 1989 - 386

****

Oct. 14, 1993 Notice For Divorce Hearing for Tuesday, Oct. 19, 1993 @ 2:00 P.M. filed.

Feb. 17, 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 10/14/93. 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,
Anthony J. Vardaro, J

Date: February 13, 1998
Feb. 13, 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)

AS OF MAY 17, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER.

386
(b)

1989

Emil M. Spadafore Jr.
Spadafore, Vardaro & Walker

387.

MARINE BANK, FORMERLY THE FIRST NATIONAL BANK OF COCHRANTON

vs.

LAUREN H. REAGLE AND WANDA E. REAGLE, HIS WIFE

Filed Apr. 28, 1989
@ 9:17 a.m.

Tax & Entry Paid	$50.50
Sheriff's costs	41.00
Pro Co Pd 6-23-89	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

May 25, 1989 Sheriff's Return filed. SERVED Lauren H. Reagle by Certified Mail May 3, 1989 at his last known address, 750 Broadcreek Rd., #1207-A, New Bern, North Carolina 28560. Signed return receipt attached.

SERVED Wanda E. Reagle by Certified mail May 3, 1989 at her last known address, 750 Broadcreek Rd., #1207-A, New Bern, North Carolina 28560. Signed return receipt attached.

SERVED Kathleen Martin (Mrs. Glenn), person in possession of mortgaged property, on May 5, 1989 at 10:25 AM at RD #4, Cotton Road, Meadville, Crawford Co., PA.

POSTED copy of Complaint on mortgaged property on May 5, 1989 at 10:26 AM at RD #4, Cotton Road, Meadville, Crawford Co. PA.

So answers,

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

June 23, 1989 Affidavit of Non-Military Service filed.

AND NOW, June 23, 1989 Upon Praecipe of Plaintiff's atorney judgment is hereby entered in favor of the Plaintiffs and against the Defendants for failure to file an answer and damages are assessed as follows: Unpaid principal balance Fifty Thousand Seven Hundred Ninety-two and 18/100 Dollars; Interest, Four Thousand Five Hundred Twenty and 66/100 Dollars; Costs & fees, Two Hundred Fifty-eight and 50/100 Dollars; TOTAL Fifty-five Thousand Four Hundred Sixty-five and 15/100 Dollars.

R-101, 171

Debt.....$55,465.15
JUDGMENT
James F. Simmons
Prothonotary

EX 1989-71

388.

IN THE MATTER OF THE REGISTRATION

OF
ROBERT MITUTTLE
834 N. Main St. Ext.
Meadville, Pa. 16335

Filed Apr. 28, 1989
@ 10:16 a.m.

ORDER FOR HEARING

P. Richard Thomas, P.J.

And now, April 27, 1989, the Court has been advised by the attached letter that Robert M. Tuttle attempted to change his registration from Independent to Republican, mailed the required form in compliance with teh statutes, but for some unknown reasons his change of registration was apparently lost in transit to the Voter Registration Office.

The voter requests the Court to schedule a hearing to correct his registration. Accordingly, the Court hereby sets a hearing for May 2, 1989, at 9:00 a.m. in Courtroom 1, for the purpose fo receiving evidence under oath and to determine whether to comply with the voter's request.

A copy of this hearing notice will be delivered to the Voter Registration Office.

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

April 28, 1989, copy of above order mailed to petitioner, Robert M. Tuttle, and copy delivered to Voter Registration Office, Courthouse, Meadville, Pa. by Court Adm.

May 3, 1989 Order filed: AND NOW, May 2, 1989, after hearing, the Court is satisfied the above voter intended to change his registration and that through some oversight or mail lost his completed request for registration change never reached the Voter Registration Office in the Courthouse. Under all the circumstances, the Court believes the voter should be entitled to change his registration to effectuate his wishes in the upcoming primary election to have a definitive party registration. Accordingly Voter Registrat Ann Larson is hereby DIRECTED to accept a request for change in designated party from the above voter forwith and take all steps necessary to enable him to vote in person or by absentee ballot at the May 16, 1989 Primary.

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

May 8, 1989 Copies of order to Handed to Voter Registration and copy mailed to Mr. Tuttle.

1989

R. Charles Thomas
Bozic and Thomas

389.

JUDY FLORENCE ALEXANDER

vs.

DAVID LEE ALEXANDER

Filed Apr. 28, 1989
@ 4:11 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Pro Co pd 10/9/89	9.00
State pd 10/9/89	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY

1 copy (atty)

Oct. 5, 1989 Affidavit of Service of Complaint In Divorce filed. R, CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on May 4, 1989, he sent a true and correct copy of the Complaint In Divorce, properly endorsed with the NOtice To Defend, filed in the above action to the Defendant, David Lee Alexander, at Defendant's last known address of c/o The Meade Inn, 625 Park Ave., Meadville, PA. by Certified Mail No. P 966 069 667, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as May 5th, 1989.

R. Charles Thomas, J

Oct. 5, 1989 Affidavit of Consent of Plaintiff filed.

Oct. 5, 1989 Affidavit of Consent of Defendant filed.

Oct. 5, 1989 Stipulation between both parties filed.

Oct. 5, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court

Oct. 23, 1989 **DECREE FILED.**

AND NOW, this 23 day of Oct., 1989, the Court orders and decrees as follows:

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

2. REAL ESTATE: The parties jointly owned real estate located at Guys Mills, Crawford County Pennsylvania, will be sold. After payment of the mortgage in favor of Marquette Savings Association, realtor's commissions; transfer taxes, prorate share of real estate taxes and Atttorney fee's not to exceed $150.00 for preparation of deed and attendance at the closing, the proceeds of said sale shall be divided by the parties 55% to the Plaintiff and 45% to the Defendant. The Plaintiff shall enjoy exclusive possession of the premises, and shall be liable for the mortgage payments, homeowners insurance premiums and taxes as they come due until the said real estate is sold. Should the Wife default in such payments, she shall indemnify the Husband for any resulting costs, including reasonable attorney's fees.

3. VEHICLES: The 1981 Ford Truck will be the sole and exclusive property of Mr. Alexander and he shall pay and assume the obligation in favor of Signal Finance Company on that truck. The parties 1981 Ford Stationwagon shall beocme the sole and exclusive property of Mrs. Alexander.

4. DEBTS: The Plaintiff shall make timely payments on the mortgage in favor of the Marquette Savings Association as stated in paragraph number 2 above as well as assuming full responsibility for the debt owed to Pennbank of approximately $4,000.00. The Defendant will assume liability on the debt owed to Signal Finance Company as stated in paragraph 3 above and the debt owed to his credit union through his employment at Talon, INc. The Defendant will also be liable for the debt owed to MOntgomery Ward and Sears on the revolving charge agreements. Each party will indemnify and hold harmless theother in regard to the debts assumed above including payment of attorney's fees incurred due to their default.

5. PENSION: The parties release any right or claim they may have in the pension of the other.

6. MISCELLANEOUS TANGIBLE PERSONAL PROPERTY: All tangible personal property has been divided to the satisfaction of the parties. The personal property remaining inthe marital home shall be the sole and exclusive property of Mrs. Alexander and the property in the possession or control of Mr. Alexander shall become his sole and exclusive property.

7. 1989 TAX RETURN: The parties hereto shall file a joint return fo rthe tax year ending December 31, 1989, and shall share any taxes due and owing, or shall divide any refund in an amount in proportion to respective income.

8. CUSTODY: The parties shall share legal custody of their minor children, Alan Lee Alexander and Amanda Florence Alexander. Alan shall be in the physical custody of Mr. Alexander and Amanda shall b ein the physical custody of Mrs. Alexander. Both parties shall grant liberal visitaiton rights to the other parent and shall not commit any act that shall interfere with the relationship of theother party with either minor child.

9. WAIVER OF FILING DOCUMENTS: Each party hereto waives the requirements of the Pennsylvania Rules of Civil Procedure, that require each party to file a detailed inventory and appraisement of his or her debts and assets, and further waive the requirement of the Pennsylvania Rules of Civil Procedure that each party file an income and expense statement. Each person is aware of the debts and assets of the other party, to his or her own satisfaction.

BY THE COURT,
P. Richard Thomas, J

March 2, 1990 ORDER with CONSENT filed. AND NOW, this 2nd day of March, 1990, the Court previously having entered an Order as part of a Divorce Decree, on Oct. 23, 1989, and the parties having mutually agreed to consent to amending said Order insofar as the real estate:

It is hereby Ordered and Decreed that the prior Order dated Oct. 23, 1989 is hereby amended and David L. Alexander shall execute a deed to Judy F. Alexander to property located in East Mead Township, Crawford Co., PA. and being more fully described in Crawford Co. Deed Book 552, Page 749. Said deed shall be executed and recorded at the Crawford County Courthouse within thirty (30) days of the date of this Order.

The present mortgage to Marquette Savings and Loan shall be the sole responsibility of Judy F. Alexander and she shall continue to make the monthly payments as due, as well as any other payments required to be made under the terms of the mortgage.

It is noted that the parties' consent to this Order, as signed by them, is attached hereto. A copy of the prior Court Order dated Oct. 23, 1989 is attached hereto.

P. Richard Thomas, J.

March 5, 1990 Copy of Order to Atty. R. Charles Thomas.

1989

Mason and Mason
Joan D. Mason

390.

KEVIN L. MUMFORD

vs.

LISA L. MUMFORD

Filed May 1, 1989
@ 10:40 a.m.

Tax & entry	$50.50
Pro Co pd 9/29/89	9.00 ✓
State pd 9/29/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 17, 1989 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above captioned case, and being duly sworn according to law, despose and say that I did on May 10, 1989, mail to the above Defendant, Lisa L. Mumford, by certified mail # P-724 951 445, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on May 13, 1989, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Atty, for Plaintiff

Sept. 8, 1989 Affidavit Of Consent of Plaintiff filed.

Sept. 29, 1989 Affidavit of Consent of Defendant filed.

Sept. 29, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Oct. 9, 1989 **DIVORCE DECREE FILED.**

And now, October 9, 1989, it is ordered and decreed that Kevin L. Mumford, plaintiff, and Lisa L. Mumford, defendant are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Bozic and Thomas
R. Charles Thomas

391.

5/31/89
Recd. $50.00 From Defendant.
5/31/89 Pd $50 to Howard Stewart, Sheriff Unit 5109
6/2/89 Paid $50 to Atty R. Charles Thomas Unit 5114

ETHEL E. KOREN

vs.

JOHN R. KOREN

Filed May 1, 1989
@ 10:46 a.m.

Tax & entry	Pd 5/31/89	$50.50
Service Costs		50.00
Pro Co	Pd 5/31/89	9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (atty)

TEMPORARY ABUSE ORDER:

AND NOW, this 1st day of May 1989, upon review of the Petition fo Plaintiff, the court entered the following Temporary Order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff.

2. The plaintiff shall have sole and exclusive possession of the marital residence located at 1447 East Lake Road, Jamestown Pa. The defendant shall not go to that residence at any time nor shall the defendant contact or attempt to contact the plaintiff directly or indirectly.

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 polcie departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy ofthe petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.

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

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

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

Hearing is hereby set for May 10, 1989, at 10:30 a.m. in court room No. 1 or 2 of the Crawford Countycourt House. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY THE COURT,
Robert L. Walker, J.

May 10, 1989 Affidavit of Service filed. I, ROBERT OSBORNE, being duly sworn according to law, depose and say that on May 4th, 1989 at 6:10 o'clock P.M., I personally served a true and correct copy of the Petition For Emergency Relief Under Protection From Abuse Act filed in this case upon the Defendant, John R. Koren.
Robert Osborne

May 11, 1989 Order filed. AND NOW, May 10, 1989, at the time set for hearing Plaintiff appears with counsel and Defendant appears without counsel. Without the necessity of the taking of testimony, the Defendant generally admits the allegations contained in the original Petition. The matter has been delayed reaching court, because apparently shortly after the incident of April 3, 1989, the Defendant admitted himself to an alcoholic rehabilitation center for a period of twenty-eight (28) days.

ACCORDINGLY, the Defendant, is DIRECTED not to threaten, abuse or assault his wife or chidlren in any fashion or procure others to do so on his behalf.

Defendant consents that the wfie and children continue to occupy the marital home.

Defendant reports the business is in a disasterous financial condition, and he is uncertain as to its future at this time.

The wife has filed a support Complaint at the Domestic Relations Section,but hearing thereon before a Hearing Officer was delayed because of the Defendant's recent confinement for alcoholic rehabilitation; accordingly, the Court believes a temporary support Order would be inappropriate at this time due to the absence of income on behalf of the husband, and will request the Domestic Relations Section to schedule the matter before a Hearing Officer as soon as possible.

The parties mutually agree that the Defendant may go to the marital residence Saturday, May 13, 1989 at 10:00 a.m. to remove his personal belongings.

This Order shall remain in force and effect for a period of one (1) year, unless terminated by the consent of the parties sooner.

The defendant is advised that upon any violation of this Order, a police officer having reasonable grounds to believe that this Order has been violated, may apprehend the Defendant without warrant, produce him before a District Justice of the Peace, who may confine him for contempt in the Crawford County Jail until a hearing can be held before the court.

The Defendant is DIRECTED to pay costs in this case within twenty (20) days of being billed by the Prothonotary's Office at his address, 56 Gibson Raod, Greenville, Pennsylvania 16125.

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

May 11, 1989 Two copies given to Atty. Thomas, one copy to Dom. Rel., one copy to county control and one copy to defendant.

1989

Watts Pepicelli
Youngs and Youngs PC
Alan L. Pepicelli

392.

DARA M. ANDREWS, A MINOR,
BY DWIGHT L. ANDREWS AND
BARBARA J. ANDREWS,
HER GUARDIANS

vs.

HARRY BURCHARD, JR.
a/k/a HARRY BURCHARD

Filed May 1, 1989

Tax & entry Paid $50.50 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

May 18, 1989 Writ Return filed. SERVED Harry Burchard, Jr. personally on May 4, 1989 at 2:55 PM by handing copy of Summons to him at his residence, R.D.#3, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

~~J. Wesley Rowden~~ Withdraw
Gerald Sullivan
pro se

393.

Theodore H. Watts

5/17/89 Recd $19.00 From Defendant
5/17/89 Paid $19.00 To Howard Stewart, Sheriff
CK #5060

JOYCE A. WILLIAMS

vs.

RUSSELL J. WILLIAMS

Filed May 1, 1989
@ 3:23 p.m.

Tax & entry Pd 5/17/89 $50.50
Sheriff's costs 19.00
Pro Co Pd 5/17/89 9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

AND NOW, this 1 day of May 1989, upon review of the petition of plaintiff, the court entres the following Temporary Order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children named in the petition.

2.. Special Conditions: Wife to have exclusive possession of the maritalhome till further order of court. Husband will surrender any keys tot he house to officer serving these papers. Wife to have possession of Cadillac car unti 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 polcie departments in the jurisdiction where the plaintiff resides and to county control

5. Service of a copy ofthe petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.

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

7. The defendant is reminded that this is a 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 onallocation of fees and costs.

Hearing is hereby set for may 8, 1989 at 3:00 p.m. in C. R. No. 1 or 2 ofthe Crawford countycourt house. 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, J.

May 3, 1989 Sheriff's Return filed. SERVED Russell J. Williams personally on May 1, 1989 at 3:50 PM by handing copy of Protection From Abuse, Notice, Petition and Order to him at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers,

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

May 10, 1989 Order filed. AND NOW, May 8, 1989, after hearing, the Court notes an impossible conflict of testimony between the parties but finds there is sufficient evidence that the Defendant inflicted bodily injury on the Plaintiff at least on one occasion without her consent.

The Plaintiff is accorded possession of the marital property for the months of May and June and the defendant is directed to pay the mortgage payment on the premises for said months from his own earnings.

The Defendant advises the Court that without official records, he estimates his net take-home pay at $20,000.00 per year, which nets to $1,667.00 per month. Based on this figure, the Court directs the Defendant to pay temporary support to his wife in the amount of $100.00 per week under the guideline calculations commencing with the week of May 7, 1989. The wife is directed to file forthwith, or at least not later than two week from today, a support petition in the Domestic Relations Section and the matter will be referred to a Hearing Officer as promptly as possible.

The support Order will last for a period of two months from this date or will be replaced sooner by a temporary Order of the Hearing Officer when entered.

The Defendant is directed not to harass, annoy, assault, threaten, or abuse his wife in any fashion.

The defendnat may go to the premises at 1085 Carmont Drive on May 9, 1989,at 10:00 a.m. to remove formthe premises his personal effects and a set of specialized wrenches in the basement. The wfie will not be present at the time. The defendant may not damage or destroy or disrupt the household in any fashion in removing his personal effects.

The wife will eave the keys in her possession for the Corvette car on the ketchen countertop for the husband. The wife will search for a key to the business post office box and if she finds the same, will leave it with the car keys.

The husband is granted exclusive possession of the Corvette car and the truck and the wife shall have exclusive possession ofthe Cadillac car. The husband will make any payments due on the Cadillac car for a period of at least two months or until a temporary Order is entered at the Domestic Relations Section covering said subject.

This Order shall remain in force and effect for a period of six months unless further extended by the Court.

Any police officer believing the Defendant has violated the terms and conditions of this Order regarding threats or abuse toward the wife may, upon probable cause, apprehend the Defendant and take him to a District Justice for immediate arraignment on contempt charges.

The Defendant will pay costs in this case to the Prothonotary within ten (10) days of the billing.

It seems the wife closed out a joint checking account and received $436.00 in cash. The husband claims there are outstanding checks against this closed account that would more than use up the amount withdrawn by the wife. The wife will this date surrender $436.00 cash to the husband and it shall be the husband's responsibility to cover all checks against the closed account.

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

May 10, 1989 copy given to county control. May 15, 1989 copies put in boxes for Gerald Sullivan, Theodore Watts and Dom. Rel.

June 9, 1989, Petition for Contempt of Protection From Abuse Order and Order filed. 1 copy (atty)
ORDER: AND NOW, this 9 day of June 1989, upon consideration of the foregoing Petition, it is ORDERED AND DECREED that a rule to show cause shall be granted upon Russell J. Williams directing him to show cause, if any he has, why he shouldnot be held in contempt of court for failure to comply with teh order of court dated May 8, 1989 in the above captioned proceedings.

RULE returnable on the 30 day of June 1989 at 11:00 a.m. in C. R. ____, Crawford County Courthouse.

BY THE COURT,
P. Richard Thomas, J

June 14, 1989, copies of order to Attys. G. Sullivan and T. Watts.

Continued on page 556

1989

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
~~William J. Gregg~~

394.

Christopher Youngs

NORTHWEST PACKAGING, INC.

vs.

SARAH MANNING

APPEAL OF DEFENDANT FROM JUDGMENT OF WAYNE HANSON, 30-3-01

May 1, 1989 Rule entered upon plaintiff to file complaint, issued.

May 8, 1989 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

May 19, 1989 Complaint filed. 1 copy (atty)

July 13, 1989 Notice Of Service of Interrogatories filed.

July 13, 1989 Answer, New Matter and Counterclaim filed.

Filed May 1, 1989
@ 4:01 p.m.

Tax & entry Paid	$50.25
Pro Co Pd 4/24/91	15.00
Pro Co pd 7/5/91	6.00

Aug. 8, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Plaintiff filed.

Aug. 14, 1989 Motion To Withdraw Appearance and Order filed. AND NOW, Aug. 14, 1989, upon presentation and consideration of the within Motion, Plaintiff's counsel, William J. Gregg, Esq., is hereby authorized to withdraw his appearanc eon behalf of the Plaintiff in the above-entiled case. Robert L.Walker, J

Aug. 14, 1989 Copies of order put in E. Max Weiss, William Gregg and Christopher Youngs box.

Aug 16, 1989 Defendant's Verification filed.

Aug 24, 1989 Reply of Northwest Packaging Inc. to New Matter and Answer and New Matter and Counterclaim filed.

Sept. 8, 1989 Motion To Compel Answers To Interrogatories and Order filed. AND NOW, September 8, 1989, upon presentation of the foregoing Motion, a Rule is hereby entered upon the Plaintiff to appear and show cause, if any, why it should not be compelled to provide a full and complete answer to Defendant's Interrygatory number 7.
This Rule shall be returnable and a argument hled thereon on the list ofr Oct. 30, argument list.
by the court,
P. Richard Thomas, J

Sept. 11, 1989 Copies put in E. Max Weiss and Christopher Youngs box.

On October 1989 Argument List

Oct. 30, 1989, Motion to continue Argument and Order filed. ORDER: AND NOW, Oct. 30, 1989, the foregoing Motion is granted.
BY THE COURT,
P. Richard Thomas, J.

Oct. 30, 1989, copies to E. Max Weiss and C. Youngs, Esqs.

Apr. 24, 1991 Upon praecipe of defendant attorney, for reference to the arbitrators, the following arbitrators are appointed:
John Petruso, Ch.
Brian Lindsay
Sylvia Dratler

Apr. 24, 1991, Arbitrators Take the Qualifying Oath.

July 5, 1991 Upon praecipe of both Attorney's for plaintiff and defendant the within action is marked settled and discontinued of record.

1989

395.

REPORT OF THE AUDITORS
OF CRAWFORD COUNTY FOR
THE YEAR OF 1988

Filed May 1, 1989
@ 3:59 p.m.

ANNUAL FINANCIAL REPORT OF THE COUNTY OF CRAWFORD
FOR THE YEAR 1988

ORDER:
AND NOW, 4/28/89 the Prothonotary is directed to file the foregoing report.

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

1989

396.

Bruce A. Barrett

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT

of

DAVID R. EASTLICK

Filed May 2, 1989

APPLICATION FOR INVOLUNTARY EMERGENCY EXAMINATION AND TREATMENT AND APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures of Act of 1976
(Sections 302 and 303)

August 8, 1989 Petition For Involuntary Treatment filed.

Aug. 11, 1989, Report of Mental Health Review Officer, Recomendation and Order filed. ORDER: AND NOW, this 11 day of Aug. 1989, upon consideration of the petition filed at the above no. and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer (JOhn Petruso, esq.) it is hereby ORDERED AND DIRECTED that the said David R. Eastlick be committed to Warren State Hospital for treatment for a period not to exceed 90 days. This order shall take effect when arrangements can be made for the transfer ofthe patient.

BY THE COURT,
Robert L. Walker, J.

Aug. 11, 1989 copies to WSH, Mental Health, Atty. Barrett.

Oct. 24, 1989, Petition for Involuntary Treatment filed.

Oct. 24, 1989, report of Mental Health Review Officer, recommendation and Order filed. ORDER: AND NOW, this 23 day of Oct. 1989, upon consideration fo the petition filed at the above no., and other relevant matter, and after a review of the report of the Mental Health review Officer, it is hereby ORDERED AND DIRECTED that the said David Eastlick be committed to Warren state Hospital for treatment for a period not to exceed 180 days.

BY THE COURT,
P. Richard Thomas, J.

Oct. 24, 1989, copies to B. barrett, Mr. Lilly and WSH.

1989

Strassburger McKenna
Gutnick & Potter
Frank Arcuri
Robert L.Potter
397.

Marsh, Spaeder, Baur,
Spaeder & Schaar
By: William J. Schaaf
By: Eugene C. Sundberg, Jr.

~~Jill M. Strouss~~ withdrawal
Atty for Referee Pastewka

Susan N. Duke
for Pastewka

JOHN S. FERRY, AN INDIVIDUAL

vs.

JAMES R. IRWIN, AN INDIVIDUAL
AND SHAFER, SWICK, BAILEY,
IRWIN & STACK, A PARTNERSHIP

Filed May 2, 1989
@ 11:06 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	31.00
Pro Co pd 3-29-95	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

May 23, 1989 Writ Return filed. SERVED James R. Irwin personally by handing copy of Summons to him on May 4, 1989 at 1:15 PM at his office, 360 Chestnut Street, Meadville, Crawford County, PA. SERVED Shafer, Swick, Bailey, Irwin & Stack on May 4, 1989 at 1:16 PM by handing copy of Summons to James R. Irwin a partner, at their place of business, 360 Chestnut Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 16, 1990 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, By: William J. Schaaf and Eugene C. Sundberg, Jr. for defendants filed.

Nov. 7, 1990 Complaint in Civil Action filed.

Dec. 3, 1990, Notice of Written Intention to File Praecipe for Entry of Default Judgment filed.

Dec. 7, 1990, Defendants' Answer and New Matter to Plaintiffs Complaint filed. 3 copies (atty)

Dec 20, 1990 Reply to New Matter filed.

Mar. 28, 1991 Notice Of Deposition of Karen L. Hughes, Esq. filed.

Oct 8, 1992 MOTION FOR PROTECTIVE ORDER PURSUANT TO RULE 4011 AND 4012(a) OF THE PENNSYLVANIA RULES OF CIVIL PROCEDURE and ORDER, filed. ORDER: AND NOW, this 23rd day of September, 1992, upon consideration the Motion of the Commonwealth of Pennsylvania, Deptmart of Labor and Industry, Bureau of Workers' Compensation, to Stay Discovery of Referee Edward A. Pastewka, pursuant to Pa. R.C. P. 4013, said motion is granted. It is hereby ordered that Discovery of Referee Pastewka be stayed pending resolution of the Motion for protective Order Prohibiting Discovery to be decided by a visiting judge. BY THE COURT,
Anthony J. Vardaro, J.
Oct 15, 1992 cooy to E. Sundberg, E. Pastewka, F. Arcuri, J. Strouss

Oct. 20, 1992 Re: Motion for Protective Order Assignment ofArgument Date filed. October 20, 19 1992, argument in the matter is hereby set for November 10, 1992, at 9:00 A.M., before The Honorable James B. Dwyer, Senior Judge, specially presiding in a Courtroom to be designated.
FOR THE COURT,
Imogene Yetman, C.A.

Oct. 20, 1992 Copies of order to Atty's Potter, Schaaf, Sundgerg & Strouss and Judge Dwyer

Nov. 10, 1992 ORDER filed. AND NOW, Nov. 10, 1992, th Attorney for the Bureau of Worker's Compensation filed a Petition for Protective Ordr to limit discovery to deposition by interrogatory limited to two specific areas, and the Court grants the same as follows:
1. Was Doctor Karl F. Frankovitch's medical report of July 17, 1992 listed as an Exhibit on the Referee's Opinion in the case of Ferry versus United Parcel Service dated Dec. 5, 1986 under the term "medical report"?
2. Had Attorney Irwin, Attorney for the Claimant, John S. Ferry, objected to or requested that the Referee exclude from the record those portions of Doctor Rogers' testimony which were based on the opinions or testing of other non-testifying, unidentified neuroradiologists,how would the Referee have ruled and should your answer be that the objection was sustained and that portion of Doctor Rogers' testimony excluded, would it have led to a different result in the Referee's final determination and Opinion?. BY ORDER OF THE COURT,
James B. Dwyer, S.J.
Specially Presiding
Nov. 10, 1992 Ct. gave copies to Dft. Atty & Referee Atty. Nov. 12, 1992 copies mailed to Potter.

Jul. 11, 1994 Certificate of Readiness filed.

7-26-94 Rec'd filed

ON TRIAL LIST FOR OCTOBER, 1994

Jul. 26, 1994 Motion forSummary Judgment, filed.

Jul. 26, 1994 Upon Praecipe of William J. Schaaf, ESquire,Attorney for Defendants, the above captioned matter is placed on the next available Argument List.

ON AUGUST, 1994 ARGUMENT LIST

Aug. 31, 1994 Deposition of Mark Robert Foster, Ph.D., M. D. Thursday, November 7, 1991, filed.

Aug. 31, 1994 Deposition of Karen Hughes, Thursday, April 25, 1991, filed.

Aug. 31, 1994 Transcript of Proceedings, filed.

Aug. 31, 1994 Notice of Filing of Depositions, filed.

Aug. 31, 1994 Oral Depositions of: James R. Irwin, ESq.; Paul D. Shafer,Jr., Esq., filed.

Aug. 31, 1994 Deposition of Jack VanDervort, D.C., filed.

Aug. 31, 1994 Deposition of Lisa Rogers, D.O., filed.

Aug. 31, 1994 Deposition of Dr. Karl Frankovitch, filed.

Aug. 31, 1994 Plaintiff's Documents in Opposition to Summary Judgment, filed.

Continued on Page 579

Barrett & Dratler
Bruce A. Barrett

398.

ANTHONY WALTER LEMANSKI, III

vs.

DEBORAH RHODES LEMANSKI

Filed May 2, 1989
@ 11:54 a.m.

Tax & entry Paid	$50.50 ✓
Pro Co. Pd. 8/15/89	9.00 ✓
State Surcharge Pd.	10.00
Pro Co Pd 8/29/89	5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

May 8, 1989 Affidavit of Service filed: BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

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

2. That a true and correct opy of the Amended Complaint in Divorce was sent by registered mail to the Defendant.

3. The registered mail was sent to Deborah R. Lemanski, at 197 Oak Street, Meadville, PA 16335 on May 2, 1989. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on May 4, 1989. Said receipt card number P 966 074 345 is attached hereto and signed by Deborah Lemanski.

August 15, 1989 Affidavit of Consent of Plaintiff filed.

August 15, 1989 Affidavit of Consent of Defendant filed.

August 15, 1989 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

August 24, 1989 **DIVORCE DECREE FILED**

And Now, August 24, 1989, it is ordered and decreed that ANTHONY WALTER LEMANSKI, III, plaintiff, and DEBORAH RHODES LEMANSKI, defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Robert L. Walker, J.

Aug. 29, 1989, NOTICE OF ELECTION TO RETAKE MAIDEN NAME filed.

TO BE KNOWN AS: DEBORAH ELLEN RHODES.

1989

pro se

399.

DIANE MILLER

vs.

RAYMOND E. MILLER

Filed May 2, 1989
@ 1:15p.m.

Tax & entry	$50.50
Sheriff's Costs	19.50

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plaintiff)
4 copies (sheriff)

TEMPORARY ABUSE ORDER:

AND NOW, this 2 cay of May 1989 upon review of the petition of plaintiff, the court enteres the following temporary order.

1. The defendant shall not assault, abuse, harass or threaten the plaintiff.

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 ofthe petition and this order shall be made on the defendant by a sheriff, constable, police officer, or competent adult.

6. This temporary ordershall remain n full force and effect until modified or terminated by further order of court.

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 tosix months.

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

Hearing is hereby set for May 8, 1989 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 desisres but he is not required to do so.

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

May 8, 1989 Sheriff's Return filed. SERVED Raymond E. Miller, personally by handing copy of Protection From Abuse, Petition and Order to him on May 4, 1989 at 9:55 AM at his place of employment, Ray's Auto Body, 340 Main Street, Saegertown, Crawford County, PA.

So answers,

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

May 10, 1989 Order filed. AND NOW, May 8, 1989, at the time the hearing is scheduled before the Court, the Plaintiff advises that the parties have talked the matter over and they have reconciled and she is desirous of dropping these charges. The Court advises her about what factual situation would warrant a Protection From Abuse Order in the future and the Defendant advises that he will not threaten or abuse his wife so he will have to come back to Court.

The County is directed to pay costs in this case.

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

May 15, 1989 Copies mailed to parties and copy given to County Control.

1989

Mahany, Roeder &
Smith
Tamera Ochs-Rothschild

400.

DEBORAH WORLEY

vs.

ROGER LYNN WORLEY

Filed May 2, 1989
@ 3:56 p.m.

Indigent filing

Bruce Smith, Mediator 95.85

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)
1 copy (mediator)

May 2, 1989, Petition to Proceed in Forma Pauperis, Verification and Order filed. ORDER: AND NOW May 2, 1989, on consideration of plaintiff's petition to Proceed in Forma Pauperis this court finds that plaintiff is indigent and iswithout financial resources to pay the costs involved in bringing this action, for these reasons it is ordered and decreed that plaintiff's petition to proceed in forma pauperis is granted and she shall be required to pay only the followig costs:

Right reserved to require payment of costs by either party if appropriate. By the Court,
1 copy (atty) Robert L. Walker, Judge

May 2, 1989, ORDER OF COURT filed. You, Roger Lynn Worley, defendant have been sued in court to obtain custody of the minor children, Justin Shane Worley and Gary Daniel Worley.

YOU ARE ORDERED TO APPEAR IN PERSON AT THE TIME AND PLACE Selected by BRUCE SMITH, CUSTODY MEDIATOR.

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

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

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

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

Crawford County Bar Assoc. Ser. to the Public Committee c/o Prothonotary Crawford County Courthouse, Meadville, Pa. 16335 Tele: 814 724-4636.

1 copy (atty) 1 copy (mediator) BY THE COURT,
Robert L. Walker, J.

May 9, 1989 Certificate of Service filed: I hereby certify that on May 8, 1989, a true and correct copy of the Divorce and Custody Complaint in the above captioned matter was served on Roger Lynn Worley, by Certified Mail No. P 382 386 001, Restricted delivery, Return Receipt Requested, Postage Prepaid addressed as follows:

Mr. Roger Lynn Worley
Broadmoor Plantation, Apt 113A
10550 Florida Avenue
Baton Rouge, La 70815

Mahany, Roeder & Smith
Tamera Ochs-Rothchild
Attorneys for Plaintiff

Aug. 7, 1989 Affidavit Of Return of Service filed. On May 8, 1989, I mailed a true and correct certified copy of the Complaint in the above captioned matter by Certified Mail No. P 392 386 001, Restricted Delivery, to the Defendant at Broadmoor Plantation, Apt. 113A, 10550 Florida Avenue, Baton Rouge, LA 70815. The Complaint was returned marked "attempted, Not Known: on or about May 25, 1989. A copy ofth envelope and return receipts are attached hereto and marked as "Exhibit A".

On June 16, 1989, I mailed a true copy of the Complaint in the above captioned matter by Certified Mail No. P 382 286 002, Restricted Delivery, to the Defendant at 8243 Skysail, Apt. C, Baton Rouge, LA 70820. On or about July 15, the postal service returned the Complaint marked "Unclaimed". A true copy of the envelope and mailing receipts is attached hereto and marked Exhibit B.

On July 28, 1989, I mailed a true copy of the Complaint in the above captioned matter by Certified Mail No. P 382 286 005, Restricted Delivery, to the Defendant at 16550 South Amit, Baton Rouge, LA 70819. Respondent signed a return receipt upon delivery August 1, 1989. The receipt is attached hereto and marked as "Exhibit C" which was returned by the post office on August 4, 1989.

I make these statements pursuant to 18 Pa.C.S. Sec. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild

Spet 26, 1989, Temporary Order of Court filed: AND NOW, this 25th day of September, 1989, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Justin Shane Worley, age seven, and Gary Daniel Worley, age two, the parties to this action, shall share legal custody of the minor children. Said joint legal custody being shared shall entitle both parents to equal input with regard to educational and religious upbringing of the children, as well as elective surgery.

2. Primary physical custody of the children shall remain with the natural mother, Deborah Worley. Visitation with the children or either of them shall be only at the request of the defendant father and in the presence of either the defendant father's mother, Clara Jane Carter, or the plaintiff mother's sister, Linda Woods. Clara Jane Carter lives in Pennington Gap, Virginia, and Linda Woods lives in Titusville, Pennsylvania. On a written notice ot ten days from the father, either Clara Jane Carter or Linda Woods shall be permitted to take the children or one of them into her temporary physical custody for the purpose of the father visiting with the children or one of them while in the custody of either of these two parties. Clara Jane Carter shall be permitted to take the children or one of them to her residence in Pennington Gap, Virginia, but Linda Woods shall keep the children or one of them in Titusville, Pennsylvania. In both cases, the father shall visit with the children or one of them in the presence of one of the parties mentioned. The mother has confidence in both of these parties that they will see to the return of the children, but the father shall also be primarily responsible for return of the children to the plaintiff mother after visitation, which shall not last more than one week at any given time, shall not include more than three weeks in any given year, and shall not occure while either of the children is involved in school. If the father wants to visit the children during the school year, that visitation shall take place at the home of Linda Woods in Titusville, Pennsylvania. At times when the mother has telephone service to her home she shall permit the defendant father to call the children at least once per week to speak for up to one hour at the defendant father's expense. The cost of transportation of the children for the father's visitation shall be at the father's expense. The responsibility for pick-up and

Continued on next Page....

and return of the children or one of them shall also be the father's responsibility.

3. The parent having custody of the children or one of them at anytime shall notify the other parent as soon as possible in the event of injury or illness requiring medical treatment.

4. Neither of the parents shall take the children into any environment which might be commonly thought of as detrimental to their development or to the development of their character or which would be commonly thought of as dangerous to their physical persons.

5. The parents are encouraged to discuss arrangements for physical custody of the children; and, if the parties mutually agree to alternative arrangements to accommodate themselves or the children'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 and all of those with whom the parents regularly leave the children will teach the children to show that love and respect due a parent from his or her children, and neither of the parents nor any those persons in contact with the children, will do anything to blacken the character of the other parent in the eyes of the children.

7. This Order shall not prejudice the right of either party to request a Mediation Conference if the best interest of the children requires such a conference.

8. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either parent or either child resides in the Court's jurisdiction and for at least six months from the date of this Temporary Order.

9. A certified copy of this Order May be filed in the North Baton Rouge Parish Courthouse to expedite reciprocal enforcement of this Order.

10. The fee for the Child Custody Mediator shall be paid by the Court of Crawford on behalf of both the mother and father.

11. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty (30) days from the date of this Temporary Order.

BY THE COURT,
Robert L. Walker, Judge

Sept 27, 1989 Copies of order mailed to Attys. Ochs-Rothchild and Smith.

Nov. 22, 1989 Affidavit Of Consent of Plaintiff filed.

Nov. 22, 1989 Affidavit of Consent of Defendant filed.

Nov. 22, 1989 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec 1, 1989 Order filed: AND NOW, December 1, 1989 this matter having been submitted to the court for entry of a divorce decree, in reviewing the record, it appears that the complaint was filed on May 2, 1989 and finally served by certified mail on August 1, 1989. However, the complaint was not reinstated prior to service, and therefore, the complaint as original process was void after 30 days beyond filing. This matter is returned to the Prothonotary's Office for further proceedings.

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

Dec 4, 1989 Copies of order mailed to Atty. Och-Rothchild.

Dec. 8, 1989 Complaint Reinstated.

Dec. 13, 1989 Certificate of Service filed. On December 11, 1989, I mailed a certified copy of a Divorce Complaint in the above captioned matter by Certified Mail No. P 899 145 560 Return Receipt Requested, Restricted Delivery, postage prepaid, to Roger Lynn Worley. I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsifcation to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild

Dec. 28, 1989, Affidavit of Return of Service by Mail filed. On Dec. 11, 1989, I mailed a true copy of the Divorce Complaint inthe above captioned matter by Cert. Mail No P 899 145 560 Restricted Del. to the defendant. Defendant signed the ret. rec. upon delivery which receipt is attached hereto, marked "Exhibit A" and return postage stamped Dec. 16, 1989, by the post office. Tamera Ochs Rothschild, Esq.

April 23, 1990, Upon Praecipe of Plaintiff Attorney for review under Section 201(c) of the Divorce Code, this case is moved to Court.

Apr. 30, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 30th day of April, 1990, it is ORDERED, ADJUDGED AND DECREED that Deborah Worley, Plaintiff, and Roger Lynn Worley, Defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of the following claims which have been raised of record by the parties to this action for which a final order has not yet been entered: None.

BY THE COURT,
Gordon R. Miller, J

1989

Jorden and White
Harry Faber WhiteII

401.

RENEE L. PATTON

vs.

ROBERT G. PATTON

Filed May 3, 1989
@ 9:22 a.m.

Indigent filing

Pro Co Pd 10/23/89	9.00
State Pd 10/23/89	10.00
Pro Co Pd 2/8/90	**5.00**

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE, DISTRIBUTION OF MARITAL PROPERTY, CUSTODY
1 copy (atty)

May 3, 1989, Motion to Proceed In Forma Pauperis and Order filed. ORDER: AND NOW, this 3rd day of May, 1989, upon consideration of the foregoing motion, the plaintiff is granted the right to proceed in forma pauperis with the court reserving the right to assess costs in the future, if the court shall deem the same advisable.

BY THE COURT,
Robert L. Walker, J.

May 19, 1989 Affidavit of Service filed. HARRY FABER WHITE, II attorney for plaintiff, Renee L. Patton , in the above captioned matter, being duly sworn according to law, deposes and says that he served the Notice to Plead and Complaint under Section 201(c) of the Divorce Code upon the defendant, Robert G. Patton, by certified mail, return receipt requested, on May 12, 1989, at the defendant's address, 752 Whittier Avenue, Meadville, Pennsylvania, 16335. The defendant's acceptance of the same is attached hereto.

Harry Faber White, II, Esq.

Sept. 13, 1989 Affidavit of Consent Under Section 201(c) of the Divorce Code of Defendant filed.

Sept. 13, 1989 Affidavit of Consent Under Section 201(c) of the Divorce Code of Plaintiff filed.

Oct. 20, 1989, Motion for withdrawal of Pending Claims in Divorce and Order filed. ORDER: AND NOW, this 20 day of Oct. 1989 Counts II and III of the Complaint filed in the within action are hereby withdrawn.

BY THE COURT,
P. Richard Thomas, J.

Oct. 20, 1989, copy of order to Harry White, Esq.

Oct. 20, 1989, Upon praecipe of plaintiff attorney to Transmit the REcord, this case moved to court.

Oct. 27, 1989 **DIVORCE DECREE FILED.**

And now, October 27, 1989, it is ordered and decreed that RENEE L. PATTON, plaintiff, and ROBERT G. PATTON, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Feb. 8, 1990, Notice of Election to Retake Maiden Names filed.

TO BE KNOWN AS: RENEE L.BLY

1989

Shafer, Swick Bailey
Irwin and Stack
James R. Irwin

402.

LAURIE M. McFARLAND

vs.

DANIEL LEE McFARLAND

Filed May 3, 1989
@ 9:27 a.m.

Tax & entry Paid $50.50 ✓

PETITION FOR CUSTODY (UCCJA)

1 copy (atty)

May 3, 1989, STIPULATION AND CONSENT to entry of Custody Order filed. 1 copy (atty)

May 3, 1989, ORDER OF COURT filed. AND NOW, this 3rd day of May, 1989, upon presentation and consideration of the attached Stipulation and Consent to Entry of Custody Order ofthe parties, it is hereby ORDERED, DIRECTED AND DECREED THAT:

1. Physical and legal custody of Rochelle Irene McFarland shall be awarded to the petitioner,, Laurie M.McFarland.

2. Visitation is awarded to the respondent at such times as the parties shall agree,with it being contemplated by and between the parties that visitation by the respondent with his minor child shall take place on alternate weekends from Friday evening to Sunday evening.

BY THE COURT,
Robert L. Walker, J.

1 copy (atty)

403. pro se	JAMES WARD : vs. BILL SHIFFLETT Filed May 3, 1989 @ 3:15 p.m. Tax & entry Paid $50.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT FROM DISTRICT JUSTICE OFFICE OF HUBERT VOGAN May 3, 1989, Rule entered upon plaintiff to file Complaint issued. May 5, 1989 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

404

1989

Watts, Pepicelli,
Youngs and Youngs PC
Theodore H. Watts

404.

Ferguson, Spataro
& Rowden
J. Wesley Rowden

MICHAEL D. RATCHFORD, JR.

vs.

TAMMY SUE MARIE KEENO

Filed May 3, 1989
@ 3:18 p.m.

Tax & entry Pd 5/9/89 $50.50
William Pineo, Mediator
Mediation Costs 114.50
9.00

2/5/90 Recd $57.25
from Plaintiff

Recd 3-1-90
$57.25
Vivian Stoltz

COMPLAINT FOR VISITATION

2 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, Tammy Sue Marie Keeno, Defendant, have been sued in court to obtain visitation fo the children: scott A. Ratchford and Brant A. Ratchford.

You are ordered to appear in person for a conference at a time and place as may be set by WILLIAM PINEO, CHILD MEDIATOR.

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

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

Crawford County Bar assoc. Ser. to the Pub. Committee c/o Prothonotary Crawford CountyCourthouse, Meadville, Pa. 16335 814 724 - 4636.

Dated: May 3, 1989

BY THE COURT,
Robert L. walker, J.

June 2, 1989, affidavit of Service filed. Theodore H. Watts, Esq. hereby certifies that he is Atty. for plaintiff, Michael D. Ratchford, Jr. that he served a copy ofthe Complaint for Visitation filed in above matter on the defendant, by cert. mail sent to her address at P.O. Box 511, Conneaut Lake, Pa. 16316, , on May 5, 1989; that said complaint was received by the defendant on May 6, 1989, as evidenced by the return receipt card and receipt for cert. mail attached hereto as Exhibit A.

I verify that the statements madeherein are true and correct. I understand that false statements herein are mad esubject tot he penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities. Theodore H. watts, Esq.

June 9, 1989, Appearance of Ferguson, Spataro and Rowden by J. Wesley Rowden, attorneys for defendant, filed.

June 30, 1989 Temporary Order filed. AND NOW, this 29 day of June, 1989, after Mediation in the above referenced matter and upon recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children, Scott A. Ratchford and Brant A. Ratchford is hereby awarded to their mother, Tammy Sue Marie Keeno.
2. Each party shall share with the other nay and all information which he or she may have regarding the health, education, and the major events in the lives of the subject minor children. Health care and school personnel are hereby authorized to divulge to either party any and all confidential information which they may have regarding said children.
3. The mother shall have primary physical custody of said children and the father shall have the right of visitation and temporary physical cusotdy every Thursday, starting June 29, 1989, from 5:00 p.m. to 8:00 p.m. He shall also have visitation and temporary physical cusotdy every Saturday, starting July 1 from 9:00 a.m. to 5:00 p.m. Beginning with the weekend of August 4, 1989, the Saturday visitations will be terminated and instead, the father shall have visitation and temporary physical custody on alternate weekends from Friday at 6:00 p.m. through Sunday at 6:00 p.m. The Thursday visitations shall continue.
4. Holiday visitations shall be arranged as follows:
The holiday visitation periods shall be from 9:00 a.m. to 6:00 p.m. The holidays of Independence Day, Labor Day, Thanksgiving, New Years Day, Good Friday, Easter, and Memorial Day, shall be alternated between the parties with the mother having the children for INdependence Day, 1989, and the parties alternating thereafter. The father shall have visitation and temporary physical custody every Christmas Day from 9:00 a.m. to 6:00 p.m. The mother shall have her children each Christmas Eve from 9:00 a.m. to 6:00 p.m. The previsions of this paragraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.
5. Neither party shall cancel visitations except for very pressing reasons and the cancelling par ty shall give the other pa rty 24 hours notice of cancellation. If a visit must be canceled, then the canceling party shall propose compensatory visitation time and th eother party shall accept said proposal if it is reasonably possible.
6. The parties are free to make alternative or additional arrangements regarding custody and visitation. In the absence of mutual agreement, however, this Order shall govern strictly.
7. Niether party shall be under the influence of alcohol nor shall either consume or be under the influence of illegal drugs during the time when he or she has the children in his or her care.
8. When the children are being transported by automobile, the party responsible for the transportation shall make sure that the children are provided with proper child sears and are suitably restrained by seatbelts as provided by the law of Pensylvania.
9. This Order may be reviewed at any time after the passage of one year from the date hereof at the request of either party to see if adjustments should be made.
10. Each party shall teach the children to give to th eother party that love, respect, and obedience which is due a parent form his or her child.
11. Neither party shall do or say anything to blacken the character of the other in the estimationof the children and each party shall treat each other in a civil and friendly manner when they are inthe presence of the children.
12. EAch party shall instruct his or her friends or relatives not to disparage the other party in the presence of the children.
13. The Mediator has informed the Court that he has advised the parties that good parenting requires that they comply with Custody and Support Orders and Agreements cherrfully and cooperatively. The Court seconds this advise.
14. Costs and fees of this Mediation, which are fixed at $114.50, are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
15. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. In neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, J

July 6, 1989 Copies of order put in Theodore Watts, J. Wesley Rowden and William Pineo's box and copies mailed to plaintiff and defendant

Continued on the next page

404
A

1989

Ratchford vs. Keeno A.D. 1989 - 404 CUSTODY

Aug. 7, 1989 Order filed. And now, August 7, 1989, the Defendant mother of the two children petitions the Court informally to relieve her from the responsibility of pay her portion of the custody mediation fees in this case. The Court held a support hearing involving the children on August 2, 1989, and ascertained the mother was not getting the required support from the father nad had an income of only $150.00 per week net.

Accordingly, under the circumstances found by the Court's previous Order directing her to pay one-half of mediation costs is rescinded, and the County is directed to pay one-half these costs. The Prothonotary is directed to amend the records accordingly.

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

Aug. 8, 1989 Copies of order put in Theodore Watts, Wesley Rowden and William Pineo's box.

Aug 18, 1989 Petition for Contempt and Order filed: AND NOW, this 18th day of August, 1989, upon consideration and presentation of the foregcing Petition, a Rule is issued upon the defendant, Tammy Sue Marie Keeno, to show cause, if any she has, why she should not be held in ccntempt of court. Returnable for hearing on the 20th day of September, 1989, at 10:00 o'clock A.M., in Courtroom No. 1 or 2.

By the Court,
Robert L. Walker, J

Aug. 22, 1989 Copies of order put in Attys. Rowden, Watts and Pineo's boxes.

Sept 15, 1989 Motion to Postpone Hearing Indefinitely and Order filed: AND NOW, this 15th day of September, 1989, upon consideration of the within Motion, motion allowed.

By the Court,
Robert L. Walker, J.

Sept 15, 1989 Copies of order put in Attys. Pineo, Watts and Ferguson's boxes.

Nov. 22, 1989 Motion for Referral to Child Custody Mediator and Order filed. Order: AND NOW, this 22 day of November, 1989, upon consideration of the within Motion,, this matter is referred to William Pineo, Esq. for further mediation. The Mediator shall set a conference date and time to consider the matters raised in the within motion.

BY THE COURT,
P. Richard Thomas. J.

Nov. 27, 1989 copies of order put in Attys. Pineo, Watts and Ferguson's boxes.

Jan 18, 1990 Temporary Order filed: AND NOW, this 17 day of January, 1990, after the Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children, Scott A. Ratchford and Brant A. Ratchford is hereby awarded to their mother, Tammy Sue Marie Keeno.

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

3. The mother shall have primary physical custody of said children and the father shall have the right of visitation and temporary physical custody on alternate weekends, beginning with the weekend of January 12, 1990, from Friday at 6:00 p.m. through Sunday at 6:00 p.m.

4. Holiday visitations shall be arranged as follows:

The holiday visitation periods shall be from 9:00 a.m. to 6:00 p.m.. The holidays of New Years Day, Good Friday, Easter, Memorial Day, Independence Day, Labor Day, and Thanksgiving, shall be alternated between the parties with the mother having the children for Good Friday, 1990, and the parties alternating thereafter. The father shall have visitation and temporary physical custody every Christmas Day from 9:00 a.m. to 6:00 p.m. through Sunday at 6:00 p.m. The Provisions of this paragaraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

5. Neither party shall cancel visitations except for very pressing reasons and the cancelling party shall give the other party 24 hours notice of cancellation. If a visit must be cancelled, then the cancelling party shall propose compensatory visitation time and the other party shall accept said proposal if it is reasonably possible.

6. If the father finds that he will be late for his scheduled visitation, he will call head and warn the mother of the situation so that she can explain to the children why their father has not appeared. If the father shall not have appeared within one half hour of the time of a scheduled visitation and shall not have called ahead to explain, the mother may consider the visitation cancelled.

7. The parties are free to make alternative or additional arrangements regarding custody and visitation. In the absence of mutual agreement, however, this order shall govern strictly.

8. Neither party shall be under the influence of alcohol nor shall either consume or be under the influence of illegal drugs during the time when he or she has the children in his or her care.

9. When the chidren are being transported by automobile, the party responsible for the transportation shall make sure that the children are provided with proper child seats and are suitably restrained by seat belts as provided by the law of Pennsylvania.

10. This order may be review at any time after the passage of one year from the date hereof at the request of either party to see if adjustments should be made, including a review of whether or not a joint legal custody arrangement should be made.

11. This Order may be revised at any time after the person

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

12. Neither party shall do or say anything to blacken the character of the other in the estimation of the children and each party shall treat the other in a civil and friendly manner when they are in the presence of the children.

13. Each party shall instruct his or her friends or relatives not to disparage the other party in the presence of the children.

14. The Mediator has informed the Court that he has advised the parties that good parenting requires that they comply with custody and support orders and gareements cheerfully and cooperatively. The Court seconds this advise. The Court also adivses the parties that the degree to which each has complied with Court Orders and the spirit with which such compliance is made, are factors which are taken into account in proceedings of this sort.

15. Costs and fees of this Mediation, which are fixed at $114.50 are divided equally between the parties. The Mediator has noted for the Court that the mother is unable to pay her share and therefore, the mother's share shall be paid by Crawford County. The father's share shall be assessed to his as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
P. Richard Thomas, J.

Jan 22, 1990 Copies of order put in Attys. Watts, Spataro and Pineo's boxes and copy mailed to Plaintiff.

404
B

1989

1989

Watts, Pepicelli,
YOungs and Youngs
Alan L. Pepicelli

405.

MARY L. CREWL, a/k/a
MARY L. PORFILIO

vs.

REGIS MICHAEL CREWL

Filed May 3, 1989
@ 4:10 p.m.

Tax & entry	paid	$50.50
Pro Co. Pd. 9/19/89		9.00
State Surcharge Pd.		10.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 ocpy (atty)

May 3, 1989, Plaintiff's Affidavit Under 201(d) of the Divorce Code filed.

June 2, 1989 Petition for Service of Process Pursuant to Special Order of Court Pursuant to Pa. R.C.P Rule 430 and Order filed: AND NOW, this 2ns sY OD Junw, 1989, upon consideration of the within Motion and Affidavits, it appearing that the identity and whereabouts of the Defendant is unknown to Plaintiff following diligent search and inquiry, it is hereby ordered, adjudged and decreed that service of the Complaint and of Plaintiff's 201(d) Affidavit may be effected upon the Defendant by publication, one time only, said publication to include a notice requiring the Defendant to file his Answer to said Complaint and Response to said 201(d) Affidavit, within twenty (20) days following publication thereof. Publication of the Complaint and of Plaintiff's 201(d) Affidavit may be made at the same time.

BY THE COURT,
Robert L. Walker, J.

June 5, 1989 Copy of order put in Atty. Pepicelli's Box.

Aug 18, 1989 Petition for Service of Rule 1920.73 (a)(2) Notice, By Publication Pursuant to Pa. R.C.P. Rule 430 and Order filed: AND NOW, this 18th day of August, 1989, upon consideration of the within Petition and previously filed Affidavit, it appearing that the identity and whereabouts of the Defendant remain unknown to Plaintiff following diligent search and inquiry, it is hereby ordered, adjudged and decreed that the Notice as required by Pa. R.C.P. Rules 1920.42 and 1920.73 (a)(2), shall be served upon the Defendant, Richard Michael Crewl, in the form attached to the within Petition as Exhibit "A", by publication, one time only, in the Crawford County Legal Journal and in the Meadville Tribune.

BY THE COURT,
Robert L. Walker, J.

Aug. 22, 1989 Copies of order put in Atty. Pepicelli's box.

Sept. 19, 1989 Certificate of Service filed. Alan L. Pepicelli, Esq., hereby certifies that he is the attorney for the Plaintiff in the within Action and that notice of the filing of a Divorce Complaint and Plaintiff's Affidavit Under Section 201(d) of the Divorce Code on May 3, 1989 was served by publication, one time only, in the Meadville Tribune on July 29, 1989 and in the Crawford County Legal Journa on Aug. 16, 1989 pursuant to Court Order dated June 2, 1989. Attached hereto are the Proofs of Publication for the same.

Watts, Pepicelli, Youngs And Youngs PC
By Alan L. Pepicelli

Sept. 19, 1989 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(d) of the Divorce Code, this case is moved to Court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that Mary L. Crewl a/k/a Mary L. Porfilio, plaintiff, and Regis Michael Crewl, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Jorden and White
William T. Jorden

406.

KAREN K. YONEK, AS PARENT AND NATURAL GUARDIAN OF MARCIA GOREK, A MINOR

vs.

BLAINE FENNEL

Filed May 3, 1989
@ 4:26 p.m.

Tax & entry paid	$50.50
Sheriffs costs	49.00
Pro for Co pd 12/1/89	6.00

SUMMONS IN CIVIL ACTION

Issued (atty)

June 8, 1989, Writ Returned. Before me the undersignen authority appeared Gordon M. Dillon Butler countyDep. sheriff who being duly sworn according to law, deposes and says that on the 23 day of May 1989 at 10:45 a.m. he served Complaint in Action of Summons filed 5/3/89 at AD 1989 - 446 Crawford County Pa. upon defendant Blaine Fennel at his palce of residence, Saxonburg Boro Butler Co Pa. by making known the contents thereof to David Fennel, adult in charge of residence and handing and leaving with him the cert. copy of complaint.

Gordon M. Dillon, Dep Sheriff

So answers, David C. Rickard, Sheriff

SERVED Blaine Fennel by deputizing the sheriff of Butler County, Pa. as per his affidavit of service attached. SErved: May 23, 1989.

So answers, Howard N. Stewart, sheriff

Nov. 22, 1989 Petition for Approval of Settlement of a Minor's Claim and Order filed.

Order: AND NOW, this 22 day of November, 1989 based upon the foregoing Petition for Approval of Settlement of a Minor's Claim, the settlement is hereby approved and it is hereby ORDERED that distribution be made as proposed and set forth in the foregoing Petition for Approval of Settlement.

P. Richard Thomas, J.

Nov. 27, 1989 copies of Order put in Atty. William T. Jorden's box.

Nov. 30, 1989 Upon praecipe of plaintiffs' Attorney the above captioned case is market settled and discontinued of record.

1989

Jorden & White
William T. Jorden

407.

MaRSH, Spaeder, Baur,
Spaeder & Schaaf
Richie T. Marsh

FLORENCE P. BECK

vs.

NATIONAL GRAGE MUTUAL
INSURANCE COMPANY

Filed May 3, 1989
@ 4:26 p.m.

TAx & entry Paid $50.50
Pro Co pd. 10/10/91 6.00

SUMMONS IN CIVIL ACTION
Issued (atty)

July 12, 1989 Affidavit of Service filed: WILLIAM T. JORDEN, ESQ., attorney for the plaintiff, Florence P. Beck, in the above captioned matter, being duly sworn according to law deposes and says that pursuant to Pennsylvania Rules of Civil Procedure 403 and 404, he served a Writ of Summons upon the defendant, National Grange Mutual Insurance Company, on May 15, 1989, by certified mail, return receipt requested, upon said non-resident defendant at their address: National Grange Mutual Insurance Company, 5793 Widewaters Parkway, P.O. Box 611, Dewitt, New York 13214. The defendant's acceptance of the same is attached hereto.
William T. Jorden
Attorney for Plaintiff

Aug. 24, 1990, Upon praecipe of defendant, Rule entered upon plaintiff to file Complaint, issued. 2 copies (atty)

Sept. 4, 1990 Notice Of Serving Interrogatories filed.

Sept 5, 1990, Service of Rule accepted by William T. Jorden attorney for plaintiff, filed.

Sept. 12, 1990 Complaint In Assumpsit filed.

Oct. 5, 1990, Answer and New Matter filed.

Mar. 1, 1991 Notice Of Filing Answers To Interrogatories filed.

Mar. 1, 1991 Reply To The defendant's New Matter filed.

Oct. 8, 1991, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued fo record, for value received, and upon payment of costs.

1989

408.

Watts, Pepicelli, Youngs and Youngs
Alan L. Pepicelli

COMMONWEALTH OF PENNSYLVANIA

vs.

CARL LLOYD MAILLIARD

Filed May 3,1989
@ 4:21 p.m.

Tax & entry Paid $50.50 ✓

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGE-NUNC PRO.TUNC

2 copies (atty)

ORDER:

and now, this 4 day of May 1989, upon presentation and consideration of the within Petition, it is hereby ordered, adjudged and decreed that a hearing on the within appeal should be held on the 28 day of June 1989, at 9:30 a.m. in C. R. No. 2 of the Crawford CountyCourthouse, Meadville, Pa. It is further ordered that thirty (30) days written notice shall be given by counsel for the dft. to the Depart. of Trans. Bur. of Driver Licensing, citation and Processing Div. Rm. 302, Trans. and Safety Bldg. Harrisburg, Pa. 17120, by cert. mail, ret. rec. req., with an appropriate Cert. of Service to be thereafter filed with the Prothonotary.

It is further ordered and decreed that the appellant, Carl Lloyd Mailliard, shall retain his operating privilege and license pending the outcome of this appeal, which shall act as a supersedeas.

BY THE COURT,
Robert L. Walker, J.

June 7, 1989 Order filed: AND NOW, June 6, 1989, by stipulation of the parties, the Court make the following

FINDINGS OF FACT

1. The Defendant was charged with underage possession of alcoholic beverages on December 18, 1988.

2. The Defendant had a prior conviction for the same offense as more fully set for th in this court at 1989-154, in which findings of fact have this day been entered, which findings of fact are incorporated in this Order by reference.

3. As a result of what then appeared to be a second conviction for underage possession of alcoholic beverages as to the offense which occured on December 18, 1988 and of which he was convicted on February 28, 1989 and the Department of Transportation imposed a one-year suspension of his driving privileges by reason of his conviction of a second offense under Section 6308 of the Crimes Code.

4. On the first offense, the defendant was ultimately found not guilty on appeal after a de novo hearing.

5. As a result of his acquittal, his suspension for the first offense was vacated by this Court, as more fully appears at No. 1989-154.

6. The conviction in the instant matter is, therefore, a conviction for a first offense rather than as a second offense and the defendant's suspension should be for a period of ninety (90) days.

The defendant's appeal is sustained in part and denied in part. The suspension for a period of one (1) year as imposed by the Department of Transportation is vacated and a suspension for a period of ninety (90) days is imposed.

This case is remanded to the Department of Transportation for further proceedings consistent with this order.

The supersedeas heretofore granted is continued in full force and effect until the Department acts on this Order.

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

June 7, 1989 Copy put in Atty. Pepicelli's box, copy mailed to Atty. D'Alfonso.

1989

Gina D'Alfonso

409.

Bozic and Thomas
David P. Truax

COMMONWEALTH OF PENNSYLVANIA

vs.

JAMES R. BOWDEN

Filed May 3, 1989
@ 4:20 p.m.

Tax & entry Paid $50.50 ✓
Rec'd 5/8/89 9.00 ✓

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT
OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

1 copy (atty)

ORDER:

AND NOW May 3, 1989, upon consideration of the foregoing Petition and upon MOtion of David P. Truax, esq. Atty. for the petitioner, a hearing is granted to determine whether the action of the Dept. of Trans. in suspending the driver's License ofthe petitioner should be set aside.

The above matter is set for hearing on the 3rd day of August, 1989, at 9:30 a.m. at the Court House, Meadville, Pa. in C.R. 1 or 2.

Petitioner is directed to give sisty (60) days written notice ot (1) Dept. of Trans., bur. of Driver licensing Citation Processing Div., Rm. 302, Trasn. and Safety Bldg., Harrisburg, Pa. 17120, and (2) Department of Trans., Office of Chief Counsel 1209 State Office Bldg, Pgh, Pa. 15222, said notice to be by Cert. mail in each case ret. rec. req.

BY THE COURT,
P. Richard Thomas, Judge

Aug. 3, 1989, ORDER filed. AND NOW, Aug. 3, 1989, the Defendant's appeal from the suspensionof his driving privileges is dismissed and the Secretary ofTransportation will reinstate the suspension.

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

Aug. 4, 1989, copies to G. D'Alfonso and David P. Truax, attys.
(mail) (box)

1989

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian

410.

William J. Gregg

NANCY M. GEMBLE

vs.

MICHAEL S. GEMBLE

COMPLAINT UNDER SECTION 201(c) AND 201(a)(6) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION, CHILD SUPPORT, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES & COSTS

1 copy (atty)

May 22, 1989 Appearance and Acceptance of Service in Complaint in Divorce filed: AND NOW, this 18th day of May, 1989, I William J. Gregg, Esquire, hereby appear in the above captioned matter on behalf of the Defendant and accept service of a true and correct copy of the complaint in Divorce on behalf of the defendant, and I certify that I am authorized to do so.

William J. Gregg, Esq.
Attorney for Defendant

Filed May 4, 1989
@ 9:34 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Pro Co pd 8-20-90	9.00
State pd 8-20-90	10.00

Aug. 15, 1990 Affidavit of Consent Under Section 201 (c) of the Divorce Code of Plaintiff filed.

Aug. 20, 1990 Affidavit of Consent of Michael S. Gemble, defendant filed.

Aug. 20, 1990 Upon Praecipe of Defendant's attorney this Divorce Case moved to Court.

Sept. 4, 1990 **S T I P U L A T I O N A N D D E C R E E F I L E D .**

AND NOW, this 4 day of Sept., 1990, the Court **ORDERS** and **DECREES** as follows:

1. **DIVORCE:** Upon consideration of the Pleadings and Affidavits filed in the above-captioned case, this Court here by grants an absolute divorce form the bonds of matrimny to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of filing of the Complaint, and an Affidavit has been file dby each of the parties, evidencing that each consents to the divorce, pursuant to Section 201(c) of the Divorce Code.

2. **REAL ESTATE:**

(A) Vernon Township real estate: The parties are owners as tenants by the entireties of a parcel of vacant real estate, being nine (9) acres, more or less, on West Vernon Road, in Vernon Township, Crawford County, Pennsylvania. It is agreed that this shall be the sole property of the Defendant herein, and the Plaintiff shallsimultaneously herewith, executed and deliver to Defendant a Quit-Claim deed conveying to Defendant all of her right, title, claim and interest in and to the said property, which deed shall be in recordable form.

In exchange therefor, Defendna tshall pay as his sole obligation, all past, present and future costs, expenses, or liabilities attributable to or resulting from the ownership of the said property, including but not limited to, all mortgage payments (interest and principal), repairs and maintenance, taxes and utilities, and homeowner's insurance in connectin with said property. Defendant shall hold Plaintiff harmless in regard to said liablities, and shallhave the right to exclusive use of the property.

In addition, Defendant shall execute and deliver to Plaintiff, simultaneously herewith, a mortgage encumbering the said property in favor of the Plaintiff herein as mortgagee, pursuant to the terms of settlement set forth in paragraph 3 below.

(B) Conneaut Lake Borough real estate: The parties are owners as tenatns by the entireties of real estate located at 315 High Street, Conneaut Lake Borough, Crawford County, Pennsylvania, which represents the former marital residence of the parties hereto. Defendant is in possession of the said premises, and it is agreed that Defendnat shall hereafter have the sole right to exclusive use of same.

Defendna tshall further pay as his sole responsibility all past, present and future costs, expenses, or liabilities attributable to or resulting fromthe ownership ofthe premises, including but not limited, all mortgage payments (interest and principal) which may hereinafter become due, repairs, maintenance, taxes, utilities, and homeowner's insurance in conneciton with said proper ty. Defendnat shall hold Plaintiff harmless in regard to said liabilities and shallhave the right to exclusive use of the property. Plaintiff shall deliver to Defendant a Quit-Claim deed, conveying to Defendnat all or her right, title, claim and interest in the premises. Said deed shall be in recordable form.

3. **CONSIDERATION FOR PROPERTY SETTLEMENT:** In consideration for the transfer form the Plaintiff to the Defendant of all of her right, title and interest in and to the real estate described in paragraph 2(a) and (b) above, and in consideration of her release of any cl aim and entitlement to other marital property as set forth below, the Defendnat agree sthat he shall, subject to the terms and conditons hereoafter stated, pay to the Plaintiff herein the sum of Ten Thousand ($10,000.00) Dollars, which shall represent her agreed upon share of the marital property. The said sum of $10,000.00 shall b epayable by the Defnedant to Plaintiff as follows:

(A) The sum of Five Thousand ($5,000.00) Dollars, payable at the time of execution of this Agreement, receipt of which is her eby acknowledged by Plaintiff.

(B) The balance of Five Thousand ($5,000.00) Dollars shall be payable by defendnat to Plaintiff on or before nine (9) months from the date of exectuion of this Agreement, it being understood that Defendnat shall make best efforts to s atisfy this obligation prior to the nine-month period of time.

As further security for the payment of the balance of $5,000.00, Defendant shall, simultaneously herewith, execute and deliver a mortgage and mortgage bond in favor of the Plaintiff as mortgagee, securing the balance due of $5,000.00, and stating a payment maturity date of 9 months fromthe date of this Agreement, which mortgage shall be a non-interest bearing obligation. The mortgage shall encumber both parcels of property described in paragraphs 2(A) and (B) above, and shall be in recordable form.

Continued on page 410 A

4. **TANGIBLE 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. Furthermore, the parties shall abide by the previous agreement between them as to the division of furnishings, furniture, and tangible personal property, which is, or was, located within or about the marital home and real estate at 315 High Street, Conneaut Lake, Crawford County, Pennsylvania, during the marriage, and was used in connection therewith.

5. **BUSINESS INTEREST:** Defnedant is the owner and proprietor of Conneaut Lake Scientific, a sole proprietorship with offices located at Conneaut Lake, Crawford County, Pennsylvania. The parties stipulate and acknowledge that all value, interest, equity and property associated with Conneaut Lake Scientific represents marital property. In further consideraton of the payment specified in paragraph 3(A) and (B) herein above, Pl aintif fhereby releases, sets over, transfers and

Nancy M. Gemble

vs.

Michael S. Gemble

Record continued from page 410

of record

A.D. 1989 - 410

****

conveys unto Defendant all right, title, and interest which she may have with respect to the business and assets of Conneatu Lake Scientific. Plaintiff agrees that she shall execute and deliver to Defendant nay other documents which are reasonably required to effectuate this release and transfer, and if necessary, will execute a bill of Sale for the business property

Defendant agrees that he shall release and hold harmless Plaintiff from any and all past, present or future liability claims or expenses of any nature in regard to Conneaut Lake Scientific.

6. VEHICLES: The parties agree that they shall retain as their sole property any vehicles title to them, and/or vehciles in their possession at the present time, free and clear of any claims from the other party.

7. DEBTS AND OBLIGATIONS: The parties agree to assume responsibility for those debts and obligations as has heretofore been determined between them.

8. TAXES: Any captial gains or ordinary income tax imposed upon Plaintiff or Defendant with respect to the foregoing equitable distribution of their property shall paid by the party upon whom the tax is imposed

9. AFTER-ACQUIRED PROPERTY: Plaintiff and Defendant shall hereafter own and enjoy independently of any cla im or right of th eother all items of personal property, tangible or intangible and real property acquired by him or her from the date of execution of this Agreement, with full pwoer in him or her to dispose of the same as fully and effectively in all respects and for all purposes as though he or she were unmarried.

10. SUPPORT/ALIMONY: Plaintiff and Defendant represent and acknowledge that they each have sufficient property and income to provide for her or his reasonable needs, are able to support herself or himself throught appropriate employment, and therefore, shall not receive, nor be entitled to receive, nor bring any action to recover support or alimony form the other. Husband and Wife hereby waive the right to support, alimony pendente or permanent alimony from the other.

11. COUNSEL FEES: Plaintiff and Defendant agree that each shall pay his or her own counsel fees and expenses incurred in connection with the preparation of this Agreement, and th enegotiations preceding it, and the ultimate divorce.

12. WAIVER OF RIGHTS: Plaintiff does hereby remise, release, quit claim and forever discharge defendant and the estate of Defendnat from any and every claim that she how has, may hereafter have or can have at any time, agianst Defendant, or in or to or against his estate, or any part thereof, whether arising out of any former contracts, engagements or liabilities of Defendnat, or by way od dower or claim in the nature of dower, widow's right or under the intestate law, or the right to take against Defendant's will, or fo rsupport or maintenance, or any other nature whatsoever, except those rights accruing to Plaintiff under this AGreement.

13. WAIVER OF RIGHTS: Defendant does hereby remise, release, quit claim and forever discharge Plaintiff and the estate of Pl aintiff form any and every claim that he how has, may hereafter have or can have at any time, against Plaintiff, or in or to or agianst her estate, or any part thereof, whether arising out of any former contracts, engagements, or liabilities of Plaintiff, or by way of dower or claim in the natur eof dower, widower's right or under the intestate law, or the right to take agianst P laintiff's will, or for support or maintenance, or any other nature whatsoever, except those rights accruing to Defendnat under this Agreement.

14. CONSENT TO 201(C) DIVORCE: Defendant agrees to sign a consent under Section 201(c) of the Divorce Code which said consent shall be signed and delivered to Plaintiff's attonrey within five (5) days after Plaintiff's attorney requests it.

15. CHILD SUPPORT: The parties to this Agreement are the natural parents of two minor children, to-wit; Sarah M. Gemble, born December 21, 1983, and presently six (6) years of age; and Rebecca M. Gemble, born February 21, 1986, and presently four (4) years of age. Defendant agrees that he shall pay for the support of his minor children the sum of Two Hundred Thirty-five ($235.00) Dollars per month. In addition, defendna twill pay up to Thirty-five ($35.00) Dollars per month to provide health insurance for the two minor children.

It is agreed that this child support obligation shall remain in full force and effect during the periods of time that the children are in the custody and care of their mother, the Plaintiff herein, but that Defendant's child support obligation shall abate during the period of itme when the childdren are in his care and custody during the summer months. The parties agree that they shall cooperate in executing for filing any Consent Support Orders which either party may request in order to evidence the Agreement for child support stated herein. This Agreement between the parties as to child support and any order of court entered pursuant thereto shall be modifiable in the event of a change in the economic circumstances of either of the parties hereto.

16. EXPENSES OF ENFORCEMENT: In the event that violation of this Decree occurs, the violating party is to pay the resonably attorney fees and court costs and related expenses incurred by the non-violating party to obtain enforcement of its terms.

17. LAWS: This Agreement shall be construed under the laws of the Commonwealth of P Pennsylvania.

18. BINDING EFFECT: This Agreement shall bind the parties hereto, their respective heirs, executors, administrators and assigns.

19. ENTIRE AGREEMENT: This Agreement constitutes the entire understanding between the parites and their are no covenants, conditions, representations or agreements, oral or written, of any nature whatsoever, other than those her ein contained.

20. ADVICE OF COUNSEL: Each par ty acknowledges that he or she has received independent legal advice from counsel of his or her selection and that each fully understands the facts, has been fully informed as to his or her legal rights and obligations, has received a full and complete disclosure of the assets and liabilities of the other, is fully aware of his or her own assets and liabilities, and accepts this agreement as being fair and equitable. The parties acknowledge that this Agreement is being entered into freely and voluntarily, and is not the result of any duress or undue influence.

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

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-B-

1989

1989

Wasson, Egan and Wilson } 12-30-91
~~William H. Burwell~~ # withdrawn
(withdrawn)
~~Rosen, Rosen & Bloom~~
~~F. Walter Bloom, III~~
withdrawn ~~Brian J. Lindsay~~
Bruce L. Smith

Pro Se
411.

Ann Hansen Gamble

Costs Continued

Appeal pd 8/9/93	30.00
State pd 8/9/93	5.00
Appeal pd 8/9/93	30.00
State pd 8/9/93	5.00
Appeal pd 4/4/94	30.00
State pd 4/4/94	5.00
Pro.Co.pd 12/20/94	5.00

1/31/91 Recd. $200.00 from Defendant

1/24/91 Recd $500.00 from Plaintiff

7/9/91 Recd $400.00 master fee from dft.

7/23/91 Recd $1000.00 from Plaintiff

9/25/91 Paid $1100.00 To Lois Conklin Reporting Service Ch# 6421

Paid to master, Anthony Vardaro Per order 3-25-92 Ch#: 6731 $1000.00

Received from Defendant 4-23-92 Vardaro fees $1,392.91

Paid to master Vardaro Per court order 4-28-92 master fee $1392.91 Ch# 6790

Received from Plaintiff 5-6-92 master fees $2485.83

Pd to master Vardaro Per order 5-12-92 master fees $2485.83 Ch# 6821

12-20-94 Rec'd from atty Rockwell Check for Sale of House $32,342.99 deposited in Escrow Acct. Does not remove except by Court order

12-22-94 Rec'd from Atty Pape in Escrow $14500.00

12-22-94 Pd atty Gamble Ch#255 $46,604.48

12-22-94 Pd Pape Ch#256 $438.51

Continued on Page 569

STEPHEN G. SANTUS

vs.

JANE D. SANTUS

Costs Continued
Pro Co. Pd 5/20/94 $9.00
Appeal Pd 7/7/93 30.00
State Pd 7/7/93 5.00

Appeal Pd 8/9/93	30.00
State Pd 8/9/93	5.00
Appeal Pd 8/9/93	30.00
State pd 8/9/93	5.00

Filed May 4, 1989
@ 10:35 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Anthony Vardaro, Master	
1 count	15.00
state	5.00
Pro.Co. Pd 7/14/92	9.00
Pro.Co. Pd 7/14/92	10.00
Pro.Co. pd 4-26-93	6.00

(Certified Copy of Docket Pages)

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

May 15, 1989 Acceptance of Service filed. AND NOW, On this 8th day of May, 1989, I hereby accept service of a copy of the Complaint in Divorce filed in the above-captioned matter on behalf of the defendant. Ann Hansen Gamble

May 15, 1989 Appearance of Ann Hansen Gamble for defendant filed.

Aug. 14, 1989 Petition For Special Relief and Order filed. AND NOW, this 15th day of August, 1989, upon presentation of the foregoing Petition, it is ORDERED AND DECREED: That a hearing thereon shall be held on the 29th day of August, 1989, at 2:00 o'clock p.m. in Court Room No. 2 of the Crawford County Court House, Meadville, Pennsylvania. BY THE COURT, Robert L. Walker, J

Aug. 17, 1989 Copies mailed to Bruce Smith, Ann Hansen Gamble and F. Walter Bloom

Aug 22, 1989 Motion for Continuation and Order filed: August 22, 1989, hearing set for September 27, 1989, at 2:00 P.M., in Courtroom 1 or 2. Imogene Yetmand, Ct Adm.

Sept. 27, 1989, Defendants MOnthly Income and Expenses filed.

Oct 2. 1989 Order filed: AND NOW, September 27, 1989, the matter is before the Court petition for special relief, wherein the Plaintiff is contending that a list of twenty-seven (27) items presently in the possession of the Defendant/wife should be surrendered to the Plaintiff either because they are nonmarital property or because employment needs or other valid reasons dictate possession should repose with the Plaintiff/husband.

The Court notes that while this divorce was filed May 4, 1989, no inventories were filed by either party to this date. The Court has accorded parties and counsel the opportunity to reduce the lengthy list and reach an amicable agreement, but after a brief recess, the Court is advised that such agreement on division of Exhibit A or return of certain items to the Plaintiff/husband cannot be reached.

It appears to the Court if we are to trace ownership of the items and make a determination oas to which party should equitably have the specific items of marital property until ultimate resolution of the divorce action by final decree, it would be a time consuming and unproductive effort on the part of the Court, and would likely set an example that in all similar cases, the parties to a divorce action could obtain a possession or redivision of common property in advance of the divorce and in advance of filing an inventory by each party.

Accordingly, the Plaintiff is given until October 23rd to filed an inventory of the assets delineating which are marital property and which are claimed individually by the husband, either by virtue of the fact they were acquired pre-marriage or were gifts given during the marriage, and he shall attach an estimated value thereto; and on or before November 10, 1989, the Plaintiff may file an answer to the inventory admitting or denying the items in the inventory and their ownership and valuation, and in addition adding an addendum to the inventory for items she believes should be thereon.

If the parties cannot reach an agreement on possession of any of the items included on both inventories byu November 20, 1989, the court hereby appoints Attorney Joe Altomare of Titusville to act as a special divorce master to hear this dispute over possession of property and make recommendation to the Court within ten (10) days of the date he sets a hearing thereon. The Court advises the parties that at the time said report is received, the Court would divide the Master's fee sixty-five percent (65%) to the Plaintiff and thirty-five (35%) to the Defendant.

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

Oct 2, 1989 Copies of order mailed to Attys. Gamble, Bloom and Altomare.

Oct. 23, 1989, Inventory, and Income and Expense Statement of Stephen G. Santus filed.

Apr. 18, 1990, Inventory and Appraisement of Plaintiff Husband filed.

Apr. 25, 1990 Upon praecipe of F. Walter Bloom, III his appearance is hereby withdrawn as counsel for the plaintiff.

Apr. 25, 1990 Appearance of Brian J. Lindsay for Plaintiff filed.

Nov. 7, 1990, INcome and Expense Statement of plaintiff filed.

Nov. 7, 1990, Motion for Appointment of Master and Order Appointing Master filed. ORDER APPOINTING MASTER: AND NOW, Nov. 8, 1990 Anthony J. Vardaro, Esq. is appointed Master in respect to the following claims: Equitable Distribution of Marital Property
Deposit required: By Plaintiff: $200.00 By Defendant: $500.00

PER CURIAM,
Gordon R. Miller, Judge

Nov. 19, 1990, copies of order to B. Lindsay, A. Gamble and A. Vardaro.

Nov. 21, 1990 Amended Order filed. AND NOW, Nov. 20, 1990 it appears that the amount of the deposit required by the order of Nov. 8, 1990 was transposed therefore, said order is amended as follows:

1. The plaintiff shall deposit $500.00 with the Prothonotary and the defendant shall deposit $200.00 with the Prothonotary for a total deposit of $700.00 which shall be held by the Prothonotary until further order of Court.

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

Nov. 28, 1990 Copy of order to Attys. Brian Lindsay, Ann H. Gamble.

Mar. 5, 1991 Amended Inventory and Appraisement Of Plaintiff Husband filed.

412

1989

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

412.

MICHAEL R. KOPCZNSKI

vs.

BARBARA L. KOPCZNSKI

Filed May 4, 1989
@ 10:39 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co pd 5/23/90	9.00
State pd 5/23/90	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

May 9, 1989 Verification filed., I, James R. Irwin, Esquire do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification that I did, onthe 4th day of May, 1989 send by Certified Mail, Return Receipt Requested, Addressee ONly, to Defendant, Barbara L. Kopcznski a true and correct copy of the divorce complaint filed at the above term and number at her last known address of 884 Grove St., Meadville, PA 16335, as evidenced by the attached sender's receipt No. P-547-801-436 and that on the 9th day of May, 1989 I did receive the duly executed return receipt dated May 8th, 1989. James R. Irwin

May 22, 1989 Separation and Property Settlement Agreement filed.

May 22, 1990 Affidavit Of Consent of Plaintiff filed.

May 22, 1990 Affidavit Of Consent of defendant filed.

May 22, 1990 Upon praecipe of Plaintiff attorney To Transmit Record, this case moved to court.

June 1, 1990 **D E C R E E F I L E D .**

1. Divorce; Upon consideration of the pleadings and affidavits filed in the abovecaptioned case, this Court hereby grants an absolute diovrce from the bonds of matrimony to the abovenamed parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital property of the abovenamed parties shall be divided in accordance with a Separation and Property Settlement Agreement dated May 9, 1989, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the abovecaptioned number and term.

This Agreement, in part, provides that the Plaintiff shall be the sole owner of jointly owned real estate located at 661 Williamson Road, Meadville, Pennsylvania.

The conveyance shall be free of all liens and encumbrances and sahll be under and subject to any covenants and restrictions of record.

Further, it is ordered and decreed that the division of marital owned personal proeprty shall be made in accordance with Paragraphs 11, and 12, of the Separation and Property AGreement dated May 9, 1989, which in part, provides:

a) The Defendant shall be the sole and exclusive owner of all maritally owned personal property in the Defendant's possession.

b) Additionally the Plaintiff shall be the sole and exclusive owner of all other marital owned personal property, specifically addressed in this decree.

c) The Plaintiff shall be the sole and exclusive of the 1966 Ford Glaxy 500, the 1985 F-150 Ford Pickup, and the 1984 Cutty Cabin 20' boat and trailer, automobiles.

d) Wife shall be the sole and exclusive owner of the 1989 Buick Regal, automobile.

3. Alimony; IN accordance in Paragraph 15 of the May 9, 1989, agreement neither of the parties hereto shall be awarded alimony.

4. A copy of the SEparation and Property Settlement Agreement of the parties, dated May 9, 1989, which sets in further detail the agreement of the parties concerning the matters herein, shall be filed in this Decree in the Prothonotary's OFfice at the above number and term.

7. No other matters or causes of action provided under the Pennsylvania Divorce Code are reserved by either of the parties.

This Order shall be effective as of this 1st day of June, 1990.

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

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

413.

Alan E. Cech
for U. S. of America

INSILCO CORP

vs.

MONROE A. SHROCK AND
CHRISTINE E. SHROCK, HIS WIFE,
AND THE UNITED STATES OF
AMERICA

Filed May 4, 1989
@ 12:23 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	114.51
Pro Co Pd 11/16/89	9 00 ✓
Sheriff's costs	22.28
Pro . Co. Pd 3/6/90	18.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (atty)
5 copies (sheriff)

June 20, 1989, Answer of Defendant United States of America filed.

June 28, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Roger Gunesch, Deputy who being duly sworn according to law, deposes and says that on the 12th day ofMay, 1989, at 9:10 a.m., he served a Complaint in Mortgage Foreclosure, filed at No. AD 413 Term, 1989, Crawford County Pennsylvania, upon defendant United States Attorney at 137 U.S. Courthouse, Erie County, Erie, Pennsylvania By making known the contents thereof to Rhoda Lesh, receptioniest, adult in charge and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
So answers, Roger S. Gunesch, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Frank Schiralli, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 24 day of May, 1989, at 3:05 p.m., he served Comp. Mort. Fore., filed at No. 413 Term, 1989, Crawford County Pennsylvania, upon defendant U.S. Attorney at 633 U.S. P.O. & Courthouse By making known the contents thereof to Scott Kanary sec. and handing to and leaving with him the certified copy of the comp. received from Crawford.
So answers, Frank Schiralli, Deputy Sheriff
Eugene L. Conn, Sheriff

Before me, the undersigned authority, personally appeared Frank Schiralli who being duly sworn accor ding to law, deposes and says that on the 24 day of May, 1989, at 3:20 p.m., he served comp mort fore; filed at No. 413 Term, 1989, Crawford County Pennsylvania, upon defendant District Director IRS at Federal Bldg. 1000 Liberty Ave., By making known the contents thereof to Vaughn Venturino sec. and handing to and leaving withhim the certified copy of the comp. received from Crawford.
So answers, Frank Schiralli, Deputy Sheriff
Eugene L. Coon, Sheriff

Not Found as to defendant Monroe A. Shrock. Several attempts made, never could locate him at work or his residence. He no longer living with Christine E. Shrock.
Served Christine E. Shrock by handing Complaint in Mortgage Foreclosure to her on May 24, 1989 at 3:04 p.m. at her residence R.D.#3, Hanmore Road, Conneaut Lake Crawford County, PA.
Served United States of America by deputizing the Sheriff of Erie County, PA, as per affidavit of service attached. Served: May 12, 1989.
Served United States of America and INternal Revenue Service by deputizing the Sheriff of Allegheny county, PA, as per his affidavits of service attached. Both served May 24, 1989.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 17, 1989 Motion For Order Of Special Service and Order filed. AND NOW, to-wit; This 17 day of October, 1989, upon due consideration of the Plaintiff's Motion for Order of Special Service, it is hereby ordered that the said Motion is granted. The Plaintiff is authorized to perfect service of original process upon Monroe A. Shrock by posting a copy of the original process on the most public part of the subject property, that being R.D.#3, Hanmore Road, Conneaut Lake, PA. 16316. Further any obligation that the Plaintiff may have to issue a Rule 237.1 Notice of Monroe A. Shrock is hereby waived.
(2 copies atty)
BY THE COURT,
P. Richard Thomas, J

Oct. 12, 1989 Affidavit of Service filed. I, JAMES H. RICHARDSON, JR., ESQ., being duly sworn according to law, depose and state that I have served a copy of the Complaint in Mortgage Foreclosure on the Defendant, The United States of America, by depositing the same in the United States Mail, certified mail, return receipt requested, with sufficient postage prepaid and addressed to the Defendant c/o the Attorney General of the United States of America, Washington, DC. Said service was made on May 5, 1989 as is evidenced by a letter of even date and sender's receipt, both of which are attached hereto. Said process was received by the Defendant on May 9, 1989 as id evidenced by the return receipt attached hereto.
James H. Richardson, Jr.

Oct. 17, 1989 Consent Judgment filed. AND NOW, to wit, this 17 day of Oct., 1989, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED and DECREED that a judgment be entered in favor of the plaintiff and against the United States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendants Monroe A. Shrock and Christine E. Shrock.
It is further ORDERED, ADJUDGED and DECREED that defendant, United States of America, shall be notified by plaintiff of the date, time and place scheduled for any sheriff's sale of the real property of the aforesaid defendants; that the United States of America shall be entitled to payment from the proceeds of the sheriff's sale to the extent its proper priority would entitle it to the same; and that the United States of America shall be entitled to redeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C. §2410.
Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendants in the within proceeding.
(1 copy atty)
BY THE COURT:
P. Richard Thomas, J

Nov 6, 1989 Complaint Reinstated.

Dec. 4, 1989 Sheriff's Return filed. SERVED Monroe A. Shrock on November 8, 1989 at 4:19PM by Posting Copy of Complaint in Mortgage Foreclosure on his property at R.D.# 3, Hanmore Rd. Conneaut Lake, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Continued on Page 590.....

Fuller, Kinnunen, Petruso & Gamble
GaryA. Fabian

414.

Culbertson, Weiss, Schetroma & Schug
Alan R. Shaddinger

SHERR, JOFFE & ZUCKERMAN, P.C.
James W. Hennessey
for defendants

DONALD E. PETERSON

vs.

ROBERT SHELATZ, GORDON MURDOCK JR., AND HAROLD TURNER, JR., Supervisors of Greenwood Township, Crawford County, Pennsylvania

Filed May 4, 1989
@ 4:05 p.m.

Tax & entry Paid $50.50 ✓
Pro Pd 5/8/96 #9.00

COMPLAINT IN MANDAMUS

1 copy (atty)

May 25, 1989 Acceptance of Service filed. Culbertson, Weiss, Schetroma & Schug, attorneys for the Greenwood Township Board of Supervisors, Robert Shelatz, Gordon Murdock, Jr., and Harold Turner, Jr., hereby acknowledge our Acceptance of Service of the Complaint in Mandamus which was filed inthe above=captioned matter and that as their attorneys, we have authority to do so.
Alan R. Shaddinger

May 25, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by Alan R. Shaddinger for Defendants filed.

June 21, 1989 Appearance of Sherr, Joffe & Zuckerman, P.C. by James W. Hennessey, Esq. as Co-Counsel for Defendants filed.

June 29, 1989, Appearance of Sherr, JOffe & Zuckerman, PC as co-counsel for defendants Robert Shelatz, Gordon Murdock, Jr. and Harold Turner, Jr. Supervisors fo Greenwood Twp, filed.

June 29, 1989, Answer, and New Matter of Defendants Robert Shelatz, Gordon Murdock, Jr. and Harold Turner, Jr. Supervisors of Greenwood Township, filed.

Aug. 7, 1989 Reply To New Matter filed.

Aug. 8, 1991 Motion to Amend Complaint filed.

Aug. 8, 1991 Upon praecipe of plaintiff attorney, Motion to Amend Complaint placed on next Argument List.

Aug. 8, 1991 Motion to compel Discovery filed.

Aug. 8, 1991, Upon praecipe of plaintiff attorney Motion to Compel Discovery placed on next Argument List.

ON ARGUMENT LIST FOR SEPTEMBER 1991

Sept. 25, 1991, Defendant's Answer to Plaintiff's Motion to Compel Discovery filed.

Jan. 7, 1992 Memorandum and Order filed. ORDER: AND NOW, Jan. 6, 1992, defendant is ordered to comply in its entirety with the plaintiff's motion for production and interrogatories. To the extent the defendants are unable to do so, whether through fault of their own or not because of an inability to locate such records or for any other reason,, in the trial of this case it will be conclusively presumed that such documents would enure to the benefit of the plaintiff and any allegations contained in the plaintiff's pleadings regarding the import of that documentation is conclusively presumed to be accurate.
BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Jan. 7, 1992 copies in atty's boxes by Pro.

Jun. 25, 1993 Motion of Plaintiff Donald E. Peterson for Summary Judgment filed.

Jun. 25, 1993 Upon praecipe of Attorney Gary A. Fabian for Plaintiff, the above captioned matter is placed on the next available Argument List.

ON JULY, 1993 ARGUMENT LIST

Sep. 1,1993 ORDER filed. AND NOW,August 31, 1993, upon consideration of Plaintiff's motion for summary judgment and after listening tooral argument and reviewing the pleadings and the briefs of the parties and conducting our own research,the Plaintiff's motion for summary is denied.
BY THE COURT:
Anthony J.Vardaro, J.

9-1-93 Copies dist.toFabian & Shaddinger

Feb. 23, 1995 Notice to Complete Discovery filed.

Aug. 25, 1995 Certificate of Readiness filed.

ON OCTOBER, 1995 TRIAL LIST

Sept. 12, 1995, Motion to Specially Set Non-Jury Trial Date and Order filed. ORDER: AND NOW, this 11 day of Sept. 1995, the above matter is hereby set for non-jury trial to commence at 9:30 a.m. on Oct. 26, 1995, in C. R. No. 2.
by THE COURT,
Anthony J. Vardaro, J.

9/12/95 faxed Shaddinger and Fabian.

Nov. 9,1995 Defendant, Greenwood Township's Memorandum of Law in Support of Decision Denying Mandamus Relief, filed.

Jan. 25, 1996 Exhibits filed.

Jan. 26, 1996 MEMORANDUM AND ORDER filed. ORDER. AND NOW,January 25,1996, it is ordered and directed that hereinafter the defendant Supervisors of Greenwood Township and their successors shall maintain and repair the subject portion of Township Road T504 in a manner consistent with how they would maintain and repair similar roads within Greenwood Township.
Additionally the defendants shall pay costs in this proceeding.
We note in entering this order that the plaintiff has withdrawn his request for attorney's fees and that this order is entered only to compel the Supervisors of Greenwood Township and their successors to perform mandatory acts we have indicated and there is no personal liablility upon the individual Supervisors as a result of the entry of this order.
BY THE COURT
Anthony J. Vardaro, J.

1-26-96 Fabian & Shaddinger

Exhibits on top of file A

Continued to Page 414 A

Donald E.Peterson
v
Robert Shelatz, Gordon Murdock, Jr.
Supervisors of Greenwood Twp.
CrawfordCounty,PA

Continued from Page 414
of Record

AD 1989 - 414

**********Mar. 5, 1996 Motion for Post Trial Relief filed.**********

Mar. 7,1996 ORDER filed. AND NOW, March 6, 1996, the Court Administrator havingbeen directed by the Court to set a brief hearing or argument regarding the defendants' Motion for Post Trial Relief, the same is hereby set for March 27, 1996, at 9:00 A.M., in Courtroom 2 of the Crawford County Courthouse.

FOR THE COURT,
Ann A.Walker Court Administrator

Mar. 25, 1996 Motion to Modify Order in Accord with Stipulation of the Parties and Amended Order filed.

And Now, March 25, 1996, pursuant to the Stipulation of theparties, this Court's Order of January25, 1996,is hereby amended to read as follows:

It is ordered and directed that the Defendant Supervisors of Greenwood Township and their successors shall performmaintenance and repairs to that portion of a roadway located in GreenwoodTownship, previously known as Township Route 504 and as specifically described below, together with ditches and drains, in accordance withand in a manner consistent with its obligations for maintenance of public/township roads as set forth in the Pennsylvania Second Class Township Code Act of May 1, 19933, P.L. 103, as amended and as reenacted by Act 60 of November 9, 1995, and consistent with the maintenance and repairs of similar township roads in Grennwood Township. The section of the road which is the subject of this Order is that sectionof Township Route 504 (also known as Peterson Road) from its intersection with U.S.Route 19, on the west,approximately 500 feet more or less south of theintersection of U. S.Route 19 and TR 341, a//k/a Mumford Road, in a generally southwest direction approximately 500 feet more or less to the place where the roadway adjoins the existing driveway, on the west, to the residence now owned by DonaldE.Peterson, and including that portion of the roadway along the full width of the driveway, which roadway is generally shown on the copy of the map prepared by the Crawford County Planning Office, a copy of which is attached to this Order. A Certified copy of this Order shall be filed with the Crawford County Clerk of Courts.

Additionally, the Defendants shall pay costs in this proceeding.

We note in entering this Order that the Plaintiff has withdrawn his request for attorney's fees and that this Order is entered only to compel the Supervisors of Greenwood Township and their successors to perform mandatory acts we have indicated and there is no personal liability upon the individual Supervisors as a result of the entry of this Order.

By The Court:
Anthony J.Vardaro,J.

3-25-96 Faxed Fabian, given Shaddinger

And Now, May 3, 1996, at 3:51 p.m., upon praecipe of plaintiff attorney, with certificate attached, Judgment is hereby entered in favor of the plaintiff and agaisnt the defendants in accordance with the order of court dated Jan. 25, 1996 as as said order was modified on March 25, 1996, together with costs.

Judgment entered
5/3/96
S - 141
M - 74
T - 84

JUDGMENT
Barbara H. King,
Prothonotary

414
B

1989 TERM

1989

Hutzelman, walsh and Walsh
Joseph M. Walsh, Jr.

415.

IN THE MATTER OF:
CHANGE OF NAME OF ROBERT A. SOETY

Filed May 5, 1989
@ 10:34 a.m.

Tax & entry Paid $50.50 ✓
Pro Co Pd 7-14-89 - 9.00 ✓

PETITION FOR CHANGE OF NAME

ORDER:
AND NOW, this 5th day of May 1989, upon motion of Joseph M. Walsh, Jr. esq. atty. for the petitioner above named, itis ordered and decreed that the within Petition and of the aforesaid date of hearing be published inthe meadville Tribune and the Crawford County Legal Journal. P. Richard Thomas, J.

May 5, 1989, copy of order to Jos. Walsh, Jr.

June 28, 1989 Certificate of No-Liens filed.

June 28, 1989 Proofs of Publication filed.

June 28, 1989 Consent filed.

June 28, 1989 Decree filed: AND NOW, this 28th day of June, 1989, upon hearing of the within Petition and upon Motion of Joseph M. Walsh, Jr., Esquire, attorney for the Petitioner, and upon presentation of Proof of Publication of Notice as required by law, together with Proof of Publication of Notice as required by law, together with proof that there are no judgments or decrees of record or any other matter of like effect against Petitioner, and it appearing that there is no legal objections to the granting of the prayer of the Petition.
IT IS ORDERED AND DECREED that the name of the Petitioner be and is hereby changed to Robert A. Howell. Robert L. Walker, J

June 28, 1989 Copy of order mailed to Joseph Walsh, Jr., Esq.

1989

Edward J. Krug,PC
Susan S. white

416.

Watts, Pepicelli,
Youngs & Youngs
Christopher Youngs
Eleanor T. Luba

COLONY FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION NOW COLONY SAVINGS BANK, F.S.B.

vs.

JAMES L. LUBA AND ELEANOR T. LUBA, HIS WIFE

Filed May 5, 1989
@ 10:57 a.m.

TAx & entry Paid	$50.50 ✓
Sheriff's Costs	34.90 ✓
Pro Co pd 6/2/89	9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 1, 1989 Sheriff's Return filed: SERVED James L. Luba on May 9, 1989 at 3:01 P.M. by handing a copy of Complaint to Eleanor T. Luba, his wife, at their residence, R.D.#2, Circuit Drive, Union City, Crawford County, Pa 16438.

SERVED Eleanor T. Luba personally on May 9, 1989 at 3:00 P.M. by handing copy of Complaint to her at her residence, R.D.#2, Circuit Drive, Union City, Crawford County, Pa 16438.

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

And Now, June 2, 1989 at 10:47 a.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Twenty-three Thousand Seven Hundred Forty-nine and 52/100 plus interest and cost of suit.

L-96-56
judgment entered 6/2/89
notice of entry of judgment
mailed to defendants 6/7/89

Debt $23,749.52
Int. to 5/31/89
Judgment
James F. Simmons
Prothonotary

EX/1989-75

Sept. 8, 1989 Petition To Strike And/or Open Judgment in Mortgage Foreclosure and Order filed. AND NOW, September 8, 1989, upon presentation of the foregoing Petition, the matter raised therein is hereby set for argument on the next available Argument List. List for Oct. argument list.

FURTHER, all execution proceedings, including the November 3, 1989 Sheriff's Sale, are temporarily stayed until further Order of Court.

BY THE COURT,
P. Richard Thomas, J

Sept. 11, 1989 Copy of order put in Christopher Youngs box and copy mailed to Susan White

ON OCTOBER 1989 ARGUMENT LIST

Sept. 26, 1989, Notice of Deposition of Robert Stevens, Deputy Sheriff and Eleanor T. Luba filed.

Oct. 4, 1989 Affidavit of Service filed. Before the undersigned, a Notary Public, personally appeared Joyce Stevens, who, having been duly sworn according to law, deposes and says that she personally served a copy of this Subpoena upon Robert Stevens, Deputy Sheriff, on the 3rd day of Oct. 1989, at 8:40 o'clock, a.m., at his office and made known to him the contents thereof.

Joyce Stevens.

Oct. 16, 1989 Motion To Continue Argument and Order filed. AND NOW, upon presentation and consideration of the foregoing Motion, said argument is continued to the November 29, 1989 Argument List.

BY THE COURT,
P Richard Thomas, J

Oct. 18, 1989 Copy of order mailed to Susan White and copy of order put in Christopher Youngs box.

Oct. 17, 1989 Notice of Rescheduling of Deposition of Robert Stevens, Deputy Sheriff and Eleanor T. Luba filed.

Oct. 25, 1989, Affidavit of Service of Subpoena, served upon Robert Stevens, on Oct. 24, 1989, filed.

On November 1989 Argument List

Nov 6, 1989 Affidavit of Service of Subpoena upon Robert Stevens filed.

Nov. 9, 1989 Upon praecipe of Christopher Youngs the above scheduled argument is hereby cancelled.

Dec. 18, 1989 Complaint Reinstated.

Jan 12, 1990 Acceptance of Service filed: I, Christopher J. Youngs, accept service of the Complaint in Civil Action on behalf of Defendant Eleanor T. Luba and certify that I am authorized to do so.
Date: January 12, 1990

Christopher Youngs

Jan 12, 1990 Consent Order of Court filed: AND NOW, to-wit, this 12 day of Jan., 1990, it appearing that counsel of Plaintiff Colony First Federal Savings and Loan Association, now Colony Savings Bank, F.S.B., and counsel for Defendant Eleanor T. Luba, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that the judgment in mortgage foreclosure entered at No. AD 1989-416 on June 2, 1989, in favor of the plaintiff be opened and stricken from the record only as against Defendant Eleanor T. Luba, and not as against Defendant James T. Luba; and further, that Defendant Eleanor T. Luba be allowed to raise a defense in said action; and further, that the writ issued in execution on the said judgment at Execution No. 1989-75 be stayed.

BY THE COURT,
P. Richard Thomas, J.

Consented to by:
Susan S. White, Esquire
Counsel for Plaintiff
Christopher J. Youngs, Esquire
Counsel for Defendant Eleanor T. Luba

Jan 12, 1990 Copies of order put in Atty. Youngs Box and copy mailed to Atty. White.

Continued on Page 416-A

1989

Continued from page 416, Colony First Fed. vs. Luba AD 1989 - 416

Jan. 25, 1990 Eleanort T. Luba's Answer to Complaint in Mortgage Foreclosure filed.

Feb. 26, 1990 Plaintiff's Motion for Summary Judgment against Defendant Eleanor T. Luba, filed.

Feb. 26, 1990, Affidavit in Support of Plaintiff's Motion for summary Judgment Against Eleanor Luba, filed.

Feb. 26, 1990, Upon praecipe of plaintiff attorney, above motion placed on next argument list.

ON ARGUMENT LIST FOR MARCH 1990

Mar 28, 1990 Order filed: AND NOW, March 26, 1990, a motion having been made by plaintiff for summary judgment in its favor and after hearing thereon, and in consideration of the pleadings, affidavits and arguments of counsel, this court finds that there is no genuine issue as to any material fact and that the plaintiff is entitled to judgment in mortgage foreclosure. It is therefore ORDERED that summary judgment is entered in favor of the plaintiff in mortgage foreclosure and against the defendant, Eleanor T. Luba in the sum of $23,307.90 plus interest, costs and expenses after April 14, 1989.

L-56

BY THE COURT,
Gordon R. Miller, J

Mar 29, 1990 Copies of order mailed to Atty. White and put in Atty. Youngs box.

1989

1989

417. MIles K. Karson, Jr.	MR. AND MRS. VINCENT F. PISANI vs. VINCENT J. MAZZONI Filed May 5, 1989 @ 11:09 a.m. Tax & entry Paid $50.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, DISTRICT JUSTICE May 5, 1989 Rule entered upon plaintiff to file Complaint issued. May 10, 1989 Proof of Service filed.

1989

Ferguson, Spataro
& Rowden
J. Wesley Rowden

418.

Brian Lindsay

RONALD ALLEN RITCHEY

vs.

KIMBERLY ANN RITCHEY

Filed May 5, o989
@ 11:12 a.m.

Tax & entry paid $50.50 ✓
William Pineo, Mediator 69.50
9.00

COMPLAINT FOR CUSTODY
(1 copy Atty)
(1 copy Mediator)

Order: YOU, Kimberly Ann Ritchey, Defendant, have been sued in Court to obtain custody of the following children: Ronald Allen Ritchey, II and Kenneth Andrew Ritchey.

You are hereby ordered to appear in person at such time and at such place as is hereby disignated by the Custody Mediator herein after appointed for a conference.

William Pineo, Esq., is hereby appointed as Custody Meadiator in this case.

Defendant is ordered to keep the Plaintiff apprised of the location and conditionof the minor children.

If you fail to appear at the time specified by the Custody Mediator hereby appointed by this Order, an OPrder for Custody may be entered against you or the Court may issue a Warrant for your arrest.

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

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, PA 16335
Telephone: (814) 724-4636

BY THE COURT,
P. Richard Thomas, J

June 2, 1989 Agreement as to Custody and Visitation with the Parties' Minor Children and Order filed: AND NOW, this 2nd day of June, 1989, the within Agreement as to Custody and Visitation with the Parties' Minor Children having been signed and acknowledged by the respective parties thereto, an Order is hereby entered in accord with the terms and conditions of the aforesaid Agreement.

BY THE COURT,
Robert L. Walker, J

June 5, 1989 Copies of order put in Attys. Rowden and Lindsay's Boxes.

June 23, 1989 Motion and Order filed.AND NOW, this 6/23/89 day of June, 1989, upon consideration of the witin Motion, it is hereby ordered that temporary custody of minor children, Ronald Allen Ritchey, II and Kenneth Andrew Ritchey, to Ronald Allen Ritchey, pending custody mediation. The matter is referred back to William Pineo to schedule a further mediation hearing(PRT).

By The Court,
P. Richard Thomas, J.

June 27, 1989 Copy of Order to Attys. J. Wesley Rowden, Brian Lindsay and William Pineo.

July 5, 1989 Acceptance of Service of Motion and Order by Brian J. Lindsay for Defendant filed.

Aug 2, 1989 Temporary Order filed: AND NOW, this 2nd day of August, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediatior,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Ronald Allen Richey II and Kenneth Andrew Ritchey.

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 persons or entities having confidential information about said children are hereby authorized to divulge to either party such information.

3. The subject minor children shall reside with their mother from Tuesday to Friday of each week and with their father from Friday of each week to Tuesday of the following week. The parties shall share transportation with the party receiving the children, picking them up at the home of the other. The exact time when the children are to be picked up shall be arranged at the convenience of the parties.

4. Neither party shall consume or be under the influence of alcolhol or illegal drugs during the time when he or she has the children in his or her care.

5. Neither party shall expose the children to the company of persons to whom he or she is not related by blood or marriage between the hours of 9:00 p.m. and 8:00 a.m.

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

7. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner 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.

8. The Mediator has noted for the Court that seeking certain medical information and when that has been recieved, he will make his final report and recommendation to the Court.

9. Costs and fees of this Mediation, which are fixed at $69.50, and divided equally beteewn the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
Robert L. Walker, J.

Aug 4, 1989 Copies of order put in Attys. Rowden, Lindsay and Pineo's boxes and copies mailed to Plaintiff and Defendant.

Dec 13, 1989 Petition for Special Relief and Order filed: Denied. Hearing set for Dec 18, 1989 at 3:00P.M. Ct Room 1 or 2.

Continued on Page 418(a)

RONALD ALLEN RITCHEY

VS.

KIMBERLY ANN RITCHEY

RECORD CONTINUED FROM PAGE 418

OF

AD 1989-418

****

Dec 20, 1989 Order filed: AND NOW, December 18, 1989, the matter is before the court on a special relief in which the mother contends the father removed the the children contrary to a Court Order, and she wishes their return. She alleges the father is in the drug selling, trading and dealing business, and that he has not looked after the welfare of the children. The father, likewise, alleges the mother is drug oriented, lacks interest in the children, has another boy friend, and is not a fit mother for the children.

It appears that these parties now are both residents of Venango County and were for a number of years before the petition in this case regarding custody was filed while the mother had temporary residence in Crawford County.

The mother now has moved back to Venango County at 908 Arbor Circle, Franklin, Pennsylvania, and the father and the two (2) children now reside at 114 Myrtle Circle, Franklin, Pennsylvania.

it is obvious to this Court that this case should be returned to Venango Courty for immediate review by a custody mediator and probably for a court hearing, since each parent is alleging that the other is incompetent, unqualified as a parent because of drug or alcohol abuse and other miscellaneous reasons.

Accordingly, this Court DIRECTS the Prothonotary to transfer this case to the Court of Common Pleas of Venango County and requests that Court to immediately appoint a custody mediator.

In the meantime, the father is DIRECTED to return the custody of the two (2) children to the mother, and the mother will have the responsibility of picking the children up at the residence of the father December 19, 1989 at 9:00 a.m. The primary custody of the two (2) minor children, Ronnie and Kenneth is awarded to the mother, subject to the following visitation rights with the father:

1. The father shall have the right to have the children until Sunday at 7:30 p.m.

2. In view of the fact the father is under driver's license suspension, it shall be the responsibility of the mother to pick up and return the children at the residence of the father.

3. Neither parent shall consuem alcoholic beverages or illegal drugs of any kind while the children are in their custody nor for a period of 6(6) hours before the children are picked up.

4. The father alleges he is a carpenter and has employment opportunities, but the mother will not surrender the carpenter tools to him. The mother says she has no knowledge of any carpenter tools at the residence where the fatehr contends he left them, and accordingly, the father may go to the residence of the mother on Wednesday, December 20, 1989 at 10 a.m. for the purpose of searching the premises for carpenter tools, and may remove the same if he finds them. No other property will be removed.

Neither parent shall have any member of the opposite sex in their household while they have custody of the children between the hours of 8 p.m. and 8 a.m.

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

Dec 20, 1989 Copies of order put in Attys Rowden and Lindsay's boxes.

418
-b-

1989

1989

Barrett & Dratler
Sylvia Dratler

419

Jeannette Peterson

vs.

Edmund Peterson

Filed May 8, 1989
at 9:24 a.m.

Indigent Filing

COMPLAINT IN DIVORCE UNDER SECTION 201(d) of the DIVORCE CODE
1 copy atty.

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

May 8, 1989 Upon praecipe of Plaintiff Attorney To Proceed In Forma Pauperis filed.

May 8, 1989 Order Granting Leave To Proceed In Forma Pauperis filed. AND NOW, this 8th day of May, 1989, upon consideration of the within Petition and upon motion of Sylvia L. Dratler., Esq., her attorney leave is hereby granted that Jeannette Peterson, the Plaintiff in the above captioned case may file her Complaint in Divorce In Forma Pauperis, and may proceed accordingly until the termination of said proceedings without payment of costs therefor. Reserving the right to impose costs if appropriate.
Robert L. Walker, J

May 9, 1989 Copy of order put in Sylvania Dratler s box.

May 8, 1989 Affidavit Of Investigation Pursuant To Pa. RCP 1920.4(a)(3) filed

May 8, 1989 Motion For Alternative Service and Order filed. And now, May 8, 1989 the above motion allowed. Robert L. Walker, J
May 9, 1989 Copy of order put in Sylvia Dratler's box.

May 8, 1989 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code. filed.

July 12, 1989, Motion for Payment of Advertising Costs and Order filed. ORDER: AND NOW, July 10, 1989, the above motion allowed. county directed to pay above bills when received. Bill court ac count #01-0460-010440. P. Richard Thomas, J.
July 13, 1989, copies to Crawford County Commissioners (with bills attached) and S. Dratler.

Aug. 19, 1989 Affidavit of Service filed. SYLVIA . DRATLER, 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 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 Under Section 201(d) of the Divorce Code along with a Notice of Intention to Request the Entry of a Divorce decree along with a Defendant's Counter-Affidavit were sent by regular mail to the Defendant at his last known address of R.D. #7, Box 382, Meadville, PA 16335, on or about May 26, 1989.
3. That a Notice was advertised in the Crawford County Legal Journal on June 7, 1989 as to the divorce action. The Proof of Publication is attached hereto.
4. That a Notice was advertisied in the Meadville Tribune on June 3, 1989 as to the divorce action. The Proof of Publication is attached hereto. Sylvia L. Dratler

Sept. 20, 1989 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that Jeannette Peterson, plaintiff, and Edmund Peterson, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
P. Richard Thomas

1989

Rosen, Rosen & Bloom
F. Walter Bloom III

420

Knox graham McLaughlin Gornall & Sennett INc.
Timothy M. Sennett

Larry W. Spence and Jean J. Spence

vs.

Dailey & Kocan Chevrolet and Oldsmobile, Inc.
vs.
Lease Car Center, Inc. and Wanda L. Burke
Filed May 8, 1989
at 9:26 a.m.

Tax & entry pd.	$50.50
Sheriff's Costs	32.30
Pro Co pd 7/8/91	6.00

WRIT OF SUMMONS
Issued Sheriff

June 1, 1989 Sheriff's Return filed: SERVED Dailey & Kocan Chevrolet and Oldsmobile, Inc. on May 9, 1989 at 3:20 P.M. by handing copy of Summons to Joseph Kocan, owner, at place of business, 1189 Hydetown Road, Titusville, Crawford Co., Pa.
So Answers, Robert N. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 15, 1990 Complaint at Law filed.

Mar. 27, 1990, Affidavit of Service filed. F. Walter Bloom, III, Esq. being first duly sworn according to law, deposes and says that on Mar. 14, 1990, he forwarded a true and correct copy of complaint at law filed at above no. to defendant Dailey & Kocan Chevrolet and Oldsmobile, Inc.which document was properly enveloped and addressed to said dft. at P. O. Box 368, Titusville, Pa. 16354 delivered to the postmaster at Oil City Pa on said date as will appear by reference to postal receipt No. P 016 553 508 made a part hereof and marked Exhibit A, attached hereto made a part hereof and marked Exhibit B is the ret. rec. issued to the postal authorities purporting to be signed by said defendant on March 15, 1990. F. Walter Bloom III, Esq.

April 2, 1990, Answer and New Matter filed.

May 15, 1990 Complaint Against Additional Defendants filed.

May 23, 1990 Affidavit Of Service filed. On this, the 22nd day of May, 1990, Timothy M. Sennett, the undersigned, deposes and says that he is counsel for defendant in the above-captioned matter, and that he caused a copy of the Complaint Against Additional Defendants to be served upon additional defendants, Lease Car Center, Inc., and Wanda L. Burke, by certified mail numbers P-796-297-450 and P-796-297-466 respectively, the receipt being executed on May 18, 1990 and attached hereto, in accordance with Pa. R.C.P. 405(c). This statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.
Timothy M. Sennett

June 4, 1990 Affidavit filed.

Aug 24, 1990 Motion for Allowance of Filing A Complaint Against Additional Defendant and Order filed: AND NOW, this 24th day of August, 1990, upon consideration of the defendant, Dailey & Kocan Chevrolet and Oldsmobile, Inc.'s motion, it is hereby ordered that the defendant may file a complaint to join B & J Auto Sales and Bobby Stansberry in this action and assert a claim for contribution and indemnification regard this matter. It is hereby granted that such complaint shall be filed within thirty (30) days of the date of this order.
Robert L. Walker, S. Judge
Aug 29, 1990 Copies of order mailed to Attys Bloom and Sennett.

Aug. 27, 1990 Complaint Against Additional Defendants filed.

Sept. 21, 1990, Complaint Against Additional Defendants reinstated.

Oct. 9, 1990 Affidavit Of Service filed. On this, the 5th day of October, 1990, Timothy M. Sennett, the undersigned, deposes and says that he is counsel for the defendant in the above-captioned matter, and that he caused a copy of the Complaint Against Additional Defendants to be served upon additional defendants, Bobby Stansberry and B & J Auto Sales by personal service of the Sheriff of Bradley County, Tennessee, the Sheriff's return being executed on September 28, 1990, in accordance with Pa. r.C.P. 405(b) which is attached hereto. This statement is made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.
Timothy M. Sennett

Jan. 2, 1990 Notice Of Taking Depositions Upon Oral Examination of Wanda Burke and Louise Chase filed.

Jan. 28, 1991, Notice of Taking Deposition Upon Oral Examination of Wanda Burke and Louise Chase filed.

July 8, 1991 UPon praecipe of Plaintiff attorney the above stated case is marked settled and discontinued of record.

1989

Gordon R. Miller
Mary Ann Kirkpatrick
421

Raymond S. Purdy

vs.

Regina K. Purdy

Filed May 8, 1989
@ 11:12 a.m.

Tax & entry pd	$50.50
1 Add'l Count pd	15.00
Pro Co. PD 6-20-90	9.00
State Surcharge Pd.	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

May 24, 1989 Affidavit of Service of Complaint filed. GORDON R. MILLER, being duly sworn according to law, deposes and says that is the attorney for the plaintiff in this matter and duly authorized to make this Affidavit of service of complaint; that on the 18th day of May, 1989 he served the Complaint and Notice to defend in the abaove captioned matter onthe above named defendant by mailing a true and correct copy of said Complaint and Notice to defend on the 9th day of May, 1989, to the defendant at her residence, 73 North Keeble Street, #109, San Jose, California 95126, postage prepaid, certified mail with restricted delivery to addressee only; That said Complaint and Notice to defend was actually received by the defendant onthe 18th day of May, 1989 as is evidenced by a return receipt signed by her for certified mail article no. P404 874 375 which said receipt is attached hereto and marked Exhibit A. Gordon R. Miller

Nov. 15, 1989 Inventory and Appraisement of Raymond S. Purdy filed.

Nov. 15, 1989 Income and Expense Statement Of Raymond Purdy filed.

Feb. 21, 1990, Appearance of Mary Ann Kirkpatrick, attorney for plaintiff filed.

Apr. 6, 1990 Affidavit of Consent of Plaintiff filed.

April 25, 1990 Affidavit of Consent of Defendant filed.

June 20, 1990 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

July 2, 1990, ORDER filed. And now, June 28, 1990 this divorce is before the court on praecipe to grant a 201(c) divorce. We note in reviewing the file that the original complaint requested equitable distribution. In accord with prior practice inthe Court of Crawford county we return the divorce to the Prothonotary in view of the fact that the complaint has a count for equitable distribution. This court does not know whether the equitable distribution issue has been amicably resolved, or whether the ocurt is to reserve this issue for future disposition. When the record clarifies the situation, we will entertain a new praecipe for disposition of the divorce. BY ORDER OF THE COURT
P. Richard Thomas, P.J.

July 3, 1990 copies of order to M. Kirkpatrick.

July 13, 1990 Motion to Withdraw Claim and Order filed. And Now, July 13, 1990, Motion granted by the court, P. Richard Thomas, J

July 16, 1990 Copy of Order put in Mary Ann Kirkpatrick's box.

July 13, 1990 Upon praecipe of Plaintiff Attorney for Review Under Section 201(c) ofthe Divorce Code, this case moved to court.

July 18, 1990 **d i v o r c e d e c r e e f i l e d .**

And now, July 18, 1990, it is ordered and decreed that Raymond s. PUrdy, plaintiff, and rEgina K. Purdy, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Richard Green

422

Marine Midland Automotive Financial Corporation

vs.

Jon D. Gordon

Filed May 8, 1989
@ 1:10 p.m.

Tax & entry pd $50.50

Sheriff's Costs 13.00
Sheriff's Cost 16.00

Complaint

1 copy Sheriff; 1 copy Atty

May 31, 1989 Sheriff's Return filed: Not Found, as to defendant John D. Gordon. Address given, 832 Park Ave., Meadville, Pa is that of Deissler Paint Store. They never heard of the defendant.
So answers, Howard N. Stewart, Sheriff

July 28, 1989, Complaint Reinstated.

Aug. 14, 1989 Sheriff's Return filed. Not Found as to defendant Jon D. Gordon as of August 11, 1989. Moved from 256 Arch Street, Meadville, PA on 5-3-89. No forwarding at Post Office.
So answers, Howard N. Stewart, Sheriff

1989

Bernard & Stuczynski
James J. Stuczunski

423

Allen & Hall
Paul E. Allen

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss

Anthony Quint and
Nancy Quint

vs.

Jim Taylor Motors

Filed May 8, 1989
@ 1:14 P.M.

Tax & etnry pd	$50.50
Sheriff's Costs	19.00
Pro Co pd 4-13-93	9.00 ✓

CIVIL COMPLAINT

1 copy Sheriff

May 18, 1989 Appearance of Allen & Hall by Paul E. Allen for Jim Taylor Motors filed.

May 31, 1989 Sheriff's Return filed: SERVED Jim Taylor Motors on May 9, 1989 at 12:10 P.M. by handing a copy of Complaint to Ed Miller, Owner, at place of business, 1070 Water St., Meadville, Crawford Co., Pa., 16335
So answers,
Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

June 9, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss, Esq. for Defendant filed.

June 23, 1989, Answer filed.

Aug. 10, 1989 Reply To Defendant's New Matter filed.

Jan. 29, 1993 Petition for Rule to Show Cause Why Case Should Not Be Dismissed For Failure To Prosecute and Order, filed. ORDER: AND NOW, this 26th day of January, 1993, upon consideration of the ofregoing Petition in is hereby Ordered, Adjudged and Decreed that a Rule is issued upon the Plaintiffs, Anthony Quint and Nancy Quint, to show cause why this case should not be dismissed for failure to prosecute. Returnable for Hearing and Argument the 30th day of March, 1993, at 9:30 a.m.
Per Curiam
Gordon R. Miller, P.J.
Feb. 3, 1993 copies to J. Stuczunski, P. Allen & E.Max Weiss

Apr. 5, 1993 Order filed. This matter is before the Court on the Defendant's petition for rule to show cause why case should not be dismissed for failure to prosecute.
On the day the rule is returnable for hearing and argument, counsel appeared for the Defendant but no one appeared on behalf of the Plaintiffs and no response to the Defendant's petition had been filed of record.
The Defendant presented a certified copy of the docket entries fromthe Prothonotary office in this case indicating that the last activity prior to the Defendant's petition was Plaintiff's reply to defendant's new matter which was filed on August 10, 1989.
The Pennsylvania Supreme Court's ruling in Penn Piping, Inc. v. Insurance Co. of North America, Pa. , 603 A.2d 1006 (1992) authorized the entry of a judgment of non pros where a party has shown a lack of due diligence by failing to proceed with reasonable promptitude; there is no compelling reason for the delay; and the delay has caused prejudice to the adverse party. That case also held that when the period of delay is two years or more the delay will be aSSUMED prejudicial.
It appears that all of the required elements set forth in Penn Piping, Inc. have been met andthe Prothonotary is directed to enter a judgment of non pros against the Plaintiffs upon praecipe of the Defendant.
BY THE COURT:
Anthony J. Vardaro, J

Apr. 5, 1993 Copies givento Allen, Stuczunski and Weiss

And now, Apr. 13, 1993 at 4:20 p.m. upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled to do so.
Q - 13, 123
JUDGMENT OF NON PROS
Barbara H. King, Pro.

1989

Knupp & Kodak, PC
Robert D. Kodak

424.

Greenwood Trust Company

vs.

Edwin Arnold

Filed May 8, 1989
@ 1:20 p.m.

Tax & entry pd $50.25

Sheriff's Costs 24.00
Pro Co pd 7/31/89 9.00

Jury Trial Demanded

NOTICE OF APPEAL OF PLAINTIFF FROM
DISTRICT JUSTICE JUDGMENT

May 15, 1989 Proof of Service filed.

May 25, 1989 Complaint filed. (1 copy-sheriff)

May 30, 1989 Upon Praecipe of Plaintiff's attorney, sender's receipts filed.

June 7, 1989 Sheriff's Return filed: SERVED Edwin Arnold personally on May 26, 1989 at 1:15 P.M. by handing copy of Complaint to him at Lion's Den Restaurant, 219 Erie Street, Linesville, Crawford Co., Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, July 31, 1989 at 2:13 p.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Thousand Six Hundred Sixty-six and 14/100 plus interest and cost of suit.
A-54 Debt $1,666.14
judgment entered 7/31/89 Int. from Aug. 17, 1989
notice of entry mailed to James F. Simmons
defendant 8/1/89 Prothonotary

Revived to AD1997-474

Purcell, Nissley, Krug & Haller
Leon P. Haller

425

Lomas Mortgage USA, Inc formerly The Lomas & Nettleton Company

vs.

Nathan H. Ives and Karen J. Ives

Filed May 8, 1989 @ 1:26 p.m.

Tax & entry pd	$50.50
Sheriffs costs	30.15
Sheriff's costs	17.00
Pro Co Pd 9-25-89	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies sheriff

June 2, 1989, Sheriffs Return filed. SERVED Nathan H. Ives personally on May 11, 1989 at 9:51 a.m. at sheriffs Office, Crawford County Courthouse, Meadville, Crawford County, Pa.

Not Found as to defendatn Karen J.Ives. She possibly living in Edinboro, Pa. area. Defendatns are divorced.

So answers, Catherine I. Allen, sep. sheriff
Howard N. Stewart, Sheriff

June 26, 1989 Complaint Reinstated.

July 26, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared William Parker, Deputy Sheriff who being duly sworn according to alw, deposes and says that on the 5th day of July, 1989, at 10:05 A.M., he served Complaint in Mortgage Foreclosure at No. AD 1989 - 425 Term, 19__, Crawford County PA., upon defendant Karen J. Ives at 118 Primrose Land, Erie Co., Edinboro, PA. By making known the contents thereof to her personally and handing to and leaving with her the certified copy of the Complaint received from Crawford County.

William Parker, Deputy Sheriff
Robert N. Michel, Sheriff
Erie Co. PA.

SERVED Karen J. Ives by deputizing the Sheriff of Erie County, PA as per his Affidavit of Service attached. Served: July 5, 1989.

So answers, Howard N. Stewart, Sheriff

AND NOW, Sept. 25, 1989 @ 1:23 p.m. Upon Praecipe of Plaintiff's Attorney Judgment is hereby entered in favor of the Plaintiff and **against the defendant NATHAN H. IVES....ONLY** for failure to plead and damages are assessed as follows: Unpaid principal balance, Thirty-thre Thousand Seven Hundred Twenty-three and 28/100 Dollars; Interest Three Thousand One Hundred Fifty-two and 87/100 Dollars; Late charges, One Hundred Seventy-four and 72/100 Dollars; Escrow deficit, Four Hundred Fifty-two and 09/100 Dollars; 5% Attorney's Commission, One Thousand Eight Hundred Seventy-five and 14/100 Dollars; **TOTAL**, Thirty-nine Thousand Three Hundred Seventy-eight and 10/100 Dollars.

I-126

Debt.....39,378.10
JUDGMENT
James F. Simmons
Prothonotary

Sept 27, 1989 Notice of Judgment mailed defendant Nathan Ives.

EX 1984-111

1989

David W. Pickens

426.

Joyce M. Fisher

vs.

Paul R. Fisher, II

Filed May 8, 1989
@ 4:13 p.m.

Tax & entry pd	$50.50
Pro Co pd 9/22/89	9.00
State pd 9/22/89	10.00

COMPLAINT IN DIVORCE

1 copy atty.

May 18, 1989 Affidavit of Service filed. I, David W. Pickens, am an attorney duly authorized to practice law in the Commonwealth of PennsylvaNIA, AND ON May 9, 1989, I sent a copy of Notice to Defend and Claim Rights filed at the above number, properly endorsed, to Paul R. Fisher, 516 E. 6th St., Apt. 102, Erie, Pa. 16507, last known address, by certified mail No. P 404 874 922, and that on May 11, 1989, I received a return receipt for said certified mail signed by Paul Fisher, II and dated May 10, 1989, a copy of which is attached hereto.

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

5-12-89 David W. Pickens

Sept. 21, 1989 Affidavit of Consent of Plaintiff filed.

Sept. 21, 1989 Affidavit of Consent of Defendant filed.

Sept. 21, 1989 Upon praecipe of Plaintiff attorney To Transmit record, this case moved to court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that Joyce M. Fisher, plaintiff, and Paul R. Fisher, II, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

Blystone & Blystone
Curtis E. Blystone

427

Pennbank, formerly The Pennsylvania Bank and Trust Company

vs.

Lawrence B. Serena and Cheryl E. Serena

Filed May 9, 1989
@ 1:48 p.m.

Tax & entry pd	50.50
Sheriff's Costs	19.50
Pro Co pd 7/18/89	9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies sheriff

May 9, 1989 Affidavit Of Non-Military Service of Defendants filed.

June 1, 1989 Sheriff's Return filed: SERVED Lawrence B. Serena personally by handing a copy of the Complaint to him on May 11, 1989 at 4:05 P.M. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa. 16335.

SERVED Cheryl E. Serena on May 11, 1989 at 4:06 P.M. by handing copy of Complaint to Lawrence B. Serena, her Authorized Agent, as per his signed Acceptance of Service attached, at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

So answers,

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

June 9, 1989, Complaint Reinstated.

July 7, 1989 Sheriff's Return filed: SERVED Cheryl E. Serena personally, the within named defendant by handing a true copy of the Complaint in Mortgage Foreclosure to her on June 19, 1989 at 9:51 A.M. at her residence, 476 Valleyview Dr., Saegertown, Crawford Co., Pa

So answers,

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

And now, July 18, 1989 at 11:54 a.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file and and and the damages are assessed at the sum of Forty-one Thousand Five Hundred Twenty-two and 70/100 plus interest and cost of suit.

S-104-34
judgment entered July 18, 1989

Debt $41,522.70
Int. from Apr. 30, 1989
Judgment
James F. Simmons
Prothonotary

EX 1989 - 82

428

1989

Gordon R. Miller

428

Culbertson, Weiss,
Schetroma & Schug
David L. Hotchkiss

J. WALLACE KELLY

VS.

DAVID L. HOTCHKISS,
Administrator of the Estate
of Donald M. Hotchkiss

Filed May 9, 1989 @
4:11 P.M.

Tax & Entry Paid	$50.50
Sheriff's Costs	20.00
Pro Co Pd 9/27/89	9.00
Pro Co Pd 4-19-90	5.00

COMPLAINT

July 13, 1989 Complaint Reinstated.

July 25, 1989, Answer filed.

July 31, 1989, Certificate of REadiness filed.

Aug. 1, 1989 Sheriff's Return filed. SERVED David L. Hotchkiss, Administrator of the Estate of Donald M. Hotchkiss, on July 18, 1989 at 3:40 PM by handing copy of Complaint to Amelia A. Toner, Receptionist, at his place of business, 911 Diamond Park, Meadville, Crawford County ,PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

On October 1989 Trial List

And Now, Sept. 27, 1989, upon agreement and stipulation of plaintiff and defendant, Consent Judgment is hereby entered in favor of the plaintiff and against the defendant, as administrator of Est. of Donald M. Hotchkiss, in the sum of Six Thousand and 00/100 Dollars, with interest at 6% per annum untilthe 26th day of Nov. 1989, and with interest at 10% per annum thereafter.
Judgment entered - 9/27/89
H - 220

Debt ----$6,000.00
Int. @ 6% from 9/27/89 to 11/26/89
and 10% thereafter til paid
JUDGMENT
James F. Simmons,
Prothonotary

April 19, 1990 Upon Praecipe of Plaintiff's Attorney, this case is marked satisfied as all sums due under have been paid in full.

1989

SHAFER, SWICK, BAILEY,
IRWIN & STACK
James R. Irwin

429

SUSAN L. PINE

VS.

RUSSELL S. PINE

Filed May 10, 1989
@9:47 A.M.

Tax & Entry Paid $50.50
Sheriff's Costs 17.00

PETITION FOR RELIEF UNDER THE
PROTECTION FROM ABUSE ACT

1 copy (atty)

ORDER:
AND NOW, this 10th day of May, 1989, upon consideration of the within Petition it is hereby Ordered, Adjudged and Decreed, that the above named Respondent shall refrain from abusing the Petitioner and other members of the household and further, that possession of the premises located at RD#9, Box 550, Meadville, Crawford County, Pennsylvania, is granted to the Petitioner to the exclusion of the Respondent, evicting him from said premises pending final hearing on the merits of this Petition.
A Rule is hereby granted on the Respondent to show cause why the foregoing Order should not be made final.
Rule Returnable and hearing on the 18 day of May, 1989, at 3:00 o'clock P.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville Pennsylvania.
BY THE COURT,
P. Richard Thomas, J.

May 18, 1989 Sheriff's Return filed. SERVED Russell S. Pine personally on May 12, 1989 at 11:16 AM by handing copy of the Petition for Protection From Abuse and Order to him at his residence, R.D.# 9, Box 550, Meadville, Crawford County, Pa.

So answers,

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

May 19, 1989 Order filed. AND NOW, May 18, 1989, at the time originally fixed for hearing in this Protection From Abuse matter, the Petitioner has appeared with her counsel and advised the Court that the Respondent has voluntarily committed himself to the Mental Health Unit at the Meadvidlle Medical Center and is unavailable for this hearing. The hearing is, therefore, continued to May 31, 1989 at 11:00 o'clock a.m. in Courtroom 1 or 2, Courthouse, Meadville, Pennsylvania.
Pending further hearing, it is ORDERED nad DECREED that the Respondent, Russell S. Pine, shall not abuse, harass or threaten to abuse or harass the Petitioner, Susan L. Pine, at any itme or in any manner or engage in any type of physical or verbal confrontation. The portion of the temporary Order originally entered, which excluded the respondent from the maritalhome is vacated. The Respondent shall not go to the home of the Petitioner's parents or to her place of employment for any purpose whatsoever. The Respondent shall not be granted visiting rights with his chidlren until after a hearing is held so that adequate safeguards can be imposed, but will be granted reasonable visiting privileges thereafter.
The Pennsylvania State Police or any other police agency having jurisdiction may enforce this Order in accordance with the Protection From Abuse Act, and a copy of this Order shall be filed with County Control.
BY ORDER OF THE COURT,
Robert L. Walker, J

May 19, 1989 Copies of order to James Irwin and County Control.

May 30, 1989 Sheriff's Return filed: SERVED Russell S. Pine personally on May 24, 1989 at 2:10 P.M. by handing copy of order to him at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

So answers,

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

SHAFER, SWICK, BAILEY, IRWIN & STACK
Charles J. Swick

430

Alan E. Cech
for U. S. of America

MARQUETTE SAVINGS ASSOCIATION

vs.

FREDERICK S. HARRIS and THE UNITED STATE OF AMERICA

Filed May 10, 1989
@ 3:26 P.M.

Tax & Entry Paid $50.50 ✓
Pro Co Pd 6/23/89 - 9.00 ✓
Sheriff's Costs 43.00 ✓
Pro Co Pd 7-5-89 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 21, 1989, CONSENT JUDGMENT filed. AND NOW, to-wit, this 21st day of June 1989, it appearing that counsel for the plaintiff and counsel for defendant have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favor of the plaintiff and against the U. S. of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of themortgaged property of defendant Frederick A. Harris.

It is further ORDERED, ADJUDGED AND DECREED that the dft. U. S. 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; that the U. S. of America shall be entitled to payment from the proceeds of the sheriff's sale to the extent its proper priority would entitle it to the same; and that the United States of America shall be entitled to redeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C. 2410.

Nothing contained in the within order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rahter said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendant in the within proceeding.

Consented to by:
Charles J. Swick ESq.
AlanE. Cech, Esq.

BY THE COURT,
Robert L. Walker, J.

June 21, 1989, copy to Atty. C. Swick (box) and Atty. Cech (mail)

U-183
Judgment entered 6/21/89

CONSENT JUDGMENT
James F. Simmons, Pro

June 27, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Frank Schiralli, Deputy who being duly sworn according to law, deposes and says that on the 30 day of May, 1989, at 1:45 P.M., he served Comp. Mort. Fore., filed at No. 430 Term, 1989, Crawford County Pennsylvania, upon defendant U.S. Attorney at 633 U.S. Post Office Courthouse Pgh. By making known the contents thereof to Tonya Thompson - sec. and handing to and leaving with her the certified copy of the received form Crwaford.

So answers
Frankl Schiralli, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Frederick S. Harris personally on May 12, 1989 at 10:07 AM by handing copy of Complaint in Mortgage Foreclosure to him at his residence, 118 Cree Street, Meadville, Crawford County, PA. No one in possession of mortgaged property.

SERVED United States of America by deputizing Sheriff of Allegheny County, PA as per affidavit of service attached. Served: May 30, 1989.

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

June 27, 1989 Affidavit Of Non -Military Service of Defendants filed.

July 5, 1989 Affidavit of Service filed: I, Charles J. Swick, attorney for the plaintiff in the above-captioned Action do hereby verify that on March 6, 1989, I mailed a true and attested copy of the complaint in the above captioned action to the Defendant, United State of America by certified mail posted at the Meadville, Pennsylvania Post Office and addressed to Defendant United States of America, c/o U. S. Attorney General, Department of Justice, 14th and Constitution Avenue, N.W., Washington, DC 20230 by the mailing receipt No. P 404 863 093 attached hereto and incorporated herein by reference. Said certified mail item was delivered to Defendant on May 15, 1989, as indicated by certified return receipt signed by agent of defendant attached hereto and incorporated herein by reference.

I verify that the statements made in this Affidavit are true and correct to the best of my knowledge, information and belief. I understand that false statements herein made are subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities. Charles J. Swick, Attorney for Plaintiff

AND NOW, July 5, 1989 @ 11:47 A.M., Upon Praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the Plaintiff and against the defendant, Frederick S. Harris, for failure to file an answer and damages are assessed as follows: Principal Debt, Twenty-five Thousand Seven Hundred Twenty-four and 32/100 Dollars; Interest to May 31, 1989, One Thousand Six Hundred Five and 77/100 Dollars; Taxes and Insurance Escrow, One Hundred Ninety-four Dollars; Attorney's Commission, One Thousand Two Hundred Eighty-six and 21/100 Dollars; TOTAL Twenty-eight Thousand Eight Hundred Ten and 30/100 Dollars, together with interest on debt at a rate of 10.25% per annum from May 31, 1989 and costs of suit.

H-64

Debt.....$28,810.30 + Int. and Costs
JUDGMENT
James F. Simmons
Prothonotary

EX 1989-76

SHAFER, SWICK, BAILEY,
IRWIN & STACK
James R. Irwin

431

SUSAN L. PINE

vs.

RUSSELL S. PINE

Filed May 10, 1989
@ 4:09 P.M.

Tax & Entry Paid 50.50 ✓
2 counts paid 30.00 ✓

William Pineo, Mediator

Sheriff's Costs $19.00

COMPLAINT IN DIVORCE UNDER
SECTION 201(c), 201(d) or 201(a)
EQUITABLE DISTRIBUTION AND CHILD CUSTODY

1 copy (atty)
1 copy (mediator)

May 10, 1989 Motion to Appoint Mediator and Order filed: AND NOW, this 10th day of May, 1989, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, WILLIAM PINEO, at a time to be set by the Mediator in the Crawford County Courthouse, with the Child Custody Mediator as Required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pennsylvania; it is further ordered and decred that pending final determination by the Court, the children shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

1 copy (Atty)
1 copy (Med)

BY THE COURT:
P. Richard Thomas, J.

May 18, 1989 Sheriff's Return filed. SERVED Russell S. Pine personally on May 12, 1989 at 11:15 AM by handing copy of Complaint in Divorce to him at his residence, R.D.# 9. Box 550, MeaDVILLE, Crawford County, Pa.

So answers,

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

Feb. 17, 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 5/18/89 . 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 13, 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)

WATTS, PEPICELLI, YOUNGS
AND YOUNGS PC
Christopher J. Youngs

432

HARRY G. MYERS

VS,

DORTHIE MARIE MYERS

Filed May 10, 1989
@ 4:13 P.M.

Tax & Entry Paid $50.50 ✓
John Fuller, Mediator 140.00

John Fuller, Mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (Mediator)

ORDER:
AND NOW, 5/10/89, upon presentation of the foregoing Complaint, the parties herein and their representative counsel are ordered to appear before JOHN FULLER, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.
BY THE COURT,
P. Richard Thomas, J.

May 15, 1989 Affidavit of Service filed. I, Harry G. Myers hereby certifies that I served a certified copy of the Complaint for Custody to the Defendant, Dorthie Marie Myers, at 285 Garton Ave., Weston, WV 26452 on May 14, 1989, at 3:20 o'clock P.M. by personally handing same to her and making known to her the contents thereof. 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.
Harry G. Meyrs

June 9, 1989 Order filed: AND NOW, June 7, 1989, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWs:

I. Legal custody of the minor child, Tina Marie Myers, shall be shared between the mother and father, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such important decisions.

II. Physical custody of Tina Marie Myers shall be with her mother, Dorthie Marie Myers, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody the first Saturday of each month at 9:00 a.m. and keep the child in his custody for eight (8) days, returning the child to the home of the mother on the second Sunday of each month by 7:00 p.m.

B. The father shall be entitled to visit and take the child into his custody the third Saturday of each month from 9:00 a.m. Saturday morning until 7:00 p.m. on Sunday, the following day.

C. Transportation of the child from the home of the mother in Weston, West Virginia to the home of the father in Pennsylvania and back, shall be the responsibility of the father.

D. Holidays shall be defined as Christmas, Easter, Thanksgiving and the child's birthday. The above four holidays shall be shared between the mother and the father as they agree, and in the event they are unable to agree, then the child shall be with the father on Thanksgiving day and Easter Sunday on odd numbered years and in the home of the father on Christmas and the child's birthday on even numbered years.

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.

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

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

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

P. Richard Thomas, J

June 15, 1989 Copies of order Atty. Youngs. and Atty. Fuller, (in boxes)

1989

433.

MEADVILLE AREA Federal Credit Union (Formerly Avtex Meadville Emp FCU)

vs.

RICHARD E. THOMPSON
DELORES THOMPSON

Filed May 11, 1989
@ 10:56 A.M.

Pltf on Original	9.00
Pro Co Paid	9.00 ✓
Sat. Pd 5/15/91	# 5.00 ✓

AGREEMENT TO REVIVE

OF

AD 1983-123

The undersigned hereby agrees that Judgment be revived against the defendants; indexed by the Prothonotary in the amount of Nine Thousand Six Hundred Ninety-five and 29/100 Dollars plus costs.

Debt.....$9,695.29 plus costs
Dated.....May 10, 1989
T-203, 42...JUDGMENT

James F. Simmons
Prothonotary

May 15, 1991 This Judgment Satisfied.
(See paper filed)

1989

William D. Irwin
120 E. State St.
Sharon, Pa 16146

434

Gordon R. Miller
Emil M. Spadafore, Jr

BRUCE A. TIMBLIN

VS.

CAROLYN M. STEPHENS & WILLIAM B. KNORR, Co-Executors of TOM R. KNORRS, deceased

Filed May 11, 1989
2:50 P.M.

Pro Simmons Paid	$50.50
Sheriff's Costs	16.00
Pro Co pd 11/30/90	6.00

SUMMONS IN CIVIL ACTION

Issued (Sheriff)

June 12, 1989 Sheriff's Return filed: NOT FOUND, as to defendant Carolyn M. Stephens. Not at address given.
NOT FOUND, as to defendant William B. Knorr. Not at address given.
So answers, Howard N. Stewart, Sheriff

June 26, 1989 Affidavit of Service filed: William D. Irwin, being sworn according to law, doth depose and say that on June 7, 1989 at 7:01 p.m. he personally served on Jan M. Knorr, wife of William B. Knorr, at their residence at RD#1, Box 103A Cranberry, Venango County, Pa. a certified copy of the attached Summons notifying said Defendants of the institution of proceedings at the above captioned term and number, said Praecipe for Summons having been filed on May 11, 1989 at the Prothonotary's office of Crawford County, Pa.
William D. Irwin.

July 10, 1989, Appearance of Gordon R. Miller, attorney for defendants, filed.

July 10, 1989, Upon praecipe of defendant attorney, Rule entered upon the plaintiff to file Complaint, Issued. 2 copy (dft. atty)

Aug. 23, 1989Affidavit of Service of Complaint filed. William D. Irwin, being duly sworn according to law deposes and says that on the 21 day of August, 1989 at about 2 P.M. he served a certified true and correct copy of the Complaint in the above captioned matter on Gordon R. Miller, Attorney for defendants by mailing a true and correct copy of said complaint on the 21 day of August, 1989 to his place of business, 379 Chestnut St., Meadville, Crawford County, Pa. 16335 , postage prepaid.
William D. Irwin

Aug 23, 1989 Complaint filed.

Jan. 26, 1990 Appearance of Emil M. Spadafore for Defendant filed.

Nov. 30, 1990 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

Jorden & White
Harry Faber White, II

435

IN RE: LICENSE SUSPENSION
OF LARRY OLEYNIK

Filed May 11, 1989
@ 4:05 P.M.

Pro Simmons Paid $50.50 ✓

APPEAL FROM NOTICE OF LICENSE SUSPENSION
(1 copy atty)

Order:

AND NOW, this 24th day of May, 1989, upon consideration of the foregoing petition for appeal, a hearing on the same is scheduled for the 3rd day of August, 1989, at 9:30 o'clock in Courtroom No. 1 or 2.

This appeal shall act as a supersedeas of the suspension of the Petitioner's driver's license until final hearing in this case. Robert L. Walker

July 21, 1989 Motion for Continuance and Order filed: AND NOW, this 21 day of July , 1989, upon consideration of the foregoing motion to continue, the same is continued until the 24 day of Oct., 1989, at 9:30 o'clock in Courtroom No. 1 or 2.

This appeal shall continue to act as a supersedeas of the suspension of the Petitioner's driver's license until final hearing in this case.

BY THE COURT,
P. Richard Thomas, J.

July 21, 1989 Copies of order put in Atty. White's box and mailed to Atty. D'Alfonzo.

Oct. 20, 1989 Motion To Continue Hearing and Order filed. AND NOW, this 20 day of October, 1989, upon consideration of the foregoing motion to continue, the same is continued until November 30, 1989, at 9:00 o'clock in Courtroom No. 1 or 2. this appeal shall act as a supersedeas of the suspension of the Petitioner's driver's license until final hearing in this case.

BY THE COURT,
P. Richard Thomas, J

Oct. 23, 1989 Copy of order put in Atty. White's box and mailed a copy to Atty. D'Alfonzo

Nov. 30, 1989 Order filed: AND NOW, November 30, 1989, at the time fixed for hearing on this appeal, counsel for the appellant advises the Court that the appeal is being withdrawn.

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

Nov. 30, 1989 copies of order put in Atty. White's box and mailed to Atty. D'Alfonzo

WILLIAM L. WALKER

436

DONALD M. WHITEMAN, SR. and CAROLYN A. WHITEMAN, his wife, individually and as parents and natural guardians of DONALD M. WHITEMAN, JR., a minor

VS.

JAMES BROOKS and GRETA BROOKS, his wife, individually and as parents and natural guardians of STEVEN J. BROOKS, a minor

Filed May 12, 1989
@ 3:17 P.M.

Pro Simmons Paid $50.50 ✓
Pro Co pd 5/18/89 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (atty)

May 17, 1989 Petition To Settle and Compromise Action and For Leave To discontinue Action and Order filed. And now, to-wit this 17 day of May, 1989, upon presentation and consideration of the foregoing Petition, and following a hearing, it appearing that the proposed settlement is in the best interest of the minor Donald M. Whiteman, Jr., it is hereby ORDERED, ADJUDGED and DECREED as follows:

1. Defendant shall forthwith pay to Plaintiffs the sum of $7,750.00, to be distributed as follows:
(a) $4,500.00 to William L. Walker, Esquire, for legal services rendered on behalf of the Plaintiffs;
(b) $1,123.77 to Donald M. Whiteman, Sr. and Carolyn A. Whiteman, his wife, representing reimbursement of out-of pocket expenses paid by them on behalf of the minor Plaintiff;
(c) $2,126.23 to Donald M. Whiteman, Jr., a minor. Donald M. Whitemand, Sr. and Carolyn A. Whiteman, his wife, are authorized and directed to invest these funds on behalf of the said minor in a conservative manner, and they are further directed to maintain all records of allinvestments and to have the investments marked to show that no withdrawal of any kind shall be made form any investment without further Order of Court.

Donald M. Whiteman, Sr. and Carolyn A. Whiteman, may, however conservatively re-invest any invested funds without further Order of Court until th eminor child reaches the age of eighteen (18) years old so long as any investments are made in such a manner that the records show that no withdrawal shall take place without further Order of Court, it being the intentionof the Court to allows the natural parents Donald M. Whiteman, Sr. and Carolyn A. Whiteman, his wife, to make whatever conservative investments they see fit over the years on behalf of Donald M. Whiteman, Jr., but not to allows the natural parents to remove any funds of the minor child from said investments for any purpose whatsoever without further Order of Court.

2. Defendants shall cause to be purchased an annuity, s tructured to guarantee payments to Donald M. Whiteman, Jr., or to his Estate in the event of his death, totaling $30,800.00 as follows:
(a) $4,000.00 shall be payable on July 17, 1992;
(b) $4,000.00 shall be payable on July 17, 1993;
(c) $4,000.00 shall be payable on July 17, 1994;
(d) $4,000.00 shall be payable on July 17, 1995;
(e) $4,800.00 shall be payable on July 17, 1999; and
(f) $10,000.00 shall be payable on July 17, 2004.

3. At the time that Donald M. Whiteman, Jr. shall attain the age of eighteen (18) years, the natural parents, Donald M. Whiteman, Sr. and Carolyn A. Whiteman, his wife, are authorized and directed to pay over all funds held for the minor child to Donald M. Whiteman, Jr. at this 18th birthday and this may take place without further Order of this Court.

4. To the extent that record costs were incurred by the Petitioners or their counsel, they shall be reimbursed forthwith by Defendants.

5. Donald M. Whiteman, sr. and Carolyn A. Whiteman, his wife, both individually and as parents and natural guardinas of Donald M. Whiteman, Jr., are hereby authorized and directed to execute the Release which is attached to the foregoing Petition, and which is made a part thereof. Petitioners are further authorized and directed to forthwith cause the above captioned action to be marked settled and discotninued of record with prejudice.

BY THE COURT,
P. Richard Thomas, J

May 19, 1989 Copy of order put in William Walker's box.

May 18, 1989 Acceptance of service filed. I, Kenneth G. Vasil, Esquire, attorney for the Defendants, do hereby accept service of the Writ of Summons in the above captioned matter.

Kenneth G. Vasil

May 18, 1989 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1989

SPADAFORE, VARDARO & WALKER
Emil M. Spadafore, Jr.

437

JODI S. STALLARD

VS.

JEFFREY A. STALLARD

Filed May 12 , 1989
@ 3:17 P.M.

Pro Simmons Paid	$50.50
2 counts Paid	30.00
Pro Co. Pd 12/20/89	9.00
State Surcharge Pd.	10.00

COMPLAINT PURSUANT TO SECTION 301(a) of the Divorce CODE, REQUEST FOR EQUITABLE DISTRIBUTION OF MARITAL PROPERTY UNDER SECTION 401(d) OF THE DIVORCE CODE, AND REQUEST FOR CUSTODY

Oct. 20, 1989, Affidavit of Consent of plaintiff filed.

Nov. 29, 1989 Affidavit of Consent of defendant filed.

Dec. 20, 1989 Upon praecipe of Plaintiff Attorney for review under section 201(c) of divorce code, this case is moved to Court.

Dec. 29, 1989 **DIVORCE DECREE FILED**

And now, December 29, 1989, it is ordered and decreed that JODI S. STALLARD, plaintiff, and JEFFREY A. STALLARD, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

RODGERS, PERFILIO, HEIMAN
& SEWINSKY, P.C.
Henry E. Sewinsky

438

FIRST NATIONAL BANK OF
MERCER COUNTY

VS.

WILLIAM L. SUM and WILMA
J. SUM, Husband and Wife

Filed May 15, 1989
@ 1:20 P.M.

Pro Simmons' Paid	$15.00 ✓
Plffon orig.	9.50
Sheriff's costs	62.18
Pro Co Pd 6-30-89	9.00 ✓
Pro Co Pd 2/14/90	5.00 ✓
Exempt. pd. 1/21/91	10.00 ✓
Pro Co. Pd. 2/9/94	$ 5.00 ✓

WRIT OF REVIVAL

OF

DSB 1984-394

Issued (Sheriff)

Writ of Revival of Judgment indexed in favor of the Plaintiff and against William L. Sum and Wilma J. Sum in the amount of Twenty-two Thousand Eighty-nine and 89/100 Dollars plus interest and costs.

Debt.....$22,089.89 + Int. & Costs
S-172, 172.....JUDGMENT
James F. Simmons
Prothonotary

June 6, 1989 Writ returned. Before me, the undersigned authority, perrsonally appeared Douglas R. Long, Dep. Sheriff, who being duly sworn according to law, deposes and says that on the 24th day of May 1989 at 10:46 a.m. he served Writ of Revival , filed at No.438 AD 1989, Crawford County Pa., upon defendant Wilma J. Sum at 206 ST. Jamestown,Pa. 16134.
By making known the contents thereof to Wilma J. Sum personally and handing to and leaving with her the certified copy of the writ received from Sheriff of Crawford Co.

Douglas R. Long, Dep. Sheriff
William H. Romine, Jr.
Sheriff Mercer Co.

So answers

SERVED William L. Sum on May 18, 1989 at 4:16 p.m by handing copy of Writ of Revival to his authorized agent, Suzanne Sum, at Sheriff's Office, Crawford Co. Courthouse MeaDVILLE, Pa. Signed Acceptance of Service attached.
SERVED Wilma J. Sum by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service attached. Served: May 24, 1989.
So answers,

Catherine I. Allen Dep. Sheriff
Howard N. Stewart, Sheriff

June 30, 1989 Upon Praecipe of Plaintiff's Attorney with notice of Judgment attached, Judgment is hereby entered in favor of the Plaintiff and against the Defendants for failure to plead and the same is liquidated in the amount of Twenty-two Thousand Eighty-nine and 89/100 dollars plus interest and costs.
S-172, 172

Debt.....$22,089.89 + int. & costs
JUDGMENT
James F. Simmons
Prothonotary

Feb. 14, 1990, Writing filed wherein plaintiff releases from the lien of the above entitled Judgment the followding property: ALL that certain piece or parcel of land situate in South Shenango Township, crawford Cunty, Pa. being more particularly bounded and described. Being 10.353 acres of land conveyed to Wm. L. sum and Wilma J. sum by deed CountyDeed Book 554, page 941. (see paper filed for more description)

Feb. 9, 1994 This Judgment Satisfied
(see paper filed)

1989

Mildred Ullio, Pro Se

Terry Toomey

439

MILDRED ULLIO

VS.

GREGORY SLATER

Filed May 15, 1989
@ 1:53 P.M.

Sheriff's Costs 19.00

PETITION FOR EMERGENCY RELIEF UNDER
PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (Plaintiff)

ORDER:

And now, this 15 day of May, 1989, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

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

2. Special Conditions: Defendant may not contact Plaintiff in any fashion. Defendant may not occupy or go to residence at 1370 Penna. Ave.

3. This Order may be enforced withut 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, counstable, police officer or competent adult.

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

7. Defendant is reminded that this is an ORDDER OF COURT and violation of this Order may be punishable by a fine up to $1000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of ees and costs.

Hearing is hereby set for May 23, 1989, at 3:00 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

May 16, 1989 Sheriff's Return filed: SERVED Gregory Slater personally on May 15, 1989 at 8:26 A.M. by handing copy of Petition for Protection from Abuse and Order to him at Crawford County Jail, Center St., Meadville, Pa.
So answers, Art Pringle, Correctional Officer
Howard N. Stewart, Sheriff

May 26, 1989 Order filed: AND NOW, May 23, 1989, after hearing and the Court's entry of an Abuse Order against the Defendant involving his grandmother, the conditions of nominal bond aforesaid are canceled as it relates to living with his brother in franklin and staying out of Crawford County. The defendant may move from the residence of his brother and move in with his mother at 847½ Water Street, but in addition to the terms being specified in the abuse Order this day entered, a term of nominal bond release will be that he not contact or go to the residence of his grandmother for any purpose. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

June 6, 1989 Copies of order to DA and Atty. Mason, APD.

May 26, 1989 Order filed: AND NOW, May 23, 1989, at the time of hearing, the matter is reviewed informally and it appears to the court that in addition to the Defendant in this case, the Plaintiff has become victimized by other members of the family in a very confined household situation at the residence at 1370 Pennsylvania Avenue. The Plaintiff, who is seventy-six years of age and is temporarily being cared for at the Greenhouse, desires to resume independent living in her own home without any of her children or grandchildren bothering her or occupying the same residence.

The immediate issue before the Court is a Protection Order involving grandson Gregory Slater. Gregory Slater admits he abused his grandmother and does not request a full hearing to establih the same. Accordingly, the Court directs that Gregaory Slater not contact his grandmother directly or indirectly, threaten, abuse, annoy or harass her in any fashion. He is not to go to her residence or call her on the telephone for any reason. If any police officer has reasonable grounds to believe that the conditions of this Abuse Order have been violated, they may immediately apprehend the Defendant without warrant, take him before the on-duty District Justice of the Peace, and request an immediate contempt commitment and if received, confine him in the Crawford County Jail and advise the Court of the same fact, after which an emergency hearing will be scheduled.

This Order shall remain in force and effect for a period of one year.

This Court fully realizes that this Order will not solve a chaotic situation in which grandmother (the Plaintiff in this case) is contending that her daughter, Sarah Slater, and somer of her children, in addition to Gregory Slater, have in the past assautled or abused her. She wishes to return to her residence at the aforesaid address and does not want her children or grandchildren annoying her or coming to her residence for any purpose. Office of the Aging representatives and the Greenhouse representatives attend this hearing and the Court requests they take whatever steps are necessary to establish this victim back in her own home and to provide the necessary supportive services to accomplish her wishes of independent living.

The Court acknowledges representation of Mrs. Ullio by Terry Toomey acting on a pro bono request and after further investigation, if he believes the appointment of a guardian of her estate or person is appropriate, with one of the ancillary benefits to be the securing of some type of Court Order preventing her children and grandchildren from victimizing her, he may present the same to the Court in a further proceeding.

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

June 6, 1989 Copies of order put in Atty Toomey, Atty Mason boxes, copy given to County Control, and Defendant.

June 29, 1989 Motion For Review Hearing and Order filed. And now, June 29, 1989, hearing set for July 5, 1989, at 9:00 a.m., in Courtroom 1. Stephen Hall to notify all interested parties.
Imogene Yetman, Ct. Adm.

June 29, 1989 copy to Stephen Hall, Esq.

Continued on page 558

440

Altomare & Barnhart
JOseph C. Barnhart

BRANDI LYNN DOWLING

vs.

DANIEL JAMES DOWLING, SR.

Filed May 15, 1989
@ 3:58 P.M.

Sheriff's costs $31.30
Tax & entry pd 9/26/89 50.50
Pro Co pd 9/26/89 9.00

9/26/89 Recd. $31.30 From Defendant 9/26/89 H.N. Howard Stewart Sheriff $31.30 Ck #5564

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

ORDER:

And now, this 15 day of May, 1989, 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 named in the Petition.

2. Special Conditions: Def shall not threaten or assault Plaintiff in any fashion. Def. shall move from the Apartment occupied by Plaintiff, wife & minor child Cars (12).

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

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

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

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

7. The Defendant is reminded 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 May 23, 1989 at 1:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

May 17, 1989 Sheriff's Return filed. SERVED Daniel J. Dowling, Sr. on May 16, 1989 at 1:01 PM by handing copy of Protection From Abuse, Petition and Order to him at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

So answers,

Catherine I. Allen, Dep. Sheriff
Howard N. Stewart, Sheriff

May 24, 1989 Appearance of Altomare & Barnhart by Jospeh Barnhart for Defendant filed.

May 25, 1989 Order filed. AND NOW, May 23, 1989, at the time the matter is scheduled for hearing, the Court notes the Defendant was personally served May 16, 1989 with a copy of our original Order setting a hearing this date. The Court is advised that on or about May 20, 1989 the defendant moved to the State of Arizona at 2245 East Dartmouth Circle, Mesa, Arizona 85213. The Defendant's counsel, JOspeh Barnhart, appears on his behalf, advises the Court he represents the Defendant, and they will consent to an uncontested Abuse Order.

Accordingly, the Defendant is DIRECTED not to abuse, threaten or harass his daughter in any fashion.

The Defendant will not go to any residence where the daughter resides for any purpose, without further Order of Court.

In view of the fact the allegations of the petition regarding abuse to the daughter are not denied, and the daughter repeats the details of said abuse before the Court at this hearing, the Court accepts said allegations as being true and correct.

The Defendant may not go upon or occopy any portion of the present residence at the Dowling Hotel in Titusville or any future residence occupied by the daughter unless he is authorized to do so by further Order of Court.

This Order shall remain in force and effect for a period of one (1) year from this date.

The Defendant is DIRECTED to pay all costs in this case within ten (10) days of a receipt of a billing to the above address by the Prothonotary's Office.

The Court notes that the Plaintiff/daughter is only seventeen (17) years of age, and in the event this matter comes back to the Court for further hearing, the Court appoints Attorney Robert Felton Guardian ad Litem to represent the interests ofthe minor.

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

May 25 1989 copy given to County Control. May 26, 1989 Copies mailed to Plaintiff, Joseph Barnhar, Robert Felton andDefendant

1989

441

BOZIC & THOMAS
David P. Truax

COMMONWEALTH OF PENNSYLVANIA

VS.

GARY LEE WALLS

Filed May 15, 1989
@ 4:09 P.M.

Pro Simmons Paid $50.50

PETITION FOR APPEAL FROM ORDER OF
DEPARTMENT OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

2 copies (atty)

ORDER:
AND NOW, May 15, 1989, upon consideration of the foregoing Petition and upon Motion of David P. Truax, esq., Attorney for the Petitioner, a hearing is granted to determine whether the action of the Department of Transportation in suspending the Driver's License of the Petitioner should be set aside.
The above matter is set fore hearing on the 3rd day of August, 1989, at 9:30 o'clock, A.M., at the Court House, Meadville, Pennsylvania, in Court Room 1 or 2.
Petitioner is directed to give sixty (60) days written Notice to (1) Department of Transportation, Bureau of Driver Licensing, Citation Processing Division, Room 302, Transportation and Safety Building, Harrisburgh, Pennsylvania 17120, and (2) Department of Transportation, Office of Chief Counsel, 1209 State Office Building, Pittsburgh, 15222, said notice to be by Certified Mail in each case return receipt requested.

BY THE COURT,
P. Richard Thomas, Judge

Aug. 3, 1989 Order filed. AND NOW, August 3, 1989, at the time fixed for hearing on the Appellant's appeal from the suspension of his driving privileges, Appellant having failed to appear or contact his counsel, he is given until August 14, 1989, to file a personally verified petition requesting a continuance, said peittion to contain in detail the reasons why he failed to appear on this date. If no such petition is filed or if the reasons for his failure to appear do not seem adequate to the Court, the appeal will be dismissed for failure to prosecute the same or if the reasons for his failure to appear do seemto be adequate, a new hearing date will be scheduled.

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

Aug. 4, 1989 Copy of order mailed to Gina D'Alfonzo and 1 copy put in David Truax's box

Aug. 16, 1989 Memorandum and Order filed: Order: AND NOW, August 16, 1989, the appeal in this matter is dismissed and the Department of Transportation is authorizedto reinstate the suspension.

BY THE COURT,
Robert L. Walker, J.

Aug. 21, 1989 copies of order to Gina D'Alfonzo and David P. Truax, Esqs.

William J. Gregg

442

WILLIAM M. BARTHOLOMEW

vs.

DONNO M. SO

Filed May 15, 1989
@ 4:25 P.M.

Indigent

William Pineo, Mediator

PETITION FOR CUSTODY

2 copies (atty)

ORDER OF COURT,

You, have been sued in Court to obtain custody of the chilren, JESSICA A. BARTHOLOMEW and WILLIAM M. BARTHOLOMEW, JR.

You are ordered to appear in person at the time and place selected by William Pineo, Custody Mediator.

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

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

CRAWFORD COUNTY BAR ASSOCIATION
c/o Prothonotary's Office
Meadville, PA 16335
Telephone: (814) 724-4636

DAted: 5-15-89

BY THE COURT,
P. Richard Thomas, J.

May 15, 1989 Petition for Leave to Proceed In Forma Pauperis and Order filed: AND NOW, this 15 day of May, 1989, upon consideration of the within Petition, it is hereby Ordered that leave is granted for the Petitioner, WILLIAM M. BARTHOLOMEW, to proceed In Forma Pauperis, AND FURTHER, leave is hereby reserved to the Court to assess costs against either party at a later date.

By the Court,
P. Richard Thomas,
J.

May 17, 1989 Copies of order put in Wm. Gregg, box.

1989

WATTS, PEPICELLI, YOUNGS AND YOUNGS, PC.
Alan L. Pepicelli

443

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

ERIC G. SMITH

vs.

THOMAS F. HILBURN and MARILYN K. HILBURN, HIS WIFE

Filed May 16, 1989
@ 11:33 A.M.

Pro Simmons Paid $50.50

Sheriff's Costs 25.00

Pro Co paid 1/9/92 6.00 ✓

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

June 7, 1989 Sheriff's Return Filed: SERVED Thomas F. Hilburn on May 25, 1989 at 12:44 P.M. by handing copy of Complaint, Interrogatories, and Requests to his authorized agent, Sharon Hilburn, at the Sheriff's Office, Crawford Co.Courthouse, Meadville, Pa. Her signed acceptance of service attached.

SERVED Marilyn K. Hilburn on May 25, 1989 at 12:45 P.M. by handing copy of Complaint, Interrogatories, and Requests to her authorized agent, Sharon Hilburn, at the Sheriff's Office, Crawford Co. Courthouse, Meadville, Pa. Her signed acceptance of service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

June 8, 1989, Appearanc eof elderkin,Martin, Kelly, Messina, & Zamboldi, by Kenneth G. Vasil, attorneys for defendants, filed.

July 20, 1989 Notice Of Service Of Interrogatories To Plaintiff (First Set) filed.

July 25, 1989, Answer and New Matter filed.

Aug. 4, 1989 Notice Of Deposition of Thomas F. Hilburn and Marilyn K. Hilburn filed.

Aug. 7, 1989 Notice of Taking Depositions On Oral Examination of Eric G. Smith filed.

Aug. 11, 1989, Reply to New Matter filed.

Dec. 13, 1989, Defendants' Motion for Sumamry Judgment filed.

DEc. 13, 1989, Upon praecipe of defendant attorney, Motion for Summary Judgment placed on next argument list.

On January 1990 Argument List

Jan. 12, 1990 Motion to Strike From Argument List and ORDER filed. AND NOW, this 12 day of January, 1990, upon consideration of the within Motion, the above-captioned case is hereby stricken from the January Argument List.

By The Court,
P. Richard Thomas, J.

Jan. 12, 1990 Copy of Order to Attys. Alan Pepicelli, Kenneth G. Vasil.

On January 1991 Argument List

Dec. 28, 1990, Plaintiff's Motion for Summary Judgment filed.

Dec. 28, 1990, Upon praecipe of plaintiff attorney, Motion for Summary Judgment placed on next Argument list.

(argument set for 2/15/91 at 9:00 a.m. by court administrator)

Feb. 14, 1991 Notice of Deposition of Marilyn K. Hilburn filed.

Feb. 14, 1991 Notice of Depostion of Thomas F. Hilburn filed.

Feb. 15, 1991, Defendants' Response to Plaintiff's Motion for Summary Judgment filed.

Apr. 29, 1991, MEMORANDUM AND ORDER Filed. ORDER: AND NOW, April 26, 1991 the defendants Motion for Summary Judgment is denied, and the plaintiff's Motion for Partial Summary Judgment is denied.

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

Apr.,29, 1991 copy put in box for Atty Pepicelli and copy mailed to Atty. Vasil.

Dec. 31, 1991, upon praecipe of plaintiff attorney, for value received, settlement and discontinuance is hereby entered of record in the above captioned action.

1989

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

444

FERGUSON, SPATARO AND ROWDEN
Douglas W. Ferguson

CONNIE C. OLIVER

vs.

DAVID H. OLIVER

Filed May 16, 1989
@ 11:38 A.M.

Pro Simmons Paid $50.50
2 counts paid 30.00
Pro Co pd 11/1/90 9.00
State pd 11/1/90 10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) or 201(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CHILD CUSTODY

1 copy (atty)

May 22, 1989 Verification filed: I, JAMES R. IRWIN, ESQUIRE, do hereby verify that I am the attorney of record for Plaintiff and that as such, I am authorized to execute this Verification; that I did, on the 18th day of May, 1989 send by Certified Mail, Return Receipt Requested, Addressee Only, to the Defendant, David H. Oliver a true and correct copy of the divorce complaint filed at the above term and number at his last known address of 140 Westview Ave., Meadville, PA 16335 as evidenced by the attached sender's receipt No. P-547-801-438 and that on the 22nd day of May, 1989, I did receive the duly executed return receipt dated May 18, 1989.

James R. Irwin, Esquire

June 1, 1989 Appearance of Ferguson, Spataro & Rowden by Douglas W. Ferguson, Esq. for Defendant filed.

April 30, 1990 Affidavit of consent of Defendant filed.

Oct 23, 1990 Affidavit of Consent of Defendant filed.

October 23, 1990 Affidavit of Consent of Plaintiff filed.

Oct. 31, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to Court.

Nov. 15, 1990 **D E C R E E F I L E D ?**

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

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital property of the abovenamed parties shall be divided in accordance with a Separation and Property Agreement dated October 15, 1990, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the abovecaptioned number and term.

This Agreement, in part, provides that the Plaintiff shall be the sole owner of jointly owned real estate located at 140 Westview Avenue, Meadville, Pennsylvania, being the same land conveyed unto the Plaintiff and Defendant by a Quit Claim Deed, duly filed in the Recorder's Office of Crawford County, Pennsylvania.

Further, it is ordered and decreed that the division of marital owned personal property shall be made in accordance with Paragraphs 11, 12, 15 and 16 of the Separation and Property Agreement dated October 15, 1990, which in part, provides:

a) The Plaintiff shall be the sole and exclusive owner of all maritally owned personal property in the Plaintiff's possession.

b) Additionally the Defendant shall be the sole and exclusive owner of all other maritally owned personal property, in defendant's possession.

c) The defendant shall be the sole and exclusive of the 1989 Ford Probe, automobile.

d) Plaintiff shall be the sole and exclusive owner of the 1989 Pontiac Bonneville, automobile.

e) The Plaintiff shall be the sole and exclusive owner of any pension, retirement plan, or IRA to which shy may be entitled as a result of her employment or established by the Plaintiff at any time.

3. Alimony; In accordance with Paragraph 17 of the October 15, 1990 agreement neither of the parties hereto shall be awarded alimony.

4. Other Matters: This Court acknowledges that the Separation and Property Settlement Agreement of October 15, 1990 provides for resolution of the issues of child custody and child support.

5. A copy of the separation and Property Settlement Agreement of the parties, dated October 15, 1990, which sets in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

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

This Order shall be effective as of this 13 day of Nov., 1990.

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

April 20, 2005 - See Computer for further entries

1989

Specter Law Offices, P.C
John C. Evans

445.

Melinda A. Steele, Administratrix of the Estate of Jessica Ann Coulter, and in her own right

vs.

Spaulding's Inc., Skyline Corp., Carrollton Corp., Princess Homes and Zimmer Homes Corp.

Filed May 17, 1989
at 1:08 P.M.

Tax and Entry pd5/17/89 $40.50 ✓
Paid 5-19-89 10.50 ✓
Sheriff's Costs 96.00

WRIT OF SUMMONS

Issued Sheriff

July 19, 1989 Writ Return filed. Before me, the undersigned authority, personally appeared Frank Schiralli who being duly sworn according to law, deposes and says that on the 7th day of June, 1989, at 10:30 a.m., he did not serve Summons, filed at No. AD 445 Term, 1989, Crawford County, Pennsylvania, upon defendant Princess Homes at Oliver Bldg., Mellon Square, Pgh, PA. By making known the contents thereof to No service made - Not in building and handing to and leaving with the certified copy of the received from Crawford County Sheriff
So answers. F. Schiralli, Deputy Sheriff
Eugene L. Coon, Sheriff

Before me, the undersigned authority, personally appeared Frank Schiralli who being duly sworn according to law, deposes and says that on the 7th day of June, 1989, at 10:30 a.m. he did not served Summons, filed at No AD 445 Term, 1989, Crawford County Pennsylvania upon defnednat Zimmer Homes at Oliver Bldg., Mellon Square, Pgh., PA By making known the contents thereof to No service made - Not in building and handing to and leaving with the certified copy of the received from Crawford County Sheriff.
So answers, F. Schiralli, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Spaulding's Inc. on May 26, 1989 at 12:13 PM by handing a copy of Summons to Kim Warren. Secretary, at their place of business, 345 Rogers Ferry Road, Meadville, Crawford County,PA.
SERVED Skyline Corp. May 30, 1989 by Certified Mail at their address, 2520 Bypass Road, Elkhart, Indiana 46514. Signed receipt attached.
SERVED Carrollton Corp. May 31, 1989 by Certified Mail at their address, 2520 Bypass Raod, Elkhart, Indiana 46514. Signed receipt attached.
NOT FOUND as of defendnat Princess HOmes, and Zimmer Homes Corp. as per affidavits received from Sheriff of Allegheny County, PA and hereto attached.
So answers, Robert M. Stevens, deputy sheriff
Howard N. Stewart, Sheriff

1989

Mason & Mason
Joan D. Mason

446.

Amy Mitchell Farzalo

vs.

David M. Farzalo

Filed May 17, 1989
at 1:16 P.M.

Tax and entry pd	$50.50
Pro Co Pd 9-13-89	9.00
State Pd 9-13-89	10.00
Pro Co Pd 1-12-90	5.00

COMPLAINT IN DIVORCE

1 COPY ATTORNEY

May 25, 1989 Affidvait of Service filed. I, Joan D. Mason Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on May 19, 1989, mail to the above Defendant, David M. Farzalo, by certified mail #P-724 951 450, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on May 22, 1989, ad indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Sept 11, 1989 Affidavit ofConsent of Defendant filed.

Sept 11, 1989 Affidavit of Consent of Plaintiff filed.

Sept 13, 1989 Upon praecipe of Plaintiff's attorney, for review under §201(c) of the Divorce Code, this case is moved to court.

Sept. 18, 1989 **DIVORCE DECREE FILED.**

And now, September 18, 1989, it is ordered and decreed that ANY MITCHELL FARZALO, plaintiff, and DAVID M. FARZALO, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Jan 12, 1990 Notice of Election to Retake Maiden Name filed. To be known as Amy Lynn Mitchell.

1989

Mason & Mason
Joan D. Mason

447.

Carol A. Patterson

vs.

Arden W. Patterson

Filed May 17, 1989
at 1:17 P.M.

Tax and entry paid	$80.50
Pro Co. Pd. 3/6/90	9.00
State Surcharge pd.	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION,ATTORNEY FEES, COURT COSTS, AND RELATED EXPENSES

1 copy attorney

May 31, 1989 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 19, 1989, mail to the above Defendant, Arden W. Patterson, by certified mail #P-724 951 448, return receipt requested; deliver to addressee only, a complaint in the above divorce action. Said notice was received on May 20, 1989, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hererto.

Joan D. Mason,
Attorney for Plaintiff

March 6, 1990 Affidavit of Consent of Plaintiff filed.

March 6, 1990 Affidavit of Consent of Defendant filed.

March 6, 1990 Upon praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar. 12, 1990 STIPULATION AND DECREE FILED.

And now, this 12th day of March, 1990, the court orders and decrees as follows:

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

2. MOBILE HOME AND LAND: Plaintiff shall convey her interest in thejointly owned 1972 Concord moibile home, and in two and a half acres of real estate located in Greenwood Township, Crawford County, Pennsylvania, in exchange for $2,500.00.

3. PERSONAL PROPERTY: Each party shall retain those items of personal property now in his or her individual possession.

4. DEBTS: Defendant shall be responsible for all debts incurred during the marriage, including but not limited to the Associates debt (approximately $968.00 at separation), Vis ($900.00 at seperation), mible home payment to FNB (approximately $800.00 at separation), and any taxes on the mobile home and on the real estate, part or present.

5. VEHICLES: Plaintiff shall retain the 1975 Pontiac automobile, and Defendant shall retain the 1972 chevrolet four wheel drive pickup truck.

6. ATTORNEY FEES AND COURT COSTS: Defendant shall pay the sum of $750.00 to Joan D.Mason, attorney for Carol A. Patterson, towards her attorney fees and court costs, said payment to be made within ten days of the date that Defendant signs the Stipulation attached to this Decree.

7. PENSION AND RETIREMENT BENEFITS: Plaintiff hereby waives her right to Defendant's pension and retirement benefits, which she realizes may at present be worth thousands of dollars. She also waives her right to seek further specific information regarding the amount and nature of said benefits. She acknowledges that she has been advised by her attorney that any portion could be allocated in whole or in part to her, withher interest to be paid now, or by means of a sharing or splitting of the benefit at such time as it may come into pay status.

8. WAIVER OF CLAIMS: Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this decree.

9. WAIVER OF FILING OF DOCUMENTS: Neither party hereto shall be required to file an inventory and appraisement, nor an income and expense statement, as would otherwise have been required by the Rules of Civil Procedure. Each party is aware of the assets and debts of the other party hereto, sufficient to his or her own satisfaction.

BY THE COURT,
Gordon R. Miller, J

1989

Brian J. Lindsay

448.

Judith Anne Faust

vs.

Clyde Henry Faust, III

filed May 17, 1989
at 2:41 P.M.

Tax and entry pd. $55.50 ~~$50~~ ✓
1 count paid 15.00 ✓
William Pineo, Mediator 92.00
Pro Co pd 6-18-91 9.00
State pd 6-18-91 10.00
Pro Co pd 6-28-91 5.00

COMPLAINT IN DIVORCE UNDER SECTION 201 (c) and (d)
OF THE DIVORC E CODE AND CUSTODY

1 COPY ATTORNEY

May 30, 1989 Affidavit filed: I, BRIAN J. LINDSAY, ESQUIRE, after being duly worn accordiang to law, depose and say that I am the attorney of record for Judith Anne Faust, at that as such I am authorized to execute this Affidavit; that I did on the 19th day of May, 1989, send by Certified Mail, Addressee Only, Return Receipt Requested to Clyde Henry Faust, III., a true and correct copy of the Notice to Defend and Claim Rights and the Divorce Complaint, at his last known address at 100 Pearl Street, Conneautville, Pennsylvania, 16406 as evidenced by the attached sender's receipt No. P 276 200 287 and that on the 25th day of May, 1989, I did receive the duly executed return receipt dated the 24th day of May, 1989.

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

Date: 5/26/89 Brian Lindsay, Esquire
Attorney for Plaintiff

Aug. 17, 1989 Order of Court filed. AND NOW, this 17th day of August, 1989, upon consideration of the foregoing Complaint, presented by Judith Anne Faust through her attorney Brian J. Lindsay, it is Ordered that all parties and their counsel are to appear in person for a mediation conference before William Pineo, Child Custody Mediator, at such time and place as the Mediator may specify. (1 copy Mediator; 2 copies atty.)

BY THE COURT:
Robert L. Walker, J.

Sept 18, 1989 Temporary Order filed: AND NOW, this 14th day of Sept., 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor children, Clyde Henry Faust, IV and Carrie Mae Faust, is hereby awarded to the plaintiff, Judith Anne Faust, their mother.

2. The father shall have the right of visitation and temporary physical custody on alternate weekends, beginning with the weekend of September 15 from Friday at 6:00 p.m. through Sunday at 5:00 p.m.

3. The father shall also have visitation and temporary physical custody for a two-week period during the summer, to coincide, to the extend possible, with his vacation from work. he shall five the mother one months notice of the two-week period he wishes to select.

4. Holiday visitations shall be arranged as follows:

For the holidays of Thanksgiving, Christmas, and Easter, there shall be two visitation periods. The first period shall begin on the afternoon preceding the holiday at 4:00 p.m. and end on the holiday itself at 1:00 p.m.. The second period shall begin at 1:00 p.m. on the holiday and end at 8:00 p.m.. For Thanksgiving, 1989, the father shall have the first period and the parties shall thereafter alternate the two Thanksgiving periods. For Christmas, 1989, the father shall have the first period and the parties shall thereafter alternate. For Easter, 1990, the mother shall have the first period and the parties shall thereafter alternate. Father's Day and Mother's Day visitations shall begin at 8:00 a.m. and end at 5:00 p.m.. The children shall be with their mother on Mother's Day and with their father on Father's Day.

5. Neither party shall consume alcohol or illegal drugs while he or she has the care and custody of the subject minor children.

6. The fatehr shall be responsible for arranging transporation in accordance with the terms of this Order. Whenever the children are being transported, they shall be propertly restrained by seatbelts in accordance with the law of Pennsylvania, the driver shall not be under the influence of any chemical substance whatever, and the traffic law of the governing jurisdiction shall be rigorously obeyed.

7. 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.

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

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. Either party may move the Court for further Mediation after two years from the date hereof.

11. The Mediator notes for the Court that the mother is receiving public assistance and that the father is being paid approximately $140.00 per week and will be responsible for contributing to the support of the children when procedures of the Domestic Relations Divsion have been complied with, and therefore, costs and fees of this Mediation, which are fix at $92.00 are assessed to Crawford County, Pennsylvania.

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

By the Court,
P. Richard Thomas, J.

Sept 18, 1989 Copies of order put in Attys. Lindsay and Pineo's boxes.

Jan. 10, 1990 Affidavit of Consent of Plaintiff filed.

May 20, 1991 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

Continued on page 448A

Judith Anne Faust

vs.

Clyde Henry Faust, III

Record continued from page 448

of record

A.D. 1989 - 448

****

June 18, 1991 Verification Of Service filed. I, Brian J. Lindsay, Esquire, do hereby verify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 20th day of May, 1991, send to the above named Defendnat, by Certified Mail, Addressee ONly, Return Receipt Requested, a true and correct copy of the Notice of Intention to Request Entry of Divorce decree, Plaintiff's 201(d) Affidavit of Consent, and Defendant's 201(d) Counter-Affidavit filed at the above term and number; and that I did onthe 27th day of May, 1991, receive a duly executed return receipt dated May 23, 1991.
Dated: June 18, 1991 Brian J. Lindsay

June 18, 1991 Notice Of Intention To Request Entry of Divorce decree filed.

June 18, 1991 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

June 18, 1991 defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

June 18, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

June 24, 1991 D I V O R C E D E C R E E F I L E D .

AND NOW, June 24, 1991, it is ordered and decreed that Judith Anne Faust, plaintiff, and Clyde Henry Faust, III, defendant, are divorced from the bonds of matrimony.

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

June 28, 1991 Notice Of Election To Retake Maiden Name filed. Judith Anne Faust TO BE KNOWN AS: Judith Anne Gemmel.

Feb. 11, 1994 Petition for Contempt and Order filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for custody/visitation.
If you wish to defend against the claim set forthin 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 personin court on the 24rd day of February, 1994, 1:00 p.m. 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
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext 298.

BY THE COURT,
Gordon R. Miller, J

AND NOW, February 11, 1994, upon presentation and consideration of the foregoing Petition for Contempt, a Rule is entered upon the Defendant to show cause, if any he has why the prayer of the Plaintiff should not be gratned
THIS RULE IS RETURNABLE ON February 23, 1994, in courtroom No. 1 or 2 of the Crawford County courthouse Meadville, Pennsylvania at 1:00 o'clock p.m.

BY THE JCOURT,
Gordon R. Miller, J

AND NOW, this 11th day of February, 1994, this Honorable Court hereby orders and directs that Defendant's partial custody rights to Clyde Faust, III, and to Carrie Faust are temporarily suspended until further Order of Court.

BY THE COURT:
Gordon R. Miller, J

1 copy atty. Lindsay

Feb. 23, 1994 Affidavit of Service filed. I,Brian J. Lindsay,Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 15th day of February, 1994, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Petition for Contempt filed at the above term and number; and that I did on the 22nd day of February, 1994, receive a duly executed return receipt dated February 18, 1994.
Feb. 23, 1994 Brian J. Lindsay, Esquire

Feb. 28, 1994 Motion to Continue and ORDER filed. AND NOW, this 25 day of February, 1994, the Cont empt Hearing set for February 23, 1994 at 1:00 p.m. is continued until the 25th day of March, 1994, at 1:30 p.m.

BY THE COURT:
Anthony J.Vardaro, J.

3-2-94 Copy of Order to Atty. Lindsay and Deft.

Mar. 22, 1994 Affidavit of Service filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 1st day of March, 1994, send to the above defendant, by Certified Mail, REturn Receipt Requested, a true and correct copy of the Motion to Continue and Order filed at the above term and number; and that I did on the 21st day of March, 1994, receive a duly executed return receipt dated, March 18, 1994. Brian J. Lindsay

448
B

1989

Mar. 25, 1994 Consent Order and Order filed. AND NOW, this 25 day of March, 1994 this Court hereby order and directs that the within amending paragraphs two (2) and three (3) of the Order of September 14, 1989.

BY THE COURT:
Anthony J. Vardaro, J

Mar. 29, 1994 Copy of order to Atty. Lindsay

1989

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

449.

Stefanie M. Pierce

vs.

Daniel E. Pierce

filed May 17, 1989
at 4:00 P.M.

Tax and entry pd	$50.50
1 count pd 5-25-89	15.00
Pro Co. PD. 3/5/90	9.00
State Surcharge Pd.	10.00
Pro Co Pd 5-7-90-	15.00

COMPLAINT IN DIVORCE

1 COPY ATTORNEY

May 22, 1989 Complaint for Custody and Order filed: You, Daniel E. Pierce, Defendant, have been sued in Court to obtain custody of the children: Uriah Jacob Pierce and Lee Earl Pierce.

You are to ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, Child Custody Mediator.

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

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

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, Pa 16335
Telephone: (814) 724-4636

Date: May 22, 1989

BY THE COURT,
Robert L. Walker, J

May 22, 1989 1 copy (atty), 1 copy (mediator)

June 5, 1989 Petition To Prohibit Unilateral Disposition Of Employment Benefits and Order filed. AND NOW, June 5, 1989, upon presentation and consideration of the foregoing Petition to Prohibit Unilateral Disposition of Employment Benefits, it is hereby ORDERED AS FOLLOWS:

1. Defendant, Daniel E. Pierce and Plaintiff, Stefanie M. Pierce, are both enjoyed from unilaterally attempting to convert or dispose of any of his employment benefits at PPG Industries, Inc., without the signed joint consent of both parties or further order of this Court.
2. A Rule is hereby issued upon Defendant, Daniel E. Pierce, to appear and show cause, if any why he should not b epermanently enjoined and probhited from converting, disposing of or attempting to convert to his own use or dispose of any of his employment benefits. Said Rule shall be returnable and a hearing held thereon on June 9, 1989, at 2:30 o'clock P.M., Crawford County Courthouse, Court Room number 1 or 2, Meadville, Pennsylvania.
3. Plaintiff, through her counsel is directed to serve a copy of the foregoing and this Order and Rule to Show Causes upon the Defendant forthwith, by regular mail, and to file an Affidavit of Service.

1 copy atty.

BY THE COURT,
P. Richard Thomas,

June 9, 1989 Motion to Continue and Order filed: AND NOW, Junee 9, 1989, at the time set for hearing on Plaintiff's Petitions, it appearing that service has not been made upon Defendant, hearing upon Plaintiff's Motion to Prohibit Unilateral Disposition of Employment Benefits, at No. AD 1989-449, and Plaintiff's Petition for Protection from Abuse, at No. AD 1989-498, is continued to June 23, 1989, at 1:30 P.M., in Courtroom Number 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

The temporary Order of June 5, 1989, at No. AD 1989-449 prohibiting attempts by the parties to dispose of Defendant's employment benefits is continued until further Order of this Court.

The Court will impose costs for filing fees and other costs at the time of hearing upon the Petition for Protection from Abuse at No. A.D. 1989-498.

BY THE COURT,
P. Richard Thomas, J.

June 15, 1989 Copies of order put in atty. Youngs box.

June 20, 1989 Affidavit of Service filed: I, Joseph A. Whiteside, hereby certify that I served a copy of the Complaint in Divorce, Complaint for Custody, Petition for Protection From Abuse, Petition to Prohibit Unilateral Dispostion of Employment Benefits, and an Order of Court to Continue the Hearing upon Defendant, Daniel E. Pierce, at his parent's home on Star Route, Meadville, Pennsylvania on June 15, 1989 at 8:20 P.M., by handing the same to him personally. 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: 6-20-89 Joseph A. Whiteside

June 27, 1989 Order filed. AND NOW, June 23, 1989, at the time set for hearing, the defendant fails to appear, although counsel for the plaintiff advises the Court he was duly served with a previous Order setting a hearing for this date.

ACCORDINGLY, the Court's Temporary Order of June 5, 1989 is continued and the defendant Daniel E. Pierce is precluded and enjoined from attempting to convert or dispose of any of his employment benefits at PPG Industries, specifically including any payments for unused vacation time, any return of contributions due the defendant from a company pension plan or health plan and any severance pay due the defendant over and above any regularly earned wages which are due the defendant. this Order shall cover any ancillary benefits such as employee credit unions or savings accounts or stock purchase plans which are payble to the defnedant.

Counsel for the plaintiff will serve a certified ocpy of this Order upon the defendant's employer, PPG Industries, and said certified copy shall be sufficient authority for the company's compliance of this Order.

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

June 28, 1989 Copies of order put in Christopher Youngs' box.

Jan 16, 1990 Affidavit of Consent of Plaintiff filed.

Jan 29, 1990 Stipulation and Order for Child Custody filed: AND NOW, Jan 29, 1990, upon the foregoing Stipulation, it is ORDERED and DECREED as follows:

L. Legal custody of Uriah Jacob Pierce and Lee Earl Pierce shall be with their natural mother, Stefanie M. Pierce, that is, Stefanie M. Pierce shall have full power and authority to make all important decisions affecting the children's education, medical treatment, religious instruction and other such important decisions. However, father shall be entitled to full access to school records, medical records and other important records.

2. Physical custody of Uriah Jacob Pierce and Lee Earl Pierce shlal be with Mother, Stefanie M. Pierce; Father shall have the right to visit with the children at such times as Mother and Father shall mutually agree.

Continued on page 589

1989

Mason & Mason
Joan D. Mason

450.

Wanda L. Cronin

vs.

David E. Cronin

Filed May 18, 1989
at 9:14 a.m.

Tax and entry paid	$50.50
Pro Co Pd 4/6/90	9.00
State pd. 4/6/90	10.00

COMPLAINT IN DIVORCE

1 copy attorney

May 31, 1989 Affidavit of Service filed: I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 19, 1989, mail to the above defendant, David E. Cronin, by certified mail #P-724 951 449, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on May 22, 1989, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

Feb. 21, 1990 Affidavit of Consent of plaintiff filed.

Apr. 5, 1990 Affidavit Of Consent of Defendant filed.

Apr. 6, 1990, Upon praecipe of plaintiff attorney,, for review Under 201(c) of the Divorce Code, this case moved to court.

Apr. 19, 1990

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

AND NOW, April 19, 1990 , it is ordered and decreed that Wanda L. Cronin plaintiff, and David E. Cronin , defendant are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1989

Richard D. Goldberg
21 S. Phelps St.
Youngstown, OH 44503

Cusick, Madden, Joyce
& McKay
Peter C. Acker

451

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

JOHN PANELLA
6080 Bendemeer Drive
Poland, OH 44514

VS.

WAGON WHEEL MOTEL
110 Conneaut Lake Road
Meadville, Pa 16335

✓ Filed May 18, 1989
@ 10:25 A.M.

Pro Simmons Paid	$50.50
Sheriffs costs	22.00
Sheriff's Costs	21.00
Appeal pd. 9/28/94	30.00
state paid 9/28/94	5.00
Pro.Co.pd 2/2/95	$30.00
State pd 2/2/95	5.00

SUMMONS IN TRESPASS

Issued (Sheriff(

1✓ June 2, 1989 Writ Returned. SERVES Wagon Wheel Motel on May 19, 1989 at 11:25 a.m. by handing copy of the Summons to Ramesh Patel, owner-manager, at place of business, 1100 Conneaut Lake Road, Meadville, Crawford County, Pa.
So answers Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

3✓ May 18, 1990 Complaint filed (1 copy Sheriff) (2 copies-atty)

4✓ June 13, 1990 Sheriff's Return filed. SERVED Wagon Wheel Motel on May 22, 1990 at 3:55 PM by handing copy of Complaint to Ashesh Patel, Assistant Manager, at business, 1100 Conneaut Lake Road, Meadville, Crawford County,PA 16335
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

5✓ June 16, 1994 Appearance of Cusick, Madden, Joyce & McKay by Peter C. Acker for Plaintiff filed.

6✓ June 16, 1994 Notice Of Intention To Take Default Judgment filed.

7✓ Jun. 27, 1994 Defendant's Preliminary Objections, filed.

8✓ Jun. 30, 1994 Petition forRule to Show Cause Why a Non Pros Should not be Granted, filed.

9✓ June 30, 1994 RULE filed. AND NOW, this 29 day of June, 1994, upon consideration of the foregoing PETITION FOR RULE TO SHOW CAUSE WHY A NON PROS SHOULD NOT BE GRANTED, a Rule is issued upon Plaintiff, to show cause, if any there be, why the relief requested in the within Petition should not be granted.

This Rule should be returned by the 20th day of July, 1994 at 10:15 o'clock A.M. in Courtroom number 1 aor 2, Court of c
Common Pleas, Crawford County, Pennsylvania. A copy of this Rule shall be served upon Peter C. Acker, as attorney for the Plaintiff.

Parties may file Briefs or Memorandum in Support of their position in accordance with local rules.

BY THE COURT:
Anthony J. Vardaro, J.

June 30, 1994 Faxed Millin & Acker

10✓ Aug. 23, 1994, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Aug. 22, 1994, after argument, and after considering testimony stipulated to by the parties, the rule entered in this matter is made absolute and a judgment of non pros shall be entered on behalf of the defendant and against the plaintiff. BY THE COURT,
Anthony J. Vardaro, J.

8/23/94 copies dist. to Irwin and Miller

Judgment entered
8/23/94
P - 93

JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

11✓ Sept. 21, 1994, Notice of Appeal of plaintiff to the Superior Court of Pa. from order entered in this matter on Aug. 23, 1994 filed. (copy & fee mailed to Superior CT.)

12✓ Sept. 21, 1994, Proof of Service of Notice of Appeal filed.

13✓ Sept. 22, 1994, ORDER filed. ORDER: AND NOW, Sept. 22, 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 thatn 14 days after the entry of this order pursuant to Pa. Rule of Appellate Procedure 1925(b).

BY THE COURT,
Anthony J. VArdaro, J.

9/22/94 copies dist. by court.

14✓ Sept. 27, 1994, Notice of Appeal Returned from Superior Court, because of flaws, filed.

15✓ Oct. 4, 1994, Statement of Matters Complained Of filed.

16✓ Oct. 4, 1994, Proof of Service of Notice of Appeal and Proof of Service filed.
(To Superior Court on 10/4/94)

17✓ Oct. 17, 1994 Notice of Superior Court Docketing,Docket No. 01729PGH94, filed.

18 Jan.6, 1995 Petition To Strike Off or Open Judgment of Non Pros filed.

19 Jan. 6, 1995 ORDER filed. AND NOW, this 6 day of January, 1995, upon consideration of Plaintiff's Petition to Strike Off or Open the Judgment, it is hereby ordered and decreed that said Petition to Strike Off or Open the Judgment of Non Pros entered on August 23, 1994 is hereby denied.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 6, 1995 Order Faxed Attys. Millin and Acker.

20 Jan. 24, 1995, Certificate of Contents of Remanded Record and Notice of Remand (record and certified copy of order) filed.

ORDER OF COURT: The above captioned appeal is quashed sua sponte as interlocutory. Xu v. Montefiore Hospital, 422 Pa. Super. 114, 618 A. 2nd 1043 (1993); 210 Pa. Code 65.12
Date: Dec. 9, 1994

PER CURIAM

Continued to Page 613

1989

FULLER, KINNUNEN, PETRUSO AND GAMBLE
Ann Hansen Gamble.

452

Joseph C. Barnhart

PATRICIA L. WAGNER

VS.

DAVID T. WAGNER

Filed May 18, 1989
@ 11:31 A.M.

Pro Simmons Paid	50.50 ✓
1 count pd	15.00
Pro Co. pd 2/5/92	9.00 ✓
State pd.	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

May 31, 1989 Affidavit of Mailing filed: Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on May 19, 1989, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, receipt requested, to David T. Wagner, 312 Mt. Vernon St., Titusville, Pa 16354, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

Jan. 31, 1992 Affidavit of Consent of plaintiff filed.

Jan. 31, 1992 Affidavit of Consent of defendant filed.

Jan. 31, 1992 Upon Praecipe of plaintiff attorney for Review Under Section 3301(c) , 3301(d) (1) of Divorce Code, this case moved to Court.

Feb. 6, 1992 D I V O R C E D E C R E E F I L E D

AND NOW, Feb. 6, 1992, it is hereby ordered and decreed that Patricia L. Wagner, Plaintiff, and David T. Wagner, Defendant, are divorced from the bonds of matrimony.
BY THE COURT:
Anthony J. Vardaro, J.

Feb. 6, 1992 ORDER filed. AND NOW, this 6th day of February, 1992, the parties hereto having stipulated and agreed IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. All of the personal property acquired during the marriage and presently in existence has been divided between the parties and the possession which each now has is the possession intended to indicate sole ownership to the possessor. The parties agree that while the allocation of personalty may not be exactly equal that they have determined that it is fair and equitable.

2. The real estate jointly owned by the parties and occupied by them during the marriage as the marital residence is now being occupied by defendant herein, David T. Wagner. The said David T. Wagner shall continue to have the right to occupy the said home and shall pay any and all utilities, taxes, insurance, maintenance, and other costs related to the use and occupany of the home. On or before February 15th, the parties hereto will enter into a listing agreement with a reputable broker in the Titusville area to list the home for sale. In the event that either of the parties hereto refuses to accept any bona fide offer made for the sale of the said home, the party desiring to accept the said offer may petition this court for relief in accordance with any agreements they may have reached between themselves which are not a part of this order.

3. This stipulated order together with any other agreements regarding equitable distribution of property which the parties may have reached or may reach in the future are subject to enforcement by this fcourt or nay other court of competent jurisdiction, the same as if the order and agreement had been entered following a full hearing on the merits of the matters agreed upon herein.

4. After the sale of the jointly owned real estate and payment of attorneys fees, broker's commission, and other costs normally associated with closing a real estate transaction, the said proceeds of sale shall be equally divided between the parties hereto. In the event that the real estate taxes for the year of sale have not been paid, the proration of the real estate taxes shall be deducted from the share of the defendant, David T. Wagner, and if the taxes for the year have been paid, the payor of the said taxes shall be reimbursed any proration of the said taxes due at the time of sale.
Anthony J. Vardaro, J.

Feb. 11, 1992 mailed copy to A. Hansen Gamble & J. Barnhart

1989

ALTOMARE & BARNHART
Joseph E. Altomare

453

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis J. Klemensic

DOROTHY B. WOLFORD and
JAMES B. WOLFORD

VS.

PAMELA R. HARRISON

Filed May 18, 1989
@1:57 P.M.

Pro Simmons Paid $40.50
Bal Paid 5-22-89 10.00
Pro Co Pd 3/6/90 5.00

SUMMONS IN CIVIL ACTION

Issued (atty)

May 31, 1989 Rule upon Plaintiff to file Complaint issued.

June 6, 1989 Affidavit of Service filed. Before me, the undersigned officer, personally appeared Claude J. Lemley, Jr., who, being first duly sworn according to law deposes and says that he did serve a Summons upon the Defendant Pamela R. Harrison, by: Handing it to her at her home in Saegertown, PA at 4:45 o'clock, p.m. on June 2, 1989. Claude J. Lemley, Jr.

June 9, 1989, COMPLAINT FILED.

June 12, 1989 Petition for Consolidation of Actions filed.

June 12, 1989 RULE filed. AND NOW this 12 day of June, 1989, a rule is granted to show cause why this action and the action of Jeffrey P. Barton, Adm. of the Estate of Clara Barton, deceased, against the same defendant should not be consolidated.

This rule is returnable for the 11 day of july 1989, at 1:30 p.m. at the Crawford County Courthouse, Meadville, C.R. NO 1 or 2; all proceedings as to both actions to be otherwise stayed meanwhile. By the Court,

P. Richard Thomas, J.

June 12, 1989, copies mailed to all attys. of record.

June 28, 1989 Defendant's Answer and New Matter filed.

June 29, 1989, Answer to New Matter filed.

June 30, 1989 Consent to the Petition for Consolidation Actions filed. (To be consolidated with AD 1989-360)

June 30, 1989 Order of Consolidation of Actions filed: AND NOW, this 30 day of June, 1989, it is ordered that this action, and the action by Jeffrey P. Barton, Administrator of the Estate of Clara A. Barton, deceased, against Pamela R. Harrison filed to Number AD 1989-360, are consolidated into a single action as if in the first instance the Plaintiffs had jointly filed a single action against the Defendant. By the Court,

P. Richard Thomas, J.

July 6, 1989 Copies of order mailed to Attys Altomare and Klemensic.

July 10, 1989 Notice Of Taking Depositions of Jeffrey P. Barton, Dorothy B. Wolford and James B. Wolford filed. (see paper filed at A.D. 1989 - 360)

Oct. 24, 1989 Certificate of Readiness For Trial filed. (see paper filed at AD 1989-360)

On February 1990 Trial List

Feb. 27, 1990, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Karen Chase, Pro Se

454

Christopher Youngs

KAREN CHASE

VS.

SANDRA INFIELD

Filed May 18, 1989
11:53 A.M.
Sheriff's costs $23.15
Jax + Entry Pd 6/22/89 - 50.50
Pro.Co Pd 6/22/89 - 9.00

6/22/89
Recd Sheriffs Costs
23.15 from d/t.

6/22/89 Paid #23.15 To
Howard Stewart, Sheriff
Ck # 5139

PETITION FOR EMERGENCY RELIEF UNDER
PROTECTION FROM ABUSE ACT

1 copy (plaintiff)
3 copies (sheriff)

ORDER:

AND NOW, this 18th day of May, 1989, 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 Petiton.

2. Special Conditions: (none)

3. This Ordermay 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 shll 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, counstable, police officer or competent adult.

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

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

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

Hearing is hereby set for May 25, 1989, 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,
Robert L. Walker, J.

May 22, 1989 Sheriff's Return filed. SERVED Sandra Infield personally by handing copy of Protection From Abuse; Notice, Petition and Order to her on May 19, 1989 at 10:40 AM at her residence, RD #1, Townville, Crawford Co., PA.
So answers,
Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

May 25, 1989 Motion to Continue and Order filed: Upon presentation of the foregoing Motion, said hearing is continued to June 1, 1989 at 1:30 o'clock P.M. in Courtroom 2.

By the Court,
Robert L. Walker, J.

May 30, 1989 Copies of order put in Atty. Youngs' box and copy mailed to Karen Chase.

June 1, 1989 Order filed: AND NOW, June 1, 1989, at the time fixed for hearing, and after waiting approximately thirty (30) minutes beyond the time for hearing, the Plaintiff having failed to appear, this case is DISMISSED. Record costs to be paid by the Plaintiff.

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

June 6, 1989 Copies of order given to County Control and copy put in Atty. Youngs' Box and copy mailed to Plaintiff.

June 13, 1989, ORDER filed. AND NOW, June 12, 1989, it appearing that defendant's counsel did not give notice to the plaintiff concerning the rescheduling of the hearing in this matter and the notice sent by the Prothonotary's Office was delayed six days, and therefore, may not have been received by the plaintiff prior to the last sc heduled hearing, the Order of June 1, 1989 dismissing this matter is vacated, and a hearing isrescheduled for June 22, 1989 at 9:15 a.m. in Courtroom 2, Crawford County Courthouse, Meadville, Pa.

BY ORDER OFTHE COURT,
Robert L. Walker, J.

June 13, 1989, copy put in atty. Youngs Box and copy mailed to plaintiff.

June 22, 1989 Order filed: AND NOW, June 22, 1989, at the time scheduled for hearing in this protection from abuse proceeding, both parties appearing in open court and the Defendant being represented by counsel, the parties have stipulated that the Court enter the following Order:

1. The Defendant shall not harass, abuse, or threaten to abuse the Plaintiff at any time or any place and shall not go to the Plaintiff's residence for any purpose.

2. The Defendant shall pay the record costs in this proceeding.

3. This Order shall continue in full force and effect for a period of one year.

4. This Order is entered upon the condition that the Plaintiff withdraw certain misdemeanor charges presently pending against the Defendant in the office of District Justice Ronald Cole upon payment of record costs in that matter by the Defendant.

5. This Order may be enforced by the Pennsylvania State Police or any police agency having jurisdiction in accordance with the Protection from Abuse Act.

In addition to the normal distribution of copies of this Order, a copy shall be forwarded to the office of District Justice Ronald Cole in Titusville.

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

June 22, 1989 Copies of order mailed to Plaintiff, put in Atty Watts' box and copy given to County Control. Copy also mailed to Ronald Cole.

1989

Thomas R. Haist
Comm of Pa, Dept of Trans.
Office of Chief Counsel
Harrisburg, Pa 17120

455

IN RE: CONDEMNATION BY THE COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, OF RIGHT OF WAY FOR STATE ROUTE 2040 SECTION 000, IN THE TOWNSHIP OF VERNON
Property of Ronald A. and Thelma J. Neilson h/w

Filed May 18, 1989
@ 2:47 P.M.

Pro Simmons Paid $50.00 ✓

DECLARATION OF TAKING

May 18, 1989 Appearance of Thomas R. Haist, Assistant Counsel for Commonwealth filed.

1989

Emil M. Spadafore

456

MARINE BANK

VS.

GREGORY L. BESONSON and
PATRICIA A. BESONSON,
his wife

Filed May 19, 1989
@ 10:18 A.M.
Pro Simmons Paid $50.50
Sheriff's costs 39.00
Pro Co pd 7/12/89 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 13, 1989 Sheriff's Return filed. SERVED Patricia Besonson personally on June 7, 1989 by handing copy of Complaint to her at Sheriff's Office, Crawford County Courthouse, Meadville, PA. at 8:40 a.m.
SERVED Gregory L. Besonson personally on June 7, 1989 at 9:20 am by handing copy of Complaint to him in Court Room #1, Crawford County Courthouse, Meadville, PA.
So answers, Catherin I. Allen, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

And Now, July 12, 1989 at 12:45 p.m. upon praecipe of Plaintiff Attorneyjudgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer and the damages are assessed at the sum of Thirty-three Thousand Two Hundred Eighty=six and 26/100 plus interest and cost of suit.
B-73-133
judgment entered 7/12/89

Debt $33,286.26
Judgment
James F. Simmons,
Prothonotary

EX 1989 - 80

1989

FULLER, KINNUNEN, PETRUSO
& GAMBLE
John D. Petruso

457

ELMER M. YONEK

VS.

KAREN K. YONEK

Filed May 19, 1989
@ 2:28 P.M.

Indigent filing

COMPLAINT IN DIVORCE

1 copy (atty)

May 19, 1989 Petition for Leave to Proceed In Forma Pauperis and Order filed: AND NOW, this 17 day of May, 1989, the plaintiff is granted leave to proceed in the above captioned divorce action in forma pauperis.

BY THE COURT,
P. Richard Thomas, J.

May 23, 1989 Copy of order placed in Mr. Petruso's box.

Agu 21, 1989 Acceptance of Service of Complaint filed: AND NOW, this 8 day of June, 1989, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy of the complaint in divorce.

Karen K. Yonek

Oct. 11, 1989 Affidavit of Consent of plaintiff Under Section 201(c) of the Divorce Code filed.

Mar. 12, 1990 Affidavit Of Consent Under Section 201(c) of the Divorce Code of Defendant filed.

Feb. 17, 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 3/12/90 . 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: February 13, 1998 Anthony J. Vardaro, J

Feb. 13, 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)

458

1989

SHAFER, SWICK, BAILEY, IRWIN & STACK
Louis J. Stack

458

PICK 'N PAY STORES, INC

VS.

THOMAS G. ROGERS and SALLY A. ROGERS, his wife

Filed May 19, 1989
@ 3:05 P.M.

Pro Simmons Paid	$50.50
Sheriff's Costs	63.00

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

July 7, 1989 Sheriff's Return filed: AND NOW, June 27, 1989, the attached complaint against Thomas G. Rogers, defendant is being returned unserved. Attempted 6-13-89, 6-15-89, and 6-16-89. Left card, failed to respond. Out of town.

Robert N. Michel, Sheriff
Roger Gunesch, Deputy Sheriff

AND NOW, June 27, 1989, the attached complaint against Sally A. Rogers, defendant is being returned unserved. Attempted 6-13-89, 6-15-89 and 6-16-89. Left card, failed to respond. Out of town.

Robert N. Michel, Sheriff
Roger Gunesch, Sheriff

Posted the within mortgaged property located at 1139-41 Conneaut Lake Road, Meadville, Crawford Co., Pa on May 22, 1989 at 11:55 A.M.

NOT FOUND, as to defendant, Thomas G. Rogers, as per affidavit received from Sheriff of Erie County, Pa and hereto attached.

NOT FOUND, as to defendant, Sally A. Rogers, as per affidavit received from Sheriff of Erie Co., Pa. and hereto attached.

So answers,

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

1989

WATTS, PEPICELLI, YOUNGS AND YOUNGS, PC
Christopher J. Youngs

459

Altomare & Barnhart
By: Joseph E. Altomare

DONHAM OIL TOOL COMPANY, INC., a corporation

VS.

RAMCO DRILLING COMPANY, INC

Filed May 19, 1989
@ 4:09 P.M.

Pro Simmons Paid $50.50 ✓

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION

1 copy (atty)

Aug. 7, 1989 Affidavit Of Service filed. Christopher J. Youngs, hereby certifies that he is the Attorney for the Plaintiff, Donham Oil Tool Company, Inc., in the within Action and that a certified copy of the Notice to Defend and Claim Rights was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Ramco Drilling Company, Inc. 111 West Second Street, Jamestown, New York, 14701 on July 31, 1989 and was received by the Plaintiff on August 2, 1989. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A". Christopher Youngs

Aug. 23, 1989 Appearance of Altomare & Barnhart, by Joseph E Altomare, for defendant filed.

Oct. 17, 1989, Answer and New Matter filed.

460

1989

Watts, Pepicelli, Youngs
and Youngs, PC
Alan L. Pepicelli

460

Kathleen R. Nelson

MARY ANN CHIZMAR

VS.

THOMAS J. CHIZMAR

Filed May 22, 1989 @ 3:57 P.M.

Pro Simmons Paid	$50.50 ✓
1 count paid	15.00 ✓
Pro Co pd 6/19/89	15.00 ✓
Pro Co Pd 2/20/90 (State)	10.00 ✓
Pro Co Pd 2/20/90	9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE,
EQUITABLE DISTRIBUTION

1 copy (atty)

June 12, 1989, Certificate of Service filed. Alan L. Pepicelli, Esq. hereby certifies that he is atty. for the plaintiff in within action and that a cert. copy of complaint for divorce was sent by cert. mail, ret. rec. req., addressee only, to the defendant, Thomas J. chizmar, 606 North Hartford Ave., Youngstown Ohio 44500 on May 24, 1989 and was received by the same on May 30, 1989. The receipt for cert. mail and ret. rec. attached marked Exhibit "A". Alan L. Pepicelli, ESq.

June 15, 1989 Amended Complaint In Divorce, Third Count and Cause of Action - Child Custody filed.

June 26, 1989 Certificate of Service filed. ALAN L. PEPICELLI, Esquire, hereby certifies that he is the Attorney for the Plaintiff in the within Action and that a certified copy of the Amended Complaint for Divorce was sent by certified mail, return receipt requested, addressee only, to the Defendant, Thomas J. Chizmar, 606 North Hartford Avenue, Youngstown, Ohio 44509 on June 19, 1989 and was received by the same on June 22, 1989. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A". Alan Pepicelli

July 20, 1989 Appearance of Kathleen R. Nelson for the Defendant filed.

Feb. 2, 1990 Affidavit Of Consent of Defendant filed.

Feb. 2, 1990 Affidavit Of Consent of Plaintiff filed.

Feb. 14, 1990, Upon praecipe of plaintiff attorney, for review Under 201(c) of the divorce code, this case moved to court.

Feb. 14, 1990 Motion To Withdraw Second Count and Cause of Action and Order filed. AND NOW this 5th day of March, 1990, upon consideration of the within Motion, leave is granted to Plaintiff to withdraw her Second Count and Cause of Action regarding equitable property distribution, and the same is deemed withdrawn and of no futher effect. BY THE COURT,
Gordon R. Miller, J

Mar. 7, 1990 Copies put in Alan Pepicelli and Kathleen Nelson's box.

Mar. 5, 1990 Consent Child Custody and Visitation Decree filed. AND NOW, this 5th day of March, 1990, upon agreement of the parties to this action, an Order is hereby entered as follows:

1. Legal custody of the minor children, Geniene Louis chizman, currently age 16, and Thomas John Chizman, Jr., currently age 14, shall be shared between the parties hereto, with each parent entitled to full accress to medical records, school records and other important records, and each parent shall be entitled to take part in decisions affecting the children's health, education, religious instruction, and other important decisions.
2. Primary physical custody of Genieve Louis Chizmar shall be with her father, subject to the provisions hereinafter set forth.
3. Primary physical custody of Thomas John Chizmar, Jr. shall be with his mother, subject to the provisions hereinafter set forth.
4. Visitation between the children and their respective parents shall take place form time to time and at such times as shall be mutually agreed upon between the aprties hereto. The parties acknowledge that it is the primary objective of this agreement to provide the fullest and most flexible arrangements with respect to visitaiton.
5. Visitation privileges shall be exercised, whenever possible, with both children together in order to encourage sibling relationships between the children themselves, as well as with their parents.
6. Each parent shall notify the other of anyillness or emergency involving the minor child at the earliest possible time.
7. Neither parent shall say or do anything in an attempt to alienate or turn the said minor children against the other parent; but, on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of said children otward the other parent.
8. Neither parent shall expose the said children to any situation or person which would adversely affect the health, welfare or well-being of said children, and neither parent shalltake said chidlren to anyplace of business which is not appropriate for children of their age.
9. Each party shall confer with the other on all matters of importance relating to the children's health, maintenance, education, religious training and general welfare, with a view towards obtaining and following a harmonious policy in the children's best interests and shall keep the other parent informed of the progress of the children's education and social adjustments.
10. In the event of anyserious illness of any of the children at any time, any partythenhaving custody of siad child shall immediately communicate with theother party by telephone or any other means, informing the other party of the nature of the illness. During such illness, each party shallhave the right to visit the child as often as he or she desires, consistent with the proper medical care of said child. The word "illness" as sued herein shall mean any disability which confines the child to bed under the direction of a licensed physician for a period in excess of twenty-four (24) hours.
11. The Court of Common Pleas of Crawford County,Pennsylvania, shall retain jurisdiction of the custody and visitation matters set forth herein, for so long as either party or the children shall reside within Crawford County, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J

Mar. 7, 1990 Copies of order put in Alan Pepicelli and Kathleen Nelson's box.

Mar. 5, 1990 **DIVORCE DECREE FILED.**

AND NOW, March 5, 1990, it is ordered and decreed that Mary Anne Chizmar, plaintiff, and Thomas J. Chizmar, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1989

Joseph Kulwicki 461	WENDY GIBSON and JAMES E. GIBSON, her husband VS. NANCY J. ARTMAN Filed May 23, 1989 @ 3:56 P.M. Pro Simmons Paid $50.50 Pro for Co. pd 12/5/89 6.00	SUMMONS IN CIVIL ACTION June 2, 1989 Affidavit of Service filed: James Withers, Constable in and for the State and County aforesaid, being duly sworn according to law, deposes and says that he served a Writ of Summons on Nancy J. Artman, dft. in above matter on May 25, 1989, at 10:35 a.M. at her residence. geing 681 Ellis Avenue, Meadville, Pa Crawford Co., by personally handing her same. Further deponent sayeth not. James Withers Dec. 5, 1989 Upon Praecipe of Plaintiffs attorney, the above captioned matter is marked settled and dicontinued of record.

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1989

Ferguson, Spataro & Rowden
~~J. Wesley Rowden~~

462

Theodore H. Watts

JOYCE A. WILLIAMS

VS.

RUSSELL J. WILLIAMS

Filed May 24, 1989
@ 10:24 A.M.

Indigent filing

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

ORDER:
AND NOW, this 24th day of May, 1989, Plaintiff, having filed a complaint setting forth that Defendant is about to remove property from the jurisdiction of the court; to dispose of, alienate, or encumber property, before the matter could be heard; and upon considerationof the complaint, it is ordered and decreed that a preliminary injunction issue.
The Defendant, Russell J. Williams, under Order of this Court is enjoined from disposing, transferring, encumbering, concealing, selling, removing or alienating any real and personal property owned by the Plaintiff or Defendant, individually, in any form of co-ownership, or in any other person's or entity's name; enjoined from using, selling, cashing or surrendering any items of personal property.
Hearing on continuation of the injunction is scheduled for the 8th day of June, 1989, at 3:00 o'clock pm in Courtroom 1, Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT,
Robert L. Walker, J.

June 30, 1989 Copy of order put in Atty. Rowden's box.

May 24, 1989 Petition to Proceed In Forma Pauperis and Order filed: AND NOW, this 24th day of May, 1989, the within Petition is granted and Joyce A. Williams is granted leave to proceed in forma pauperis with a Divorce action, reserving right to assign costs if appropriate.
BY THE COURT,
Robert L. Walker, J.
May 24, 1989 copy of order put in Atty. Rowden's box.

June 2, 1989, Motion to Continue Hearing and Order filed: And now, June 2, 1989 Hearing set for June 28, 1989, at 11:00 a.m., in Courtroom No.1.
Imogene Yetman,, Court Administrator

June 8, 1989 Copies of order put Atty. Rowden's box.

June 29, 1989 Order filed: AND NOW, June 28, 1989, at the time set for hearing on the special relief request enjoining the Defendant from certain actions, the parties through their counsel mutually agree that Judge Walker's former Order of May 24, 1989 be continued indefinately with no further hearing scheduled unless a motion for hearing on that issue is filed with the Court.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
July 6, 1989 Copies of ordr put in Atty Rowden's box. and Atty. Watts' box

Aug. 21, 1989 Motion to Withdraw as Counsel for Plaintiff and Order filed. Order: AND NOW, this 21st day of August, 1989, J. Wesley Rowden, of Ferguson, Spataro & Rowden, are hereby granted leave to withdraw their appearance in the above captioned matter.
BY THE COURT,
Robert L. Walker, J.

Aug. 23, 1989 copies of order to J. Wesley Rowdenand Theodore Watts, attys.

Jan. 22, 1990 Motion to Withdraw as Counsel for Plaintiff and Order filed. ORDER: AND NOW, January 22, 1990, David P. Truax, of Thomas, Truax, Spadafore, Vardaro and Walker are hereby granted leave to withdraw their appearance in the above captioned matter.
By The Court,
Gordon R. Miller, Judge
Jan. 23, 1990 Copy of Order to Attys. David Truax, Theodore Watts.

Feb. 5, 1990 Petition For Special Relief and Order filed. AND NOW, this 5 day of February, 1990, upon presentation and consideration of the foregoing Petition, a Rule is hereby entered upon Plaintiff to appear and show cause, if any, why the relief requested should not be granted. This Rule is returnable and a hearing shall be held thereon on Feb. 27, 1990, at 3:00 o'clock p.m., in the Courtroom No. 1, Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT,
P. Richard Thomas, J
Feb. 7, 1990 Copy put in Theodore Watts box and copy mailed to Joyce Williams

Feb. 23, 1990 RE: PETITION FOR SPECIAL RELIEF (DIVORCE ACTION) - ORDER filed. And now, Feb. 23, 1900, Judge P. Richard Thomas, being presently involved in a lengthly jury trial and the court sc hedule for Feb. 27, 1990 having too many cases for Judge Gordon R. Miller to hear, the hearing on the Petition for special Relief in the above matter hereto fore set for Feb. 27, 1990 at 3:00 p.m. is hereby reset by the court for March 6, 1990 at 9:00 a.n. in C. r. No. 2.
FOR THE COURT, Imogene Yetman Ct. Adm.
Feb. 23, 1990 copy of order sent to Joyce Williams, at address shown, by Ct. Adm.

March 7, 1990 ORDER filed. AND NOW, March 6, 1990, at the time scheduled for the hearing on the Defendant's petition for special relief centering around the Defendant's petition for special relief centering around the Defendant's request that the Plaintiff move from the jointly-owned property at 1085 Carmont Dr., Meadville, the Court engaged in a discussion with the Plaintiff, who was not represented at the hearing, and the Defendant and his counsel, and the parties reached an agreement with respect to the house.
Therefore, it is Ordered as follows:
1. That the Plaintiff will move from 1085 Carmont Drive and vacate the premises no later than April 3, 1990 and in the meantime, shall cause no damage to that premises other than normal wear and tear.
2. The Defendant shall be permitted to move back in to 1085 Carmont Dr., after it is vacated by the Plaintiff, provided that he continue to make all mortgage payments, past, the parties and endorsed by the Court on the assumption that it would be in the parties' best interests that the residential real estate be sold.

RECORD CONTINUED ON PAGE
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JOYCE A. WILLIAMS

VS.

RUSSELL J. WILLIAMS

Record Continued From Page 462

OF

AD 1989 - 462

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3. The parties shall agree on listing the property with a realtor, if that has not already been done, and they shall make a reasonable effort to sell the property at a price which the listing broker deems appropriate and reasonable.

4. The Plaintiff shall be permitted to remove from 1085 Carmont Drive, in addition to property solely owned by her, that jointly-owned property which is reasonable and appropriate for her to establish another place to live. She shall make a list of the items she intends to take with her and shall submit that in writing to counsel for the Defendant no later than March 20, 1990, so that the Defendant and his attorney are aware of the items the Plaintiff intends to take with her. The Plaintiff shall take no other items other than that which is listed on the lsit except items that are owned by her solely. Among the items which the Plaintiff has this date indicated she would take are an antique icebox and one antique car wheel end table with a glass top. The Defendant maintains that those are owned by him but does agree that she may take those items with the ultimate distribution and division of those items to be determined by agreement of the parties or by the Court at a future date.

5. It is noted that at the Defendant's request, the Plaintiff did sign an application for a current registration for a Ford pickup truck at his hearing.

6. The purpose of this Order is to permit Plaintiff to obtain a separate residence, the Defendant to move into the marital residence, and to facilitate a sale of the property. This Order does nto affect in any manner an equitable distribution of marital property, for issues of what is marital property, the value of marital property, and an equitble distribution of marital property is reserved either for the parties' agreement or for the Court at a later date. This present arrangement is not binding in any way on the Master or the Court with respect to the issues raised in these proceedings.

7. The Court is disturbed that this case has been moving so slowly and therefore orders and directs the parties to file their respective inventories and appraisements of all property owned or possessed at the time the action was commenced and all property transferred within the preceding three years as required by Pa. R.C.P. 1920.33 as well as properly completed income and expense statements as required by Pa. R.C.P. 1920.31 within thirty (30) days from this date. The Court encourages the parties to attempt to resolve this matter privately within a reasonable period of time from this date and failing the same, the issue should be presented to the Master for resolution.

By Order Of the Court,
Gordon R. Miller, Judge

March 8, 1990 Copy of Order to Atty. Theodore H. Watts and copy mailed to Joyce Williams.

Apr. 5, 1990, Inventory and Appraisement of defendant filed.

April 10, 1990, Petition for Special Relief and Order filed. 2 copies (atty)
RULE TO SHOW CAUSE: AND NOW, this 9th dayof April 1990, a rule is entered upon the Plaintiff to show cause, if any she has, why the relief prayed for int he foregoing Petition for Special Relief should not be granted.

Returnable for hearing on the 30th day of April 1990, at 2:00 p.m. in C. R. No. 2.

BY THE COURT,
Gordon R. Miller, Judge

Apr. 11, 1990 copies of order to Attys. T. Watts; copy mailed to JOyce Williams.

Apr. 19, 1990 Certificate of Service filed. THEODORE H. WATTS, being duly sworn according to law, deposes and says that he is the attorney for Defendant, Russell J. Williams, in the above matter and that he served a certified copy of the Petition for Special Relief on the Plaintiff, Joyce A. Williams, by certified mail, No. P 966 070 163, posted on April 11, 1990, and received by Plaintiff on April 12, 1990, as evidenced by the receipt for certified mail and return receipt card attached hereto as Exhibit A. Theodore H. Watts

Apr. 24, 1990 Counterclaim In Divorce Under Divorce Code filed.

May 2, 1990 Order filed. AND NOW, this 26th day of April, 1990, the Court having been advised by the Adult Probation department of Crawford County that plaintiff is undergoing treatment and evaluation at a hospital or treatment center in New York State and will not be available to appear at the hearing scheduled in this matter for April 30, 1990. This matter is continued generally and shall be rescheduled upon motion of either party.

BY THE COURT,
Gordon R. Miller, J

May 4, 1990 Copy of order put in Theodore Watts box and copy mailed to plaintiff

Feb. 17, 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 5/2/90 . 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: February 13, 1998

Feb. 13, 1998 Copies mailed by Court Administrator's Office

4-6-2
-6-

1989

Joyce A. William vs. Russell J. William A.D. 1989 - 462

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)

1989

FERGUSON, SPATARO
& ROWDEN
J. Wesley Rowden

Peters, Lindsay, Lewis
& Gagliott
Brian J. LIndsay

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Thomas, Truax, Spadafore
Vardaro & Walker
David P. Truax

Gregory A. Keenan

KAREN L. MUMFORD

VS.

RICHARD D. EDDY

Filed May 24, 1989
@ 10:32 A.M.
Pro Simmons $50.50

John Fuller, Mediator
5-27-93 Pro Se Pd 7560

Pro Se Pd 12-19-96

3-10-93 Received from Pltf Med deposit 150.00

4-27-93 Pd Pltf Bal. Med dep. Ck# 7506 66.00

5-27-93 # 9559 Pd CC Com Med Fee 75.00

6-2-93 Received from deft med fee 75.00

6-28-93 Pd CC Com Ck# 7634 Med Fee 75.00

7-18-96 Rec'd from Pltf Med. dep $150.00

9-18-96 Pd Pltf #10242 26.00

12-19-96 Pd Def #10433 124.00

PETITION TO PROCEED INFORMA PAUPERIS

CUSTODY

May 24, 1989 Complaint for Custody and Order filed. AND NOW, this 25th day of May, 1989, upon petition of Karen L. Mumford through her attorneys, Ferguson, Spataro & Rowden, John Fuller, Esq., is hereby appointed Child Custody Mediator in this matter. The parties and their counsel shall attend the mediation conference scheduled by the Child Custody Mediator and shall comply with all requests of the Child Custody Mediator

Pending the mediation conference, the children shall continue to reside with the Plaintiff-Mother. BY THE COURT,
Robert L. walker, J

May 24, 1989 a copy attorney and 1 copy mediator

Aug. 2, 1989, Counterclaim for Custody filed.

Mar. 10, 1993 Petition to Review Custody and Appoint Mediator and Notice and Order to Appear filed. You, Richard D. Eddy, have been sued in Court to obtain custody of Amber Lynn Eddy.

You are ORDERED to appear as provided by this Order, and Order for custody, partial custody or visitation my be entered against you or the Court may issue a warrant for your arrest.
Date March 8, 1993 Gordon R. Miller, J.
Mar. 12, 1993 Copies of Order to Attys. Rowden, Lindsay, Truax & Fuller.

AND NOW, this 8th day of March, 1993, this matter is referred to child custody mediator, John Fuller, Esq. who shall set a mediation date to address the matters raised herein.

Gordon R. Miller, J.
Mar. 12, 1993 Copy of Order to Attys. Rowden, LIndsay, Truax & Fuller.

Apr. 2, 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 25th day of March, 1993, send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Petition filed at the above term and number; and that I did on the 29th day of March, 1993, receive a duly executed return receipt dated March 28, 1993.
Brian J. Lindsay

Apr. 5, 1993, Appearance of Thomas Truax, Spadafore and Walker by Gregory Keenan, attys. for defendant filed.

Apr. 27, 1993 ORDER, filed. AND NOW, April 26, 1993 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Amber Lynn Eddy shall be with her Mother, subject to the following conditions:

A. The Father shall be entitled to visit and take the child into his custody every other weekend from 4:00 p.m. on Thursday to 4:00 p.m. on Sunday, beginning April 29, 1993, for the months of September, october, December, April, and May each year. If Father is more than an hour late for any visit and has not notified Mother in advance, Mother may consider the visit cancelled.

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

C. Beginning with the Summer of 1993, the child shall be in the sole custody of each parent for alternating periods of two (2) weeks. The Father shall have custody of the child for the first two (2) weeks of the child's summer vacation and then the Mother shall have the next two (2) weeks, and so on until school begins in the Fall.

D. Transportation of the child 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 child against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

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

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

H. The parents are urged to secure counseling for the child and themselves.

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

IV. Cost of the mediation conference shall be equally divided between the parties follows: 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.
May 5, 1993 copy to B. Lindsay, G. Keenan, J. Fuller

July 18, 1996 Petition to Modify Cuctody, Notice and Order to Appear and Order and Notice filed. You, Richard Eddy, have been sued in Court to (obtain) (modify) custody, partial custody or visitation of the child(ren): Amber Eddy .

You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo , Esquire. for a mediation conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed on the complaint or petition that has been filed recently. BY THE COURT
Gordon R. Miller, J.
7-23-96 FAXED Keenan, Rowden, Lindsay, Pineo, Spataro & Walton.

CONTINUED ON PAGE 566

1989

McClure & Miller
Eugene J. Brew, Jr.

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David R. Devine

SERVI-SUPPLY, INC.

VS.

JAMES F. GUIDO, BARBARA A. GUIDO, his wife, and CORA E. BISSELL

Filed May 24, 1989
@ 10:52 A.M.

Pro Simmons Paid $40.50 ✓
Pro Co. Pd 5/24/89 10 ✓
Pro Co pd. 9/18/89 -5.00 ✓

COMPLAINT IN CIVIL ACTION

June 20, 1989, Appearance of David R. Devine, attorney for defendants, filed.

June 20,1989, Acceptance of Service filed. I, David R. Devine, Esq. atty. for defendants in the above captioned matter, hereby accept service ofthe Civil Complaint.
David R. Devine Esq.

July 12, 1989 Answer To Civil Action filed.

July 18, 1989, Reply to New Matter filed.

July 20, 1989, Motion to Refer to Arbitrators, Stipulation and Order of Court filed. ORDER OF COURT: AND NOW, this 20 day of July, 1989, upon Stipulation and Motion of Counsel for both parties, the Stipulation is approved, and the within matter is referred to Joseph V. Agresti, Esquire, Erie, Pennsylvania, as a sole Arbitrator to hear the case in accordance with Rules of Court, to take testimony, receive exhibits, and make a written award.
This Court will not be responsible for any unpaid arbitrator fees. PRT P. Richard Thomas, J.
July 20, 1989, two copies mailed to Atty. Devine;

Aug. 24, 1989 Arbitrator's Opinion and Award filed.
1. Defendants are enttiled to a credit of $1200.00 for the electrical repairs, being one-half of the $240..00 paid by them.
2. Defendants are entitled to a credit of $110.00, as of April 1, 1981, for the Fish Dinners with interest.
3. Defendants are entitled to a credit of $504.00, being one-half ofthe cost of $1108.00 for the Coller Doors.
4. Interest shall be paid by Defendants to Plaintiff on the balances of principal owing on the Articles of Agreement, after deducting the above credits, as of the dates of payments by the Defendants for these credits, being from June 1, 1981 for the electrical work, and August 1, 1981 for the Cooler Doors.
5. Interest on the $20,969.24, now in escrow, paid by the Defendants to the Plaintiff, shall belong to the Defendants.
6. Eugene J. Brew, Jr., Attorney for the Plaintiff, shall be paid an Attorney's Commission of 5% of $1200.00, plus $504.00, together with interest thereon from the dates set forth in Paragraph No. 4, above.
7. Plaintiff shall deliver a Deed to the premises described in the pleadings, upon the computation, adjustment and payment by the Defendants to Plaintiff of the balance owing under the Articles of Agreement.
Joseph V. Agresti, Esq.

Aug. 24, 1989, copies mailed to pltf. and dft attys.

Sept. 15, 1989, Upon praecipe of plaintiff attorney, the above captioned matter is hereby settled and discontinued of record.

1989

~~Culbertson, Weiss, Schetroma and Schug~~
E. Max Weiss (limited)
Emil M. Spadafore, Jr.
Alan L. Pepicelli
Watts, Pepicelli, Youngs & Youngs, PC
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Bozic and Thomas
R. Charles Thomas

MacDonald, Illig, Jones & Britton
T. Warren Jones

JOHN M. JOLIET

VS.

TAMARA LYNN PARKS

Filed May 24, 1989
@ 2:41 P.M.

Pro Simmons Paid $50.50 ✓
Sheriff's Costs 21.00 ✓
Pro Co pd 9-1-94 60.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

June 9, 1989, Appearance of Bozic and Thomas, by R.Charles Thomas, attorneys for defendant filed.

June 13, 1989 Sheriff's Return filed. SERVED Tamara Lynn Parks on June 2, 1989 at 2:19 PM by handing copy of Complaint to Carol L. Parks, her Authorized Agent, at Sheriff's Office, Crawford County Courthouse, Meadville, PA. Her signed Acceptance of Service attached.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

June 15, 1990, Answer and New Matter of defendant filed.

Oct. 3, 1990, Plaintiff's Reply to New Matter of Defendant filed.

Oct. 3, 1990, Notice of Service of Requests for Production OF Documents and Interrogatories upon defendant filed.

June 11, 1991 Notice of Depositions of Tamara Lynn Parks filed.

Sept. 13, 1993 Notice Of Deposition of John F. Steele, M.D. filed.

Sept. 15, 1993 Notice Of Intent to Complete Discovery filed.

Oct. 1, 1993 Notice of Rescheduled Deposition filed.

Oct. 4, 1993, Motion to dismiss and/or For Entry of Judgment of Non Pros filed.

Oct. 4, 1993, Upon praecipe of defendant attorney for Argument on above Motion, placed on next Argument List.

+ON ARGUMENT LIST FOR NOVEMBER 1993

Oct. 14, 1993 Demand to Supplement Responses to Discovery on behalf of Plaintiff, filed.

Oct. 14, 1993 Plaintiff's Response and New Matter to Motion to Dismiss and/or for Entry of Judgment of Non Pros, filed.

Oct. 27, 1993, Motion to Extend Time for Discovery filed.

Oct. 29, 1993 ORDER filed. **AND NOW, October27, 1993,** the defendant having filed a Motion to Extend time for Discovery, it is hereby ORDERED and DECREED, after argument by both counsel in Motion Court, that the 60-day period to complete discovery in this case, as required by the Crawford County Local Rules of Court, shall commence on the day an Order is entered with respect to the defendant's Motion to Dismiss and/or for Entry of Judgment of Nonpros, which is currently scheduled to be argued some time in NOvember 1993.
With regard to that motion, the parties may take any depositions necessary to have that issue with respect to the Motion to Dismiss resolved, and the taking of such deposition is ORDERED and DIRECTED by the Court if they are appropriate, and therefore, it is our intention that our Order with respect to the extension of discovery shall not be applicable to the taking of those depositions.
In entering this Order, we note that if the defendant's Motion to Dismiss or for the Entry of a Judgment of Nonpros is granted, the period to complete discovery may well become moot.
BY THE COURT,
Anthony J. Vardaro, Judge
11-5-93 Copy of Order to Attys. Pepicelli, Thomas & Jones.& Spadafore

Oct.29, 1993 Defendant's Response to Plaintiff's New Matter to Response to Motion to Dismiss filed.

Nov. 4, 1993 Motion to Set Hearing and ORDER SETTING HEARING filed. AND NOW, this 1st day of November, 1993, upon consideration of the within Motion, a Hearing is hereby set for the 24 day of November, 1993, at 10:00 o'clock A.M. inCourtroom 3, Crawford County Courthouse.
FOR THE COURT,
Ann A. Walker, Court Administrator
Nov. 9, 1993 Copy of Order to Attys. Spadafore, Jr., Pepicelli, Thomas & Jones.

Nov. 12, 1993 Stipulation and ORDER filed. AND NOW, this 9th day of November, 1993, Argument on Defendant's Motion to Dismiss/Motion for Entry of Judgment of Non Pros shall take place immediately following the Evidentiary Hearing set for November 24, 1993, at 10:00 o'clockA.M.
FOR THE COURT,
Ann A. Walker, Court Administrator
Nov. 17, 1993 Copy of Order to Attys. E. Spadafore,Jr., A. Pepicelli, R. Charles Thomas, T. Warren Jones.

Nov. 24, 1993, Special Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, for a limited purpose, attorneys for plaintiff, filed.

Dec. 14, 1993, ORDER - DEFENDANTS MOTION TO DISMISS AND/OR ENTRY OF JUDGMENT OF NON PROS filed. We heard extensive argument on the above motion by opposing counsel and the presentation of numerous exhibits. There is no denial the litigation has been protracted and the existence of a pre-existing neck or spinal injury from which the plff. was still recovering at the time of the accident here at issue further complicated medical diagnosis, discovery and pleadings.
The entry of judgment of non pros by the court must be considered in the context of discretion and equitable principles.
We have briefly reviewed the pertinent cases cited in the excellent briefs presented. Nothing would be gained by a detailed analysis of the same.

Record Continued on Page 594

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1989

MAHANY, ROEDER & SMITH
Tamara Ochs-Rothchild

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EVANS, GARVEY & LACKEY
Robert L. Lackey

BETTY L. RODGERS, EXECUTRIX OF THE ESTATE OF

FREDERICK L. MAYNARD

VS.

STRICKLAND CONSTRUCTION, INC.

Filed May 25, 1989
@ 1:45 P.M.

Pro Simmons Paid $50.50
Sheriff's Costs 37.40
Pro Co pd 9/19/90 6.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

July 3, 1989 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Mark D. London, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 2nd day of June, 1989, at 11:20 A.M., he served Notice to Defend and Complaint Action-Law, filed at AD 1989-466 Crawford County, Pennsylvania, upon defendant Strickland Construction Inc. at 1054 Grandview Rd., Oil City, Pa 16301 by makingknown the contents thereof to Lee M. Strickland, Agent in Charge and handing to and leaving with him the certified copy of the Complaint received from Howard N. Stewart, Sheriff of Crawford County. Mark D. London, Deputy Sheriff
Gene Price, Sheriff
SERVED Strickland Construction, Inc. by deputizing the Sheriff of Venango County, Pa, as per his affidavit of service attached. Served: June 2, 1989.
Son answers, Howard N. Stewart, Sheriff

July 13, 1989 Appearance of Evans, Garvey and Lackey by Robert L. Lackey, Esq. for Defendant filed.

July 13, 1989 Preliminary Objections filed.

July 25, 1989, Amended Complaint filed. (JURY TRIAL DEMANDED)

July 28, 1989, Certificate of Service filed. I hereby certify that on July 24, 1989, I mailed a true and correct ocpy of an Amended Complaint in above action to defendant's counse, addressed as follows: barbara Seman Ochs, esq. Evans, garvey and Lackey 19 Jefferson Ave. Sharon Pa. 16146. Tamera Ochs Rothschild, esq.
Dated: July 26, 1989

Aug 24, 1989 Answer with New Matter filed.

Oct. 17, 1989 Plaintiff's Answer To Defendant's New Matter filed.

Oct. 17, 1989 Voluntary Substitution Of Betty L. Rodgers As A Party Plaintiff filed.

Oct. 17, 1989 Certificate Of Service of Voluntary Substitutuion of Betty L. Rodgers to Robert L. Lackey filed.

Nov. 29, 1989, Notice of Service of Plaintiff's Request for Production of Documents to Defendants, filed.

Nov. 29, 1989 Notice of Service of Plaintiff's Interrogatories Directed to Defendant filed.

Apr. 3, 1990 Certificate of Service Of Request For Production Of Documents Directed To Betty L. Rodgers, Executrix Of The Estate Of Frederick L. Maynard filed.

Apr. 3, 1990 Certificate Of Service Of Plaintiff's Answers To Interrogatories To Plaintiff filed.

Apr. 11, 1990, Certificate of Service of Notice of Filing of Action filed.

Apr. 18, 1990 Affidavit Of Return Of Service By Mail filed. On April 10, 1990, I mailed a Notice of Filing of this action, pursuant to 62 P.S. Section 1499(b)(5) by Certified Mail No. P 899 145 448, Return Receipt Requested, to the department of Public Welfare. An agent of the Department of Public Welfare signed the return receipt upon delivery April 13, 1990. The receipt is attached hereto and marked as "Eshibit A".
I make these statements pursuant to 18 Pa.C.S. Sec. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild

July 20, 1990, Certifi cate of Servcie of Answers to Request for Admissions filed.

July 20, 1990, Certificate of Service of Plaintiff's Answers to Second Set of Interrogatories to plaintiff filed.

Sept. 18, 1990 Upon praecipe of Plaintiff Attorney this case is marked settled and discontinued of record.

1989

ELDERKIN, MARTIN, KELLY, MESSINA & ZAMBOLDI
James H. Richardson, Jr.

467

PENNBANK

vs.

LYLE R. MAGEE AND
MARIAN L. MAGEE,
his wife

Filed May 25, 1989
@ 1:51 P.M.

Pro Simmons Paid $50.50 ✓

Sheriff's Costs 35.60

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

June 12, 1989 Sheriff's Return filed: SERVED Lyle R. Magee on June 2, 1989 at 2:26 P.M. by handing copy of complaint to Arthur Magee, his brother, at their residence, Box 736, 846 W. Spring St., Titusville, Crawford Co., Pa.
SERVED Marian L. Magee on June 2, 1989 at 2:27 P.M. by handing copy of Complaint to Arthur Magee, her brother-in-law, at their residence, Box 736, 846 West Spring St., Titusville, Crawford Co., Pa
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

James Irwin
SPADAFORE, VARDARO AND WALKER
William Walker

468

R. Charles Thomas

8/10/89 Recd. $57.25 from Plaintiff

8/22/89 Recd $57.25 from dft.

Recd 9-6-89 $57.25 Vivian Stoltz

Recd 9-6-89 $57.25 Vivian Stoltz

2/3/91 Read $63.50 from Plaintiff

Aug. 1, 1991 paid Co. Comm. $63.50

SHARON TINGLEY

VS.

KEVIN TINGLEY

Filed May 25, 1989
@ 2:24 P.M.

Pro Simmons Pd $50.50 ✓

William Pineo, Mediator 114.50

Pro & Pd 8/10/89 9.00 ✓

William Pineo, Mediator 127.00

Pro & Pd 7/3/91 9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, KEVIN TINGLEY, Defendant, have been sued in Court to obtain custody, partial custody or visitation of the child, Jonathon Edward Tingley.

You are ordered to appear in person in from of Wm. Pineo, Child Custody Mediator, at such time and such place as he shall designate for a Mediation Conference.

Pending the Mediation Conference, temporary physical custody of the minor child is placed in the Plaintiff, Sharon Tingley, with the Defendant, Kevin Tingley, to have visitation every other weekend from 7:00 p.m. on Friday through 7:00 p.m. on Sunday. This weekend visitation shall begin on May 26, 1989, and the Defendant shall continue to have visitation rights every other weekend from that date until the mediation conference. In addition, the Defendant shall have such other reasonable visitation as to which the parties can agree. No party shall remove the child from the Commonwealth of Pennsylvania prior to the Mediation conference.

If you fail to appear as provided by this Order or to bring the child (should he be in your custody), an order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

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

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary, Courthouse
Meadville, Pa 16335
Telephone: 814-724-4636

Date: May 25, 1989

May 31, 1989 Affidavit of Service filed: Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esqurire, Attorney for Plaintiff in this action and certifies taht on May 26, 1989 she delivered to the Post Office in Meadville, Pa for delivery to Kevin Tingley at R.D.#3, Box 460, Conneaut Lake, Pa 16316 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint for Custody in this matter for which deponent received at the time receipt for certified article No. P 724 951 654 which is attached hereto as Exhibit "A". Thereafter on May 31, 1989 it was returned to William L. Walker, Esquire, return receipt card bearing the same number and signed by Kevin Tingley said return receipt card being attached hereto as Exhibit "B:.

Vicki Bradshaw

July 21, 1989 Temporary Order filed: AND NOW, this 21 day of July, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Jonathon Edward Tingley.

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 persons or entities having confidential information about Jonathon are hereby authorized to divulge to either party such information.

3. The parties shall share physical cusody by alternating biweekly periods. Each bi-weekly period shall begin on Suday at 7:00 p.m. and end on the second Sunday thereafter at 7:00 p.m.. The first biweekly period for the father shall beginn on Sunday, july 16, at 7:00 p.m.. While each party is enjoying his or her biweekly custodial period, the other party shall have visitation with Jonathon on the afternoon of those Sundays in which an exchange is not being made from 3:30 p.m. to 7:00 p.m.. Thus, the mother shall have Jonathon for her Sunday afternoon visit July 23 and the father shall have his Sunday afternoon visit on July 30.

4. Major holidays are defined as Labor Day, Thanksgiving, Christmas Eve, Christmas Day, Good Friday, Easter, and Memorial Day. Holiday visitations shall begin at 10:00 a.m. and end at 7:00 p.m.. The father shall have Jonathon for visitation on Labor Day and the parties shall thereafter alternate the holidays so defined. Holiday visitation shall take precedence over the other provisions of this order dealing with the custodial and visitation periods.

5. Neither party shall, while he or she has Jonathan in his or her care, be under the influence of alcohol nor shall either consume illegal drugs.

6. When transporting Jonathon, each party shall take care that proper child seats and restraints are used.

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

8. Neither parth shall do or say anything to blacken the character of the other in Jonathon's estimation. Each party shall treat the other in a polite and respectiful manner when in Jonathan'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 Jonathon's estimation.

9. The parties are free to make alternative or additional arrangements respecting the custodial and visitation periods. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

10. The party receiving Jonathon in the exercise of his or her visitation or custodial rights shall be responsible for picking him up at the home of the other.

11. The Mediator has noted for the Court that the parties are only recently separated and that Jonathon is very young. For that reason, either party may request a further review of the situation by the Court for any reason after one year from date hereof.

12. Costs and fees of this Mediation, which are fixed at $114.50 are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
P. Richard Thomas, J.

July 24, 1989 Copies of order put in Attys, Walker, Pineo and Thomas' boxes and copy mailed to plaintiff and defendant.

RECORD CONTINUED ON PAGE 581.....

1989

TERRY TOOMEY

469
For: Michael W. Yocina
Culbertson, Weiss,
Schetroma & Schug
Alan R. Shaddinger

Thomas, Truax, Spadafore,
Vardaro & Walker
By: R,.Chas. Thomas for
Ben Gaston Crawford

MILAN CRAWFORD and
BARBARA CRAWFORD

VS.

MICHAEL W. YOCINA
vs.
Ben Gaston Crawford, add'l dft

Filed May 25, 1989
@ 2:55 P.M.

Pro Simmons	Pd.	$50.50 ✓
Sheriff's costs		19.00
Sheriff's Costs		20.00
Pro Co pd 4-17-90		6.00 ✓

CIVIL COMPLAINT

1 copy (sheriff)

June 7, 1989 Sheriff's Return filed: SERVED Michael W. Yocina personally on May 26, 1989 at 9:05 A.M. by handing copy of Complaint to him at Assembly Room, Crawford Co. Courthouse, Meadville, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

June 21, 1989, Important Notice of Default filed.

June 21, 1989, Certificate of Mailing of Default Notice filed.

July 11, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by Alan R. Shaddinger for Defendant filed.

July 24, 1989, Answer, New Matter and Counterclaim of Defendant Yocina filed.

July 24, 1989, Complaint to Join Additional Defendant Ben Gaston Crawford, filed.

Aug. 24, 1989 Appearance of R.Chas. Thomas, Attorney for defendant Ben Gaston Crawford filed.

Aug. 25, 1989 SERVED BenGaston Crawford on August 9, 1989 at 3:25 PM by handing copy of Complaint to Barbara Crawford , his Mother, at their place of residence, R.D. #1, Saegertown, Crawford Co. Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

April 11, 1990 Petition to Approve Compromise and Settlement filed on Behalf of Additional Defendant, Ben Gaston Crawford, a minor and Order filed: AND NOW, this 11th day of April. 1990, upon consideration of the Petition to Approve the Compromise and Settlement filed on behalf of Ben Gaston Crawford, the Petition is granted and the compromise and settlement as set forth in the Petition is approved. The action shall be discontinued upon Praecipe.
By the Court,
P. Richard Thomas, J

April 12, 1990 Copies of order put in Attys. Toomey, Shaddinger and Thomas' boxes.

Apr. 17, 1990 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

470

Stephen E. Hall

Application for Extended Involuntary Treatment

of

TINA NORTHERN

Filed May 26, 1989

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT

June 6, 1989 Certification for Extended Treatment filed: This 5th day of June, 1989, after hearing and consideration of (See Details of findings) the court finds that the patient is severely menally disabled and in need of treatment. Accordingly the court orders that Tina Nathan receive inpatient treatment which is the least restrictive treatment setting appropriate for the patient at MMC (Grove Street) as a severely disabled person pursuant to the provisions of Section 303 of the Mental Health Procedures Act of 1976 for a period of 20 days.

John D. Petruso,
Mental Health Review Officer

June 7, 1989 Copies of Certification put in Atty. Hall's box and copy given to MHMR and copy sent to MMC(Grove St.)

Oct. 19, 1989, Petition for Involuntary Treatment filed.

Oct. 25, 1989, Report of Mental Health review Officer, Recommendation and Order filed. ORDER: AND NOW, this 25 day of October 1989, 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 Tina Northern be committed to warren state Hospital for treatment for a period not to exceed 90 days. BY THE COURT,
P. Richard Thomas, J.

Oct. 25, 1989, copies to WSH, S. Hall and Mental Health.

Mar. 2, 1990, Petition for Involuntary treatment filed.

Mar. 2, 1990, Report of Mental Health review Officer, (Thomas E. Africa, Esq.) Findings of fact, Recommendation and Order filed. ORDER: AND NOW, this 6 day of Mar. 1990, 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 Tina Northern be committed to the warren State Hospital for treatment for a period nto to exceed 180 days from Jan. 31, 1990.

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

Mar. 13, 1990, copies to Thomas Africa, and S. Hall, attys., Warren St. Hosp., and Mental Health.(P. Dickey)

July 17, 1990 Petition for Involuntary Treatment filed.

Aug. 16, 1990 Report of Mental Health Review Officer, Findings of Fact, Recommendation and Order filed. ORDER: AND NOW, this 16 day of August, 1990, 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 Tina Northern be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from July 27, 1990. BY THE COURT,
Gordon R. Miller, P.J.

Aug. 21, 1990 Copies of order to Thomas E. Africa, Warren State Hospital, M/H M/R Administrator, Bruce Barrett

1989

CULBERTSON, WEISS, SCHETROMA AND SCHUG
Mary Ann Kirkpatrick

471

ROSE ANN ALEXATOS

VS.

DENIS EDWARD ALEXATOS

Filed May 26, 1989 @
3:49 P.M.
Pro Simmons Pd $50.50
2 cts pd 30.00

COMPLAINT IN DIVORCE, CLAIM FOR ALIMONY PENDENTE LITE, REASONABLE COUNSEL FEES, COSTS AND EXPENSES, EQUITABLE DISTRIBUTION

1 copy (atty)

June 23, 1989 Affidavit of Service filed: James M. Tidd, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a competent adult and investigator for Assured Investigations, a duly licensed and bonded private investigation agency in Pennsylvania.

2. That on information furnished to him, he caused a certified copy of the Divorce Complaint in the above matter to be served upon Defendant, Denis Edward Alexatos, at 2:30 o'clock P.M. on June 21, 1989 at Veron's Towning Service/Smitty's Cussewago Rd., Meadville, Pa.

3. That costs incurred for this service were as follows:

a.) Service	$ 25.00
b.) Mileage	$ 2.00
TOTAL	$ 27.00

4. Further Deponent Saith Not.
James M. Tidd

Feb. 17, 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 6/23/89 . 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: February 13, 1998
Feb. 13, 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)

472

1989

KATHLEEN R. NELSON

472

JAMES FREEMAN

VS.

LINDA M. FOX

Filed May 30, 1989
@ 9:36 A.M.

Pro Simmons Paid $50.50

John Fuller, Mediator
Mediation Cost 140.00

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Linda M. Fox, have been sued in Court to obtain custody of the children, Edith Magruder, Linda Magruder, Andrea Magruder and Angela Magruder.

You are ordered to appear in person at the time and place selected by JOHN FULLER, Custody Mediator.

If you fail to appear as provided by this Order, an Order for custody, partial custody, or visitation may be entered against you, or the Court may issue a warrant for your arrest. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

CRAWFORD COUNTY BAR ASSOCIATION
c/o Prothonotary's Office
Meadville, Pa 16335
Telephone: (814) 724-4636

Dated: May 30, 1989

BY THE COURT,
Robert L. Walker, J.

Aug. 10, 1989 Order filed. AND NOW, August 10, 1989, after mediation conference before John Fuller, Esquire, IT OS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Edit hMagrude, Linda Magruder, Andrea Magruder and Angela Magruder shall be with James Freeman and Florence Freeman, his wife.

II. Physical custody of Edith Magruder, Linda Magruder, Andrea Magruder and Angela Magruder shall be with James Freeman and Flordence Freeman, his wife, subject to the following conditions:

A. The mother, Linda M. Fox, shall be entitled to visit and take the children in her custody from time to time as agreed upon between her and Mr. and Mrs. Freeman.

B. The mother shall be entitled to have the children in her custody for at least one week continuosly each Summer, it being intended that th emother would have two of the girls in her custody one week and the remaining two girls in her custody for another week.

C. The mother, Linda M. Fox, may have the children in her custody at such other times, including Summer vacations and holiday times, as agreed upon between her and the legal custodians, James Freeman and Florence Freeman.

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

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

Robert L. Walker, J

Aug. 10, 1989 Copy of order put in Kathleen Nelson and John Fuller's box and copies mailed to Linda M. Fox and Andre M. Magruder

CULBERTSON, WEISS, SCHETROMA AND SCHUG
Mary Ann Kirkpatrick

473

Kathleen Nelson

DARYL L. JAMES

VS.

THERESA A. JAMES

In Re: Derrick L. James

Filed May 30, 1989
@ 9:39 A.M.
Pro Simmons $50.50 pd 6/1/89
William Pineo, Mediator 114.50
9.00
Pro Co Rd 8/31/89
Mediation Cost 47.00
Pro Co Rd 11/2/89 9.00

8/28/89 Recd $57.25 from dft.
8/31/89 Recd. $57.25 From Plaintiff
Recd 9-6-89 $57.25 Vivian Stoltz
Recd 9-6-89 Vivian Stoltz
11/2/89 Recd $23.50 from Plaintiff
Recd 12-29-89 $23.50 Vivian Stoltz

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
And Now, May 30, 1989, upon presentation of the foregoing Complaint, the parties herein and their representative counsel are ordered to appear before WILLIAM PINEO, Child Custody Mediator, at such time and place as the child custody mediator ahll determine and further ordering that pending mediation, the child shall reside with the Plaintiff each week from 5:00 P.M. Friday until 9:00 A.M. Tuesday and with the Defendant each week from 9:00 A.M. Tuesday until 5:00 P.M. Friday.

BY THE COURT,
Robert L. Walker, J.

June 7, 1989 Affidavit of Service filed: Douglas Hagmann, who, being duly sworn according to law deposes and says that he served a true and correct copy of the custody complaint upon the defendant, Theresa A. James by handing to her personally a true and correct copy of said complaint on the 31 day of May, 1989, at R.D.#2, Linesville, Pa and made known to the contents thereof. Deponent ascertains that the Defendant identified self by site.

D. J. Hagamann

Aug 2, 1989 Temporary Order filed: AND NOW, this 2nd day of August, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Derrick L. James.

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 persons or entities having confidential information about said child are hereby authorized to divulge to either party such information.

3. The parties shall continue the arrangement set out by Order dated May 30, 1989, until the second day previous to the opening of the school session at Edinboro Univeristy. Beginning at 5:00 p.m. on that day, the father shall have primary physical custody, through one week after the closing of the school session at Edinboro University in the spring of 1990. Thereafter, the mother shall have physical custody of Derrick each summer from the seventh day after the closing of the school session at Edinboro through one week previous to the reopening of the school session the following autumn.

4. Beginning with the father's assumption of physical custody attendant to the opening of the school session at Edinboro University, the party not having primary physical custody of Derrick shall have the right of temporary physical custody and visitation each weekend, except for one weekend per month, from Friday at 9:00 a.m. through Sunday at 9:00 p.m.. The party having primary physical custody shall select one weekend per month when he or she may retain custody of Derrick. The Weekend to be selected by the father shall be a weekend upon which the mother has to work if she works weekends.

5. Major holidays are defined as New Year's Day, Good Friday, Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas Eve, and Christmas. Holiday visitation shall be from 9:00 a.m. to 7:00 p.m.. The Mother shall have visitation with her son for Labor Day, 1989, and the parties shall thereafter alternate the holidays. In addition, the mother shall have holiday visitation from December 26 at 9:00 a.m. through December 31 at 7 :00 p.m. each year.

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

7. Neither party shall do or say anything to blacken the character of the other 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 otehr party in the child's estimation.

8. The parties are free to make additional or alternative arrangements respecting the custodial and visiation periods. Siad arrangments shall be by mutual consent only, in the absence of which this Orde shall govern.

9. Costs and fees of this Mediation, which are fixed at $114.50, and divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
Robert L. Walker, J.

August 7, 1989 Copies of order put in Attys. Kirkpatrick, Nelson and Pineo's boxes and copies mailed to plaintiff and defendant.

Aug. 7, 1989 Motion for Hearing De Novo and Order filed. And now, August 7, 1989 Referred to William Pineo for further custody mediation due to change in circumstances.

R L Walker, J

Aug. 7, 1989 Copy of order put in Mary Ann Kirkpatrick, Kathleen Nelson and William Pineo's box.

Oct. 4, 1989 Temporary Order filed. AND NOW, this 4th day of Oct., 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Derrick L. James.

2. The parties shall share with each other an yand 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 persons or entitles having confidential information about said child are hereby authorized to divulge toeither party such information.

3. Except for the one week period beginning with the second Friday of each month, the father shall have the care and physical cutody of Derrick each week from Friday afternoon through Tuesday afternoon and the mother, likewise, from Tuesday afternoon through Friday afternoon. For the one week period beginning with the second Friday of each month, the mother shall have the care and custody of Derrick from Friday afternoon throught Tuesday afternoon and the father from Tuesday afternoon through Friday afternoon. In this way, the mother shallhave one of the periods covering the weekend each month and each party shall have a whole one week period each month in which to enjoy the company of their son. The parties shall work out the exact times and manner of transfer of physical custody.

Continued on page 559

LENTCHNER & ASSOCIATES
Jesse L. Katz
Suite 700 Manor Complex
564 Forbes Ave
Pittsburgh, Pa 15219

474

MELLON BANK

VS.

SAMUEL P. NAPLES, JR.,
SAMUEL P. NAPLES, SR.
and MARYANN NAPLES

Filed May 30, 1989
@ 11:26 A.M.
Pro Simmons Paid $15.00 ✓
Pltf on orig. 9.50
Sheriff's Costs 28.00
Pro Co Pd 8-15-89 9.00 ✓

WRIT OF REVIVAL

of

DSB 1984-466

Issued (sheriff)

Writ of Revival of Judgment indexed in favor of the Plaintiff and against the defendants, Samuel P. Naples, Jr. and Maryann Naples, in the amount of Eighteen Thousand Three Hundred Twenty-nine and 71/100, plus interest from June 6, 1984 in the amount of Three Thousand Eight Hundred Twenty and 16/100 Dollars for a total of Twenty-two Thousand One Hundred Forty-nine and 87/100 Dollars. Defendant, SAMUEL P. NAPLES, SR, is deceased.

N-151,111
Debt.....$22,149.87
JUDGMENT
James F. Simmons
Prothonotary

June 12, 1989 Writ Returned: NOT FOUND, as to Defendant Samuel P. Naples, Jr., deceased.
SERVED Maryann Naples personally on June 1, 1989 at 11:00 A.M. by handing copy of Writ of Revival to her at her residence, 632 Warren Ave., Meadville, Crawford Co., Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 3, 1989 Amended Sheriff's rEturn filed. SERVED Samuel P. Naples, Jr. on June 1, 1989 at 11:00 AM by handing copy of Writ of Revival to Mary Jane Naples, his Mother, at their residence, 632 Warren Avenue, Meadville, Crawford County, PA.
SERVED Mary Jane Naples personally on June 1, 1989 at 11:01 AM by handing copy of Writ of Revival to her at her residence, 632 Warren Avenue, Meadville, Crawford Co., PA.
NOT FOUND as to defendant Samuel P. Naples, Sr., deceased.
So answers, Robert M. Stevens, deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Aug. 15, 1989 @ 11:57 A.M., Upon Praecipe of Plaintiff's Attorney with Affidavit of Non Military Service and Notice of Entry of Judgment Attached, Judgment is hereby entered in favor of the Plaintiff and against SAMUEL P. NAPLES, JR. AND MARY ANN NAPLES only, for failure to file an answer and the same is liquidated as follows: Amount claimed in Revival Twenty-two Thousand One Hundred Forty-nine and 87/100 Dollars.

N-151,111
Debt.....$22,149.87
JUDGMENT
James F. Simmons
Prothonotary

Aug 21, 1989 Notice of Judgment mailed defendants.

1989

Emil M. Spadafore

475

Northwestern Legal Services, Inc.,
R.Christopher Brode

ROBERT MUDDIMAN

VS.

LINDA FRISINA

Filed May 30, 1989

Pro Simmons Pd $50.50

John Fuller, Mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (Mediator)

May 30, 1989 Order filed. You, Linda Frisina, Defendant, hav e been sued in Court to obtain custody of the children: Todd R. Muddiman and Joede T. Muddiman.

You are hereb y ordered that all parties and their counsel are to appear in person for a mediation conference before John Fuller, child custody mediator, at such time and place as the mediator may specify.

You are further ordered to bring with you the child, Joede T. Muddiman.

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

Temporary custody of Todd R. Muddiman is hereby awarded pending outcome of conference.

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

Crawford County Bar Association Service to the Public Committee
% Prothonotary's Office
Crawford County Courthouse
Meadville, Pa. 16335 (814) 724-4635

BY THE COURT:

Robert L. Walker, J.

Dec. 6, 1989 Agreement and Consent Order filed. Order: AND NOW, this 6 day of December 1989, pursuant to the attached Agreement, the Court orders the parties to adopt the terms contained in said Agreement and Consent Order.

BY THE COURT:
Date 12-6-89 P. Richard Thomas, J.

Dec. 7, 1989 copy of order put in Emil M. Spadafore's box

July 16, 1992 Praecipe to Proceed in Forma Pauperis filed.

July 16, 1992 Complaint forCustody/Modification and Order of Court filed. You, Robert J. Muddiman, Plaintiff/Respondent, have been sued in Court to obtain primary custody of the minor child, Todd R. Muddiman.

You are ordered to appear in person at the time and place selected by John Fuller, Custody Mediator.

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

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

Defendant/Petitioner is allowed to proceed without payment of Court costs and/or mediation costs, reserving to theCourt the right to impose costs.

YOU SHOULD TAKE THIS PAPTER 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, Pennsyvlania
(814) 336-1151, ext. 298

BY THE COURT,
Gordon R. Miller, J.

July 16, 1992 Copy of the Order to: Emil M. Spadafore, Esq., R. Christopher Brode, Est., John Fuller, Esq. Plft. & Def.

July 27, 1992 Proof of Service filed. I hereby certify that a copy of the foregoing Order and Custody Petition was served on Respondent Robert Muddiman, 114 Hope Street, Meadville, PA 16335, by Certified U.S.Mail, Return Receipt Requested, on July 24, 1992.

Date: 7-27-92 R.Christopher Brode, Esq.

Aug. 26, 1992 Motion and/or Custody Agreement and Order filed. AND NOW, this 26 day of August, 1992, upon consideration of the foregoing Custody Agreement, said Motion and/or Agreement shall be an Order of Court.

BY THE COURT,
Gordon R. Miller, J.

Aug. 26, 1992 Copy of the Order given to Emil M. Spadafore, Esq., R. Christopher Brode, Esq. and John Fuller, Esq..

476

1989

William L. Garvin

476

Zimmer, Kunz, Loughner, Hart, Lazaroff, Trenor, Banyas & Conaway, PC
Joni M. Mangino
Thomas, Truax, Spadafore, Vardaro & Walker
By: R.Chas. Thomas for Gosnell

ROBERT KIGHTLINGER

VS.

KRISTEN A. MARSHALL
vs.
JEFFREY A. GOSNELL
Additional Defendant

Filed May 30, 1989
@ 1:34 P.M.

Pro Simmons Paid $50.50
Sheriff's Costs 19.00
Sheriff's Costs 23.00
Pro Co. pd.3/20/91 6.00
Cert. Pd 4/3/91 1.00

COMPLAINT - CIVIL ACTION

1 COPY (sheriff)

June 7, 1989 Sheriff's Return filed: SERVED Kristen A. Marshall on May 30, 1989 at 3:40 P.M. by handing copy of Complaint to Lauren Massucci, her roommate, at their residence, 699½ Baldwin St., Meadville, Crawford Co., Pa. 16335.
So answers, Robert M. Stevens, Deputy sheriff
Howard N. Stewart, Sheriff

June 30, 1989 Appearance of Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway, PC by Joni M. Mangino for Defendant filed.

July 28, 1989, Answer and New Matter filed.

July 31, 1989 Reply To New Matter filed.

Oct. 5, 1989 Motion For Extension Of Time To Join Additional Defendant and Order filed. AND NOW, this 5 day of Oct., 1989, it is hereby ordered, Adjudged and Decreed that an Argument Date pursuant to Defendants Motion for Extension of Time is scheduled for the 26 day of Oct., 1989, at 2:30 o'clock p.m. Ct. Rm. 2
BY THE COURT,
P. Richard Thomas, PJ

Oct. 10, 1989 copies of order mailed to William Garvin and Joni Mangino

Oct. 30, 1989 Order filed. AND NOW, October 26, 1989, leave is granted to the Defendant to join Jeffrey Gosnell as an Additional Defendant. The Complaint to join the Additional Defendant to be filed within ten (10) days.
BY ORDER OF THE COURT,
Robert L. Walker, J

Oct. 31, 1989 Copies mailed to William Garvin and Joni Mangino

Nov 6, 1989 Complaint to Join Additional Defendant filed.

Nov, 9, 1989 Affidavit In Support Of Complaint to Join Additional Defendant filed.

Dec. 5, 1989 Sheriff's Return filed. SERVED Jeffrey A. Gosnell on November 13, 1989 at 9:58 am by handing copy of Complaint to Naomi Gosnell, his Mother, at residence, Brooks Road, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 4, 1990 Answer to Complaint to Join Additional Defendant filed. (2 copies atty.

Sept. 6, 1990, Certificate of Readiness filed.

*** ON OCTOBER 1990 TRIAL LIST

Sept. 18, 1990 Plaintiff's Reply To Objections on Certificate Of Readiness filed.

***

Sept. 17, 1990 Objections To Plaintiff's Certificate of Readiness filed.

Sept. 20, 1990 Re: Objections To Certificate of Readiness and ORDER filed. Plaintiff filed a Certificate of Readiness September 4, 1990, and the case will appear on the civil list commencing Oct. 8, 1990, and running for a period of approximately two weeks.

Counsel for original Defendant filed an objection to Plaintiff's Certificate of Readiness, contending that she would be unavailable for the trial because of extensive litigation in Cambria County commencing Sept. 17, 1990.

Filing objections to certificates of readiness is not a proper procedural device for requesting a continuance.

The October trial list will be called in Courtroom No. 1, Sept. 24, 1990, and prior to that date or on that date any counsel requesting continuances may file an appropriate motion with the Court giving the reasons therefore, and after listening to any objections from opposing counsel, the Court will rule on that requested continuance.

The Court expects a representative from the office of defense counsel to be present at the call of the trial list.

By Order Of The Court,
P. Richard Thomas,
Senior Judge

Sept. 20, 1990 Copy of Order to Attys. William Garvin, Joni Mangino, R. Charles Thomas.

Sept. 26, 1990, ORDER filed. AND NOW Sept. 24, 1990, oral motion of counsel for the plaintiff to continue the case is granted. This case will be continued until the Feb. term with no further continuances because of unavailability of counsel or lack of the completion of pretrial medical testimony.
BY ORDER OF THE COURT,
P. R. Thomas, S. J.

Sept. 27, 1990, copies to Wm. Garvin, Joni Mangino and R. C. Thomas, attys.

Nov. 13, 1990 Notice of Videotape Deposition for Use at Trial filed.

On February 1991 Trial List

Feb. 8, 1991, Oral Deposition fo Lawson C. Smart, M.D. filed.

March 14, 1991 Upon Praecipe of Plaintiff Attorney, the above captioned case is marked settled and discontinued of record.

1989

Kenneth Osborn Pro,Se

477.

KENNETH OSBORN

vs.

ROSE MONSOUR

FILED May 24, 1989
at 2:44 P.M.

Indigent

PETITION FOR PARTIAL CUSTODY AND VISITATION

May 30, 1989 Re: Petition for Partial Custody and Visitation and Order filed: Order: The plaintiff files a Petition for Partial Custody and Visitation involving a nine year old child apparently born out-of -wedlock to the mother, defendant Rose Monsour. The plaintiff is serving a lengthy sentence of incarceration in the State Correctional Institution at Pittsburgh.

The Court directs the defendant, Rose Monsour, to file an answer to the petition within 20 days of the date of this Order. After filing of said answer the Court will be in a better posture to analyze the positions of the parties, and will enter such further order as the interest of justice requires.

The Prothonotary is directed to forward a copy of the Plaintiff's Petition and this Order to the defendant by certified mail. Upon the filing of the answer required herein.the Prothonotary shall file the same and deliver the entire file to the undersigned Judge.
Date: May 26, 1989

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

May 31, 1989 copies mailed to plaintiff and defendant.

Aug. 8, 1989 Memorandum and Order filed. 8/9/89 copy mailed to Kenneth Osborn and Rose Monsour.

Apr. 23, 1990 Memorandum and Order filed. And now, this 18th day of April, 1990,
1. We direct the Prothonotary to file the Petitions for Default Judgment at Eq. 1989 - 10.
2. We direct the Prothonotary to file the Writ of Mandamus in A.D. 1990 - 204 and we dismiss the writ as it has no legal merit.
3. We direct the Prothonotary to file the Notice of Appeal with the papers in this case (1989-477) but not to forward the file in this case to the Superior Court until evidence of a filing of the appeal with the Superior Court is received.
4. No action is required by this Court on 1988-844 and 1989-378.

The Prothonotary is directed to send a copy of this Memorandum and Order to all parties named in these various lawsuits.

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

Apr. 24, 1990 copies mailed to all parties.

1989

Bruce A. Barrett
Fuller, Kinnunen,
Petruso & Gamble
By **Gary A. Fabian**

478.

Northwest Legal Services
By: Gerald Sullivan

12/14/89 Recd. $ 68.50
from Plaintiff
Recd 12-29-89
$ 68.50
Vivian Stolfy

RAYMOND H. STEINER

vs.

CYNTHIA ANN CONJALKO

Filed May 30, 1989
at 4:24 P.M.

Tax and Entry pd.	$50.50 ✓
Pro Co Pd 6-6-89	5.00 ✓
Sheriff's costs	20.00
William Pineo, Mediator	137.00
	9.00 ✓

Proco Pd 12/14/89

COMPLAINT FOR CUSTODY

1 COPY Attorney
1 copy mediator

May 30, 1989 Order of Court filed. You, CYNTHIA ANN CONJALKO, defendant have been sued in court to obtain custody of the child MICHELLE LEE CONJALKO STEINER.

You are ordered to appear in person at a mediation conference at a time, place and date to be established by the custody mediator. William Pineo is hereby appointed 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 OFFIC E SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association Service to the Public Committee
Crawford County Courthouse, c/o Prothonotary
Meadville, Pa. 16335 (814) 724-7719

BY THE COURT:
Rovert L. Walker, J.

May 31, 1989 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

Sept. 6, 1989 Memorandum and Order filed. AND NOW, September 6, 1989, on oral motion of the plaintiff the discontinuance heretofore entered on May 31, 1989 is vacated and striken from the record, and the Prothonotary is directed to reinstate the complaint so that the plaintiff can arranage for service.

BY THE COURT,
Robert L. Walker, J

Sept. 6, 1989 Copies sent by judges sec'y.

Oct. 6, 1989, Complaint Reinstated.

Oct. 12, 1989 Sheriff's Return filed. SERVED Cynthia Conjalko personally on Oct. 10,1989 at 9:38 AM by handing copy of Complaint to her at her residence, 762 Whitter Ave., Meadville, Crawford County, PA 16335
So answers,

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

Dec. 4, 1989 Appearance of Northwestern Legal Services, by Gerald Sullivan, Esq. for defendant filed.

Dec. 1989 Temporary Order filed: AND NOW, this 11th day of December, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,
IT IS HEREBY ORDERED AND DECREED THAT:

1. The mother shall have legal and physical custody of the subject minor child.
2. The father shall have the right of visitation with the child for two hours each Sunday afternoon from 2:00 p.m. to 4:00 p.m., beginning December 10. The first visitation shall take place at the home of the defendant's mother, Dolores Seeley. The following week, the visitation shall take place at the home of the plaintiff's mother, Agnes Steiner. Thereafter, the site of the visitation shall alternate between the homes of Mrs. Seeley and Mrs. Steiner.
3. The Mediator has noted for the Court that Children & Youth Services is hereby directed and authorized to release to the Custody Mediator any information which may be developed as a result of this investigation. When the Mediator has received the information, he shall make further report to the Court.
4. The parties shall cooperate in arranging transportation.
5. Each party shall teach said child to give to the other party that love, respect and obedience which is due a parent from his or her child.
6. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child.
7. Any person transporting the child 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 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 parent in the child's estimation.
9. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
10. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Robert L. Walker, J

Dec 12, 1989 Copies of order put in Attys. Sullivan, Fabian and Pineo's boxes and copies mailed to Children & Youth and Plaintiff and defendant.

Dec. 14, 1989 Appearance of Bruce A. Barrett for Plaintiff filed.

Jan. 12, 1990, Exceptions of Plaintiff to custody Order and Order filed. ORDER: AND NOW, this 12 day of Jan. 1990, upon consideration of the foregoing exceptions a de Novo custody hearing is scheduled for the 9th day of Feb. 1990 at 1:30 p.m. in C. R. # 2.

For the Court,
Imogene Yetman, Ct. Adm.

Jan. 15, 1990, copies of order to Attys. G. Fabian, B. Barrett and Gerald Sullivan, & W. Pineo.

Feb. 7, 1990, Praecipe to Proceed in Forma Pauperis, Affidavit to Proceed in Forma Pauperis filed.

Feb 9, 1990 Exhibits filed with papers.

Continued on page 478(a)

RAYMOND H. STEINER

VS.

CYNTHIA ANN CONJALKO

RECORD CONTINUED FROM PAGE 478

of

AD 1989-478

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Feb 13, 1990 Order filed: AND NOW, February 9, 1990, after a formal hearing pursuant to the Plaintiff's exceptions to the temporary custody Order, it is hereby Ordered and Decreed as follows:

1. The mother shall have legal and physical custody of the minor child.

2. The father shall have the right of visitation with the child from 1:00 p.m. to 6:00 p.m. every Sunday afternoon commencing with Sunday, February 11, 1990, provided that the father remains in the presence of any one of the following persons throughout the period of the visitation: Delores Seeley, Agnes Steiner, or Linda Lakey. The father shall have the obligation of picking up the child and returning the child to her home.

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

4. 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.

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

q 6. 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 parent in the child's estimation.

7. Costs and fees of the mediation, which were fixed at $137.00 and were divided equally betwen the parties, with the mother not being excused from paying her share of costs.

8. In the event that the father does not appear at the mother's house by 1:15 p.m. on the day of visitation, the mother can assume that that visitation is canceled. In the event that the father cannot make a visitation and knows that ahead of time, he should call the mother and let her know that.

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

Feb 14, 1990 Copies of order put in Attys. Barrett and Sullivan's boxes.

Mar. 22, 1990 Petition For Counseling filed.

Mar. 22, 1990 Order filed. AND NOW, this 19th day of March, 1990 upon presentation of the foregoing petition a Rule to show cause is hereby entered directed to the defendant show cause, if any she has, why the prayer ofthe petition should not be granted.

This Rule is returnable for hearing and/or argument on the 28 day of March, 1990 at 1:00 o'clock p.m. in Courtroom No. 2 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J

Mar. 22, 1990 Copies of order put in Bruce Barret and Gerald Sullivan's box.

Mar. 27, 1990 Motion To Reschedule Hearing and Order filed. And now, March 23, 1990 The above motion allowed. Hearing is rescheduled for April 2, 1990, at 11:00 a.m., Courtroom 1 or 2. Gordon R. Miller, J

Mar. 27, 1990 Copies of order put in Bruce Barrett and Gerald Sullivan's box.

Apr. 3, 1990 Motion To Continue Generally and Order filed. AND NOW, April 2, 1990 The above motion allowed. Gordon R. Miller, J

Apr. 5, 1990 Copies of order put in Bruce Barrett and Gerald Sullivan's box.

June 15, 1990 Motion For Hearing and Order filed. And now, June 15, 1990 A hearing is scheduled for July 13, 1990, in Courtroom 2 at 2:30 o'clock PM. P R Thomas, J

June 19, 1990 Copies of order put in Bruce Barret and gerlad Sullivan's box.

July 13, 1990 Exhibit filed.

July 18, 1990 Order filed. AND NOW, July 13, 1990, after a formal he aring on the plaintiff's requests for review, for expanded visitations, overnight visitations and visitations without supervision it is ordered as follows:

1. Paragraphs 1, 3, 5 and 6 of the Order of February 9, 1990 are continued in full force and effect.

2. The father shall have the right of visitation with the child from 12:00 o'clock Noon to 7:00 o'clock p.m. every Sunday afternoon and from 4:30 o'clock P.M. until 8:00 o'clock p.m. everyWednesday commencing immediately, provided that the father remains in the presence of Dolores Seeley, Linda Lakey or Margaret Goodwill through a large portion of the period of visitation. The father shallhave the obligation of picking up the child and returning the child
to her home.

3 The mother shall not use illegal drugs or substances nor be under the influence of alcohol at any time while the child is in her care and custody. The father shall not use illegal drugs or substances nor consume any alcoholic beverages at any time when the child is in his care and custody.

4. In the event that the father doe snot appear at the mother's house within thirty (30) minutes form the itme of the scheduled visitation, the mother can assume that the visitation is canceled. IN the event that the father cannot make a visitation and knows that ahead of time, he shall call the mother an dlet her know that.

5. This Order shall remain in full force and effect through September, 1990. If the parties are not able to resolve their differences regarding visitation, after September 30, 1990, either par ty may petition the court for a hearing to modify this visitation Order. Either party may petition the Court for a hearing at nay time if the health, safety and welfare of the child is threatened. It is the intention of the Court that the father have more frequent visitations with his daughter, initially supervised, to insure that there is no wrongduring before the Court will entertain any overnight visitations or longer periods.

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

July 18, 1990 Copy put in Atty's box.

Continued on page 478B

478
-B-

1989

Raymond H. Steiner
vs.
Cynthia Ann Conjalko

Record continued of record
of record
A.D. 1989 - 478

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Aug. 28, 1990 Motion for Review Hearing and Order filed. And now, August 24, 1990 Motion denied as not being specific enough.
Gordon R. Miller
Aug. 28, 1990 copies to attys, G. Sullivan, B. Barrett and plff Steiner.

Sept 5, 1990, Motion for Hearing for Expanded Visitations, and Order filed. ORDER: AND NOW, Sept. 5, 1990 a hearing is hereby set for Sept. 21, 1990 at 11:30 a.m. in C. R. No. 2. The hearing may continue through the noon hour and conclude at 1:30 p.m.
P. R. Thomas, Sr. J.
Sept 10, 1990, copies of order to Attys. B. Barrett, G. Sullivan and plff. steiner.

Sept. 20, 1990 Certificate of Service filed. I, Gerald Sullivan, Esq., Northwestern Legal Services, 231 Chestnut St.,Meadville, Pa. certify:
That on Sept. 5, 1990, I served a copy of the Motion to Continue and Order on the following at the address shown, by United States First Class Mail, postage prepaid:
Bruce Barrett, Esq., 965 S. Main St., Meadville, Pa. 16335
I certify under penalty of perjury that the foregoing is true and correct.
Executed on: Sept. 5, 1990
Gerald Sullivan, Atty. for Defendant.

Sept. 20, 1990 Motion to Continue hearing to a later date filed.

Sept. 20, 1990 ORDER FILED. AND NOW, this 17th day of September, 1990 upon Defendant's motion for continuance and on objection by the Plaintiff the hearing scheduled for September 21, 1990 is continued to October 25, 1990 at 10:30 o'clock a.m. in courtroom No. 2 of the Crawford County Courthouse. No further continuances shall be granted. If counsel for the Defendant is unavailable Northwestern Legal Services, Inc. shall provide substitute counsel.
BY THE COURT,
Gordon R. Miller, P.J.
Sept. 20, 1990 copy put in Bruce Barrett, G. Sullivan and mailed Plff. Steiner.

Sept. 28, 1990 Motion For Contempt of Court and Order filed. AND NOW, this 28th day of September, 1990, upon consideration of the foregoing Motion, a rule is issued upon the Defendant to show cause, if any, why she should not be adjudged in Contempt of Court.
A Hearing on the rule is granted and is set for Oct. 5, 1990 at 3:30 o'clock in Courtroom # 1 or2.
P R Thomas, S.J.
Sept. 28, 1990 Copies of order put in Bruce Barrett and Gerald Sullivan's box.

Oct 9, 1990 Order filed: AND NOW, October 5, 1990, the matter is before the Court on a contempt issue. It appears that on Sunday, September 23, 1990, the mother was not available for the visits and the mother has refused visits at other times. The mother's explanation is that business affairs kept her away on one or more of the visits and on other occasions, the three-year-old daughter retported to her that she was left unsupervised with the father, contrary to Paragraph 2 of Judge Miller's Order of July 13, 1990.

After informal hearing, the Court finds there was no logical reason for the mother's refusal to comply with the visitation Order and she is directed to do so in the future. Since the father has missed some of the visits through no fault of his own, the Sunday visits between now and a further review hearing scheduled before Judge Miller on October 25, 1990, the Sunday visits will be expanded to run from 9:00 a.m., Sunday until 7:00 p.m. Sunday, and the father shall continue to have the Wednesday visits between 4:40 and 8:00 p.m. The father is cautioned to be on time for these visits and the mother is directed that she is expected to do her business and socializing at times that will not interfere with her having the daughter present in her home for the father to pick up for these visits.

It appears that daughter Margaret is expecting a child and has acted as the person to be in the presence during the father's visits and may be unavailable because of the birth of the new child. ACCCRDINGLY, the father asks that additional persons, namely, Arthur Steiner, his 28 year old son, and his wife Robin be added to the list of eligible persons in Paragraph 2 that may be present with the father during the time he has visits with the minor child. His request is granted.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
Oct 10, 1990 Copies of order put in Attys. Barrett and Sullivan's boxes.

Oct. 26, 1990 ORDER filed. AND NOW, Oct. 25, 1990, after a formal hearing held on the plaintiff's motion to expand unsupervised visitations and to expand on the prior Orders of this Court, it is ORDERED as follows:

1. The parties shall have shared legal custody of the minor child, with the mother having primary physical custody of the minor child.
2. The father shall have the right of visitation with his child every Wednesday afternoon from 4:30 o'clock P.M. until 9:00 o'clock P.M.
3. The father shall have the right of visitation with the child for overnight visitations from 12:00 o'clock Noon on Saturday until 4:00 o'clock P.M. the following day, Sunday, starting with Saturday, Nov. 3, 1990, and every other weekend thereafter, to-wit: Dec. 1, Dec. 15 and Dec. 29, 1990. On the weekends when the father does not have overnight visitations, as hereinabove set forth, he shall continue to have the right of visitation with his child from 9:00 o' clock A.M. each Sunday until 7:00 o'clock P.M., the same day. Commencing with Saturday, Jan. 3, 1991, the father shall have overnight visitations with his daughter every weekend, commencing at 12:00 o'clock Noon on Saturday and ending at 7:00 o'clock P.M. the following day, Sunday.
4. The father shall have the obligation of picking up the child and returning the child to her home on all of these occasions.
5. Each party shall teach said child to give to the other party that love, respect and obedience which is due a parent from his or her child.
6. Neither party shall use illegal drugs or be under the influence of alcohol at any tiem when said party has the care and custody of the child.
7. Any person transporting the child shall make sure that seat belts or other proper restraints are used in accordance with the laws of PA.
8. In the event that the father does not appear at the mother's house within thirty (30) minutes from the time of his scheduled visitation, the mother can assume that the visitation is cancelled. In the event that the father cannot make a visitation and knows of that ahead of time, he shall call the mother to let her know that. In the event that the father does not exercise a period of visitation or is more than thirty (30) minutes late from the time of the scheduled visitation, that visitation is cancelled and no alternative time is substituted therefor unless the parties agaree.

Continued on Page 478 (C)...

1989

Raymond Steiner

VS.

Cynthia Ann Conjalko

Record Continued from Page 478 (B)

OF

AD 1990 - 478

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9. The parties shall not bicker and argue in front of their daughter. More specifically, the father shall not bring up to the motehr the fact that she is on welfare and lives in a housing project in front of the child. The father shall not give the child any guns, be they rifles or handguns, to play with, nor shall the father, without further Order of Court, permit his child to be with him while he is using any guns nor shall the father do anything to instruct his daughter in the method of using guns.

10. The Court urges the parties to amicably agree to some type of parent enrichment counseling and leaves it to the parteis to attempt that on their own before the Court imposes it on them. Whether or not the parties need counseling, and if no, the type of counseling and the length of the counseling obviously mut be left up to any counselor or counselors. However, in view of the way the parties act toward one another, especially in the presence of the child, the Court is of the opinion that the parteis need counseling on how to deal with each other since they are both parents of this child, how to deal with their frustrations and problems and how to improve their parenting skills in the best interest of the child.

By Order Of The Court,
Gordon R. Miller, P.J.

Oct. 26, 1990 Copy of Order to Attys. Bruce Barrett, Gerald Sullivan, William Pineo.

Oct 31, 1990 Exhibit filed with papers.

Nov. 8, 1990, Motion to Amend a Typographical Error on Court Order entered Oct. 25, AND Order filed. ORDER OF COURT: AND NOW, Nov. 7, 1990, the Above motion is granted.
Gordon R. Miller, J.

Nov. 13, 1990, copies to Attys. Barrett, Sullivan and Pineo.

1989

479.

Daniel J. Kuhn

COMMONWEALTH OF Pennsylvania

vs.

HENRY DELL BOARDMAN

Filed May 31, 1989
at 9:10 a.m.

Tax and entry $50.50
pd. 6-2-89

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

May 31, 1989 Preliminary Order filed. AND NOW, May 31, 1989 upon consideration of the foregoing Petition and on Motion of Daniel J. Kuhn, Esq., attorney for the Petitioner, a Hearing de novo is granted to determine whether the action of the Department of Transportation in suspending the driver's license of the petitioner should be set aside.

Hearing is fixed for Aug. 3, 1989 at 9:30 a.M. and the Department of Transportation shall be notified forthwith.

By the Court,
P. Richard Thomas, J.

May 31, 1989 copy of order mailed to Daniel J. Kuhn, Esq.

July 14, 1989 Motion for Continuance and Order filed: AND NOW, this 14 day of July, 1989, upon presentation of the foregoing Motion, it is ordered that a Hearing is fixed for Oct. 24, 1989, at 9:30 A.M. and the Department of Transportation shall be notified forthwith.

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

July 17, 1989 Copies of order to mailed to Atty. Kuhn and copy mailed to Dept of Transp. Pgh. Pa.

Oct. 24, 1989 Exhibits filed.

Oct. 25, 1989 ORDER filed. AND NOW, Oct. 24, 1989, at the time set for hearing on this license suspension appeal, the Defendnt and his counsel advise the Court that their defense is that the Defendant was really not the operator of the motor vehicle involved in an accident May 11, 1987, but that his wife, Elsie Boardman, was the operator. It appears the Defendant has a Florida residence, but that a default judgment was entered against him at the District Justice Office in the amount of $2,176.34 plus costs, which judgment was certified to the Court of Common Pleas of Erie County on or about Feb. 2, 1989. The Defendant now seeks to set aside the suspension of his operating privileges by personally testifying, having his wife testify, and presenting police records in the form of accident reports showing that the Defendant, Henry Boardman, was not the operator of the motor vehicle in question at the time of the accident.

The Commonwealth cites PennDOT versus Rodgers, 20 Pa. Comm. 393, 341 A.2d, 917, 1972 as controlling of the factual situation determining that Defendants may not collaterally attack validly entered judgmetns.

Accordingly, we continue this case until 9:30 a.m., Jan. 11, 1990 on the condition and with the consent of the Defendant that he will file within the next fifteen (15) days an appropriate legal proceeding in the Courts of Erie County to open or set aside said judgment.

An additional condition of this continuance shall be that copies of all proceedings filed in Erie County shall be forwarded to Assistant Counsel, William Kuhar, 1209 State Office Bldg., 300 Liberty Ave., Pittsburgh, PA 15222.

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

Oct. 26, 1989 Copy of Order to Atty. Daniel Kuhn and copy mailed to Dept. of Transp., Pgh.,PA.

Jan. 10, 1990 Order of Dismissal filed. Order: And Now, January 4, 1990, in accord with the letter of Defendant's attorney attached herewith dated January 3, 1990, withdrawing the appeal, the Court hereby cancels the license suspension hearing scheduled January 11, 1990, dismisses the Defendant's appeal and sustains the suspension imposed by the Commonwealth.

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

Jan. 10, 1990 Copies of Order to Atty. Daniel Kuhn and William Kuhar,esq.

1989

Watts, Pepicelli Youngs and Youngs PC
By :Alan L. Pepicelli

Shafer, Swick,Bailey, Irwin & Stack
Robert J.Irwin480.

Barbara J. Walton

Mediation Costs $150.
6-29-94

9/1/89 Recd $57.25 From Defendant

9/1/89 Recd. $57.25 From Plaintiff

Recd 9-6-89
$57.25
Vivian Stoltz

Recd 9-6-89
$57.25
Vivian Stoltz

1/9/91 Recd $68.50 From Plaintiffs Mother

Recd 2-1-91
$68.50
Vivian Stoltz

3/6/91 Recd. $35.50 From Defendant

Recd 3-1-91
$35.50
Vivian Stoltz

Received from Atty 3-17-92 fee and med. fee 33.00

Paid Crawford Comm Mediation fees 4-16-92 Ch# 6776 33.00

Received from Atty 5-8-92 fee for Mediation fees $68.50

Pd CC Com. 6-2-92 Med Cost 68.50 Ch# 6902

3-30-94 Rec'd from Atty med dep. 150.00

7-6-94 Pd Plff Bal med dep Ch 8432 66.00

9-12-94 Pd [redacted] Co. 75.00 Ch# 6549

HARMON E. SILLOWAY

vs.

NANCY JANE EMIG

filed May 31, 1989
at 9:31 a,m.

Tax and entry paid $50.50
William Pineo, Mediator
Mediation Costs 114.50
Rec'd & Pd 8/7/89 6.00
Mediation Costs 137.00
Rec'd Pd 11/9/91 9.00
Mediation Costs 152.00
Rec'd Pd 9-12-94 9.00
John Fuller, Mediator

COMPLAINT FOR PARTIAL CUSTODY
1 copy atty.
1 copy mediator

Order of Court: You, Nancy Jane Emig, Defendant,have been sued in Court to obtain partial custody of the child: Cammille Nicole Silloway.

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo,Child Custody Mediator.

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

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

Crawford County Bar Association, Service to the Public Committee, % Prothonotary Courthouse, Meadville, Pa. 16335
Telephone: 724-4636

BY THE COURT,

P. Richard Thomas, J.

June 12, 1989, Certificate of Service filed. Alan L. Pepicelli, esq. hereby certifies that he is the atty. for plaintiff in the within action and that a cert. copy of complaint in custody and order of court were sent by cert. mail, ret. rec.req, addressee only, to the defendant, P.O. Box 766, sandy Lake, Pa. 16145, on June 2, 1989 and was received by same on June 5, 1989. The receipt for cert. mail and the ret. rec. are attached hereby marked Exhibit "A".

Alan L. Pepicelli, esq.

July 20, 1989 Temporary Order filed. AND NOW, this 19 day of July, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor child, Cammille Nicole Silloway, is hereby awarded to her mother, Nancy Jane Emig.
2. The father shall have the right of visitation each Thursday, beginning July 20, from 10:00 a.m. to 11:00 a.m., and each Sunday, beginning with July 23, from 5:00 p.m. to 6:00 p.m. This schedule will continue until the weekend of August 26 at which time the father shall begin visitation on alternate weekends scheduled from Saturday at 10:30 a.m. to Sunday at 8:00 p.m. The first alternate weekend will be the weekend of August 26.
3. Major holidays are defined as Labor Day, Thanksgiving, Christmas Eve, Christmas Day, Easter, Memorial Day, and Independence Day. The holiday visitation periods shall be from 8:00 a.m. to 8:00 p.m. The father shall have Cammille for visitationon Labor Day and the parties shall thereafter alternate the holidays. If the father's holiday visitation falls on a Monday following a weekend vistiation, the weekend visitation shall be continued through 8:00 p.m. of the holiday.
4. Visitations shall not be cancelled except for very pressing reasons. Should either party have to cancel a visitation, he or she shall notify the other 72 hours in advance and the cancelling party shall immediately offer a proposed alternate visitation.
5. Should the father not appear within one-half hour of a scheduled or agreed to visitation, the mother may consider that the visit has been cancelled and shall not be obligated to offer an alternate visitation.
6. The Mediator has noted for the Court that he has explained to the father the importance of the visits and the importance of keeping to a regular schedule so that his daughter not be subject to the extreme disappointment that children feel when a visiting parent does not show up as scheduled and offers no explanation.
7. All provisions of this Order may be reviewed upon request of either party after the passage of one year from date hereof.
8. Costs and fees of this Mediation, which are fixed at $114.50, are divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
9. Either party may move the Court for a hearing de novo for a period of thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

BY the Court,
P. Richard Thomas, J

July 21, 1989 Copies of order put in Alan Pepicelli, R. Charles Thomas and William Pineo's box and copies mailed to plaintiff and defendant.

Nov. 14, 1990 Application of Paternal Grandparents For Visitation Rights and Order filed.

You, NANCY JANE EMIG, Defendant, have been sued in Court to obtain custody of the child: Cammille Nicole Silloway.

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo, Child Custody Mediator.

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

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

Crawford County Bar Association
Service to the PUblic Committee
c/o Prothonotary
Courthouse
Meadville, PA 16335
Telephone: (814) 724-4636

Date: Nov. 14, 1990
1 copy atty; 1 copy mediator

BY THE COURT,
Robert L. Walker, J

Continued on page 480A

Harmon E. Silloway

vs.

Nancy Jane Emig

Record continued from page 480

of record

A.D. 1989 - 480

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Dec. 28, 1990 Temporary Order filed. AND NOW, this 24 day of December, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The defendant mother shall continue to have legal and physical custody of the subject minor child.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life ofthe 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. This action was brought by the paternal grandmother, Alice Haun, to secure visitation rights for herself independent of the custodial rights of the father. Mrs. Haun is hereby granted the right of visitation and temporary physical custody on the first full weekend of e ach month from Saturday at 10:00 a.m. through Sunday at 8:00 p.m. In addition she shall have the right of visitation and temporary physical custody one afternoon each month from 2:30 p.m. to 8:00 p.m. She shall notify the mother one week in advance if she wishes to exercise this afternoon visitation.

4. Holiday visitation shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows: Alice Haun shall have the right of visitation and temporary physical custody of the subject minor child each Christmas Day from 2:30 p.m. to 8:00 p.m.

b. Thanksgiving holiday visitation shall be arranged as follows: Alice Haun shall have visitation and temporary physical cusotdy with the subject minor child onthe Friday following Thanksgiving from 2:30 p.m. to 8:00 p.m.

c. The Easter vacation visition shall be arranged as follows: Alice Haun shall have visitaiton and physical custody of the subject minor child on Holy Saturday from 2:30 p.m. to 8:00 p.m.

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

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation of 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 visit or to make alternative arrangements.

6. Alice Haun shall be responsible for transportation required by the exercise of her visitation rights, picking up the subject minor child at the mother's home and returning her there.

7. Each party shall teach said child to give to the other party that love and respect which is due a parent or grandparent, as the case may be, from his or her children or grandchildren.

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

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

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

12. The provisions of the order of July 19, 1989, which dealt with the visitation rights of the plaintiff father are presently suspended because the mediator has noted for the Court that the father is on active duty with the United States ARmy in Operation Desert Shield. If the father should have the opportunity to come home on leave, he shall have the right to arrange visitation w ith his daughter. He shall notify the mother as soon as possible after he learns of it. If the parties can not make satisfactory arrangements for his visitation with his daughter, them the father, acting on his own behalf, or through Alice Haun, may petition the Court for mediation on this issue.

13. Upon the father's demobilization from the United States Army, the whole matter may be reviewed to determine what custodial and visitation rights he may be accorded and to also review the custodial and visitation rights granted by this Order to Alice Haun.

14. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

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

Dec. 31, 1990 Copies of order put in William Pineo, Alan Pepicelli and R. Charles Thomas' box and copies mailed to Alice Haun and Nancy Emig

Jan 18, 1990 Request for Hearing De Novo and order filed: AND NOW, this 18th day of January , 1991, upon consideration of the within Request, a hearing De Novo is scheduled for the 6th day of March, 1991, at 1:30 o'clock p.m. in Courtroom No. 2, Crawford County, Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J

Jan 18, 1991 Copies of order put in Attys. Pineo, Pepicelli, Thomas boxes.

480
B

1989

Harmon E. Silloway

vs.

Nancy Jane Emig

Record continued from page 480a

of record

A.D. 1989 - 480

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Mar. 6, 1991 Temporary Order Re: Grandparent's Visitation filed. AND NOW, this 6th day of March, 1991, upon agreement of Nancy Jane Emig, the Mother, and Alice M. Haun, the Paternal Grandmother, IT IS HEREBY ORDERED AND DECREED THAT:

1. The defendant Mother shall continue to have physical custody of the subject minor child.

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

3. This action was brought by the paternal grandmother, Alice Haun, to secure visitation rights for herself independent of the custodial rights of the Father. Mrs. Haun is hereby granted the right of visitation and tmeporary physical custody on alternate weekends form Saturday at 8:30 a.m. through Sunday at 8:00 p.m.

4. Holiday visitation shall be arranged as follows:

a. Holiday visitation shall be arranged as follows:

Alice Haun shall have the right of visitation and temporary physical custody of the subject minor child each Christmas Day from 2:30 p.m. to 8:00 p.m.

b. Thanksgiving holiday visitations hall be arranged as follows:

Alice Haun shall have visitation and temporary physical custody with the subject minor child on the Friday following Thanksgiving form 10:00 a.m. to 8:00 p.m.

c. The Easter vacation visitation shall be arranged as follows:

Alice Haun shall have visitation and physical custody of the subject minor child on Holy Saturday from 10:00 a.m. to 8:00 p.m.

d. The provisions of this paragraph shall take precedence over theother provisions of this Order relating to the custodial or visitation periods. Provided, however, that in the event Alice Haun's regular weekend vistiation should be curtailed by the Mother' exercise of holiday visitation hereunder, then an din such event Alice Haun shall be entitled to exercise a substitute day of vistiation immediatley before or after such Holiday as mutually agreed between the parties.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arrange,d the party seeking cancellation or modification shall notify the other par ty as soon as her 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. Alice Haun shall be responsible for transportation required by the exercise of her visitation rights, picking up the subject minor child at the Mother's home and returning her there.

7. Each party shall teach said child to give to the other party that love and respect which is due a parent or grandparent, as the case may be, from his or her chidlren or grandchildren.

8. Any person transporting the child shall amke sure that the seat belts or other restraints are sue din accordance with the law of Pennsyvlania.

9. Neither party shalal do or say anything to blacken the character of theother in the child's estimation. Each party shal treat theothe rin a polite and respectful manner when in the child's presence and eachpar ty shall instruct his or her relatives and fr iends 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 stomgly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

11. The provisions of th eOrder of July 19, 1989, which dealt with the visitation rights of the Plaintiff Father are presently suspended because the Father is on active duly with the United States Army in Operation Desert Storm. If the Father shol dhave the opportunity to come home on leave, he shall have the right to arrange vistiation with his daughter. He shall notify th eMother as soon as possible after he learns of it. If the parties cannot make satisfactory arrangements for his visitation with his daughter, then the father, acting on his own behalf, or through alice Haun, may petition the Court for Mediation on this issue.

12. Upon the Father's demobilization formthe United States Army, the whole matter may be reviewed to determine what custodial and visitation rights he may be accorded and to also review the custodial and visitation rights granted by this Order to Alice Haun.

13. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each bieng assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

BY THE COURT,
William E. Pfadt, S.J

2 copies atty.

Mar. 6, 1992 MOTION and ORDER filed. ORDER: AND NOW, this 6th day of March, 1992, upon presentation and consideration of the within Motion, this matter is returned to the original Custody Mediator, William Pineo, Esq., for the purpose of reviewing the provisions of the Order of Court entered on Dec. 24, 1990, relative to the visitations of the paternal grandmother, Alice Haun, and for any other matters relative to the best interest of the minor child subject to this litigation.

BY THE COURT,
Anthony J. Vardaro, J.

Mar 10, 1992 copy in box for W. Pineo, R.C. Thomas & A. Pepicelli

Mar. 16, 1992, Petition of Plaintiff to Modify Custody Order and order filed. ORDER OF COURT: You, Nancy Jane Emig, now by marriage Nancy Jane Ferringer, dft. have been sued in court to obtain partial custody of the child: Cammille Nichole Silloway.

You are ordered to appear in person at a date and time to be set for a mediation conference.

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

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

Court Adm. court hosue, Meadville, Pa. 16335, 814 336-1151 Ext. 298

3/13/92 BY THE COURT, GORDON R. MILLER, J.

Mar. 16, 1992, copies to R. Thomas, W. Pineo, and a. Pepicelli

Continued of record to Page 605

1989

Watts, Pepicelli, Youngs and Youngs PC
By:Alan L Pepicelli

481.

Brian J. Lindsay

GLORIA J. THROOP

VS.

Floyd
EUGENE ~~LLOYD~~ THROOP

filed May 31, 1989
@ 9:31 a.m.

Indigent.

Pro Co Pd 9/26/91 9.00
state pd. 9/26/91 10.00

COMPLAINT UNDER SECTION 201 (c) OR 201(d) of THE DIVORCE CODE
ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES AND COSTS.
1 copy atty.

May 31, 1989 Motion to Proceed in Forma Pauperis and Order filed. Order: AND NOW, this 31 day of May, 1989, upon consideration of the within Motion, the Plaintiff may proceed in forma pauperis.

BY THE COURT,
P. Richard Thomas, J.

June 12, 1989, Certificate of Service filed. Alan L. Pepicelli, hereby certifies that he is the atyt. for plaintiff in above action and that a cert. copy of complaint for divorce was sent by cert. mail, ret. rec. req. addressee only, to dft. Euguen L. throop, R. D. #1, Hayfield Estates, Saegertown, Pa. 16433 on June 2, 1989 and was received by same on June 5, 1989. The receipt for cert. mail and ret. rec. attached & Marked exhibit "A". Alan L. Pepicelli, Esq.

May 2, 1991 Affidavit of Consent of Defendant filed.

May 22, 1991 Motion To Amend Caption and Order filed. AND NOW, this 22 day of May, 1991 upon presentatio and consideration of the foregoing Motion, the defendant's name is hereby amended to Eugene Floyd Throop and the Prothonotary is directed to amend dthe docket to reflect this change.

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

May 23, 1991 Copies of order put in Alan Pepicelli and brian Lindsay's box.

Sept. 20, 1991 Affidavit of Consent of Defendant filed.

Sept. 20, 1991 Affidavit of Consent of Plaintiff filed.

Sept. 24, 1991, Upon praecipe of plaintiff attorney, for review Under 201(c) of the Divorce code, this case moved to court.

Oct. 1, 1991 **DIVORCE DECREE AND ORDER REGARDING ALIMONY, TEMPORARY ALIMONY, COUNSEL FEES AND COSTS FILED.** Upon consent and agreement of the parties as set forth in the Consent Agreement and Stipulationattached hereto, it is hereby ordered and decreed as follows:

1. DIVORCE: The parties hereto having signed all necessary consents to divorce, and having met all the requirements under Section 201(c) of the Pennsylvania Divorce Code, and have requested that the Court grant a divorce thereunder, it is hereby Ordered: that the bonds of matrimony that have existed between Gloria J. Throop and Eugene Floyd Throop are hereby dissolved.

2. ALIMONY: in recongition of the criteria set forth in Section 501 of the Pennsylvania Divorce Code, commencing on the 1st day of the month following the entry of a final divorce decree by the Court of Common Pleas of Crawford County, Pennsylvania, defendant shall, through the Domestic rElations Section of the Court of Common Pleas of Crawford County, Pennsylvania, pay Plaintiff, as alimony, the sum of ONe Hundred Forty-One ($140.00) Dollars per month until (a) Plaintiff's remarriage or (b) Plaintiff's cohabitation with any member of the opposite sex who is not a member of Plaintiff's immediate family within the degrees of consanguintiy subsequent to the parties' divorce; or w ith a person of the opposite six in a Husband and Wife type relationship.

3. TEMPORARY ALIMONY, COUNSEL FEES AND COSTS: Defendant shall pay the sum of Three Hundred ($300.00) Dollars for Plaintiff's counsel fees, said payment to be del ivered to Plaintiff's attorney by Brian J. Lindsay, Esquire, (Attorney for Defendant), upon notification received that the Praecipe for Divorce has been file dwith the Court by Plaintiff's attorney.

OCT 1, 1991

BY THE COURT,
P. Richard Thomas, J

Mason & Mason

482.

LINDA J. FIELD

VS.

ROBERT J. FIELD

Filed May 31, 1989
@ 9:31 A.M.

Sheriff's Costs $19.00

PETITION FOR PROTECTION FROM ABUSE
1 COPY SHERIFF
3 copies plaintiff
2 copies atty.

ORDER:

AND NOW, May 31, 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 9 day of June, 1989, at 2:00 o'clock p.m., in Courtroom # 1 or 2, of the Crawford County Courthouse, Meadville, Pennsylvania.

The Respondent, Robert J. Field, is diredted and prohibited from attempting to cause or intentionally, knowingly, or recklessly causing bodily injury to the Petitioner, or in any way threatening, frightening or harassing her.

The Respondent is not prohibited from continuing to reside in the marital residence, and this order shall not deal in any way at this time, with the rights of either party to occupy the marital residence.

The Respondent, Robert J. Field is directed and prohibited from contacting the Petitioner in any way until further order of this court.

Respondent is hereby advised of his right to be represented by counsel if he chooses, and he is notified that his failure to attent the hearing scheduled above may result in an order being issued granting the requested relief.

Initial payment of costs shall be waived, to be determined at time of hearing, together with determination of attorney fees.

This Order shall be served by any Crawford County constable or sheriff, or by any law enforcement officer of any municipality or by the Pennsylvania State Police. A copy of the Order shall be delivered by Petitioner or Petitioner's attorney to the Pennsylvania State Police, the Vernon Township Police and the Meadville City Police.

Per Curiam,

P. Richard Thomas, J.

June 1, 1989 Sheriff's Return filed: SERVED Robert J. Field personally by handing copy of the Notice, Petition and Order for Protection From Abuse to him on May 31, 1989 at 1:10 P.M. at Mental Health Ward, Meadville Medical Center, Meadville, Crawford County, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

June 12, 1989 Order filed: AND NOW, June 9, 1989, at the time scheduled for hearing, after hearing, although the Defendant was not present, and the Court was advised that he has presently voluntarily committed himself to the Mental Health Center at Meadville Medical Center, the following Order is entered:

1. The Defendant shall not abuse, harass or threaten to abuse the Plaintiff at any time or in any place.
2. The Defendant shall not go to any residence of the Plaintiff's nor to her place of employment for any purpose whatsoever.
3. The Defendant shall not have any contact with the Plaintiff in person, by telephone or in any other manner unless that contact is initiated by the Plaintiff.
4. This Order shall continued in full force and effect for a period of one (1) year from this date.
5. The Pennsylvania State Police or any other police body having jurisdiction in the matter may enforce this Order in accordance with the Protection from Abuse Act.

In the event the Defendant is desirous of having a further hearing at a time when he can be present, he should move the Court for the setting of an additional hearing date.

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

June 12, 1989 2 copies put in Atty Mason's box, 1 copy to Co. Control and 1 copy mailed defendant.

1989

Spadafore, Vardaro & Walker
By: Emil M. Spadafore, Jr.

483

Harry Faber White

SINDEE E. MARTIN

VS.

CRAIG MARTIN

filed May 31, 1989
@ 11:50 A.M.

Tax and entry paid	$50.50
Pro Co. Pd 1/16/90	9.00
Surcharge Pd.	10.00
Pro Co Pd 2-7-90	5.00

COMPLAINT IN DIVOR CE UNDER SECTION 201 (c) OF THE DIVORCE C ODE.

June 28, 1989 Separation and Property Settlement Agreement filed.

Oct. 2, 1989 Affidavit of Consent of Plaintiff filed.

Jan. 10, 1990 Affidavit of Consent of Defendant filed.

Jan. 16, 1990 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 24, 1990 **DIVORCE DECREE FILED.**

And now, January 24, 1990, it is ordered and decreed that Sindee E. Martin, plaintiff, and Craig Martin, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

Feb 1, 1990 Notice of Election to Retake Maiden Name filed. (To be Known as Sindee E. Humes)

1989

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

484.

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

VS.

TIMOTHY G. GREEN

filed June 1, 1989
@ 10:46 a.m.

Tax and entry paid	$50.50
Sheriff's Costs	42.74
Pro Co Pd 6/19/89	9.00

CIVIL ACTION

1 copy sheriff.

June 29, 1989 Sheriff's Return filed. SERVED Timothy G. Green personally on June 14, 1989 at 4:15 PM by handing a copy of Complaint to him at his residence, 321 N. Brown, Titusville, Crawford County, PA.
So answers, Edgar D. Householder, Chief Dep.
Howard N. Stewart, Sheriff

And Now, July 19, 1989 at 1:46 p.m., upon praecipe of plaintiff attorney, with default notice copy attached, Judgment is hereby entered in favor of the plaintiff and against the defendant in the sum of Two Thousand Seventy Seven and 56/100 Dollars plus interest from May 30, 1989, and costs of suit for failure to plead.
Judgment entered - 7/19/89
G - 164

Debt --- $2,077.56
Int. from May 30, 1989
JUDGMENT
James F. Simmons,
Prothonotary

Revived To
A.D. 1993-343

Edward J. Krug, P.C.

485.

Alan E. Cech for
US of America

FEDERAL HOME LOAN MORTGAGE CORPORATION

vs.

CONSTANTINE E. PUCKLY, III, AN INDIVIDUAL, AND THE UNITED STATES OF AMERICA

Filed June 2, 1989
@ 11:00 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	26.00
Pro co pd 7/24/89	9.00
Pro Co Pd. 8/3/89	9.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

July 19, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared W. Perroz who being duly sworn according to law, deposes and says that on the 21 day of June, 1989, at 12:10 p.m., he served Comp mort fore., filed at No. 485 Term, 1989, Crawford County, Pennsylvania, upon defendant U. S. Atty. at 633 U. S. Post Office & Courthouse By making known the contents thereof to Debroah Harvey - clerk and handing to and leaving with her the certified copy of the received from Crawford.
So answer, W. Perroz, Deputy Sheriff
Eugene L. Coon, Sheriff
SERVED Constantine E. Puckly, III, personally on June 7, 1989 at 11:10 AM by handing copy of Complaint in Mortgage Foreclosure to him at his residence, 875 Rogers Ferry Road, Meadville, Crawford County, PA.
SERVED United States of America by deputizing the Sheriff of Allegheny County, PA as per his affidavit of service attached.
Served: June 21, 1989.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 21, 1989 Answer Of Defendant United States of America filed.

And Now, July 24, 1989 at 10:50 a.m. upon praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file a pleading and the damages are assessed at the sum of Fifteen Thousand Seven Hundred Eighty-Six and 54/100 plus interest and cost of suit.
P-31
judgment entered July 24, 1989
notice mailed to Defendant 7/24/89

Debt $15,786.54
Judgment
James F. Simmons,
Prothonotary

Aug. 3, 1989
And Now, Aug. 2, 1989 at 2:13 p.m., Judgment having been consented to by plaintiff and U. S. of America, it is hereby ordered, Adjudged and Decreed that a judgment be entered in favor of the plaintiff and against the Untied States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendant Constantine E. Puckly, III.

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

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment agaisnt the U. S. of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendatn in the within proceeding.

BY THE COURT,
P/ Richard Thomas, J.

Consented to by:
Susan S. White, Esq., counsel for plaintiff
Alan E.Cech, counsel for U S

Aug. 4, 1989 copies to Edward J. Krug, (Susan White) and Alan E. Cech (mail)

Judgment entered - 8/3/89
U - 183

CONSENT JUDGMENT
James F. Simmons,
Prothonotary

EX/1989-107

1989

Milton Becket Associates

486.

CORESTATES BANK OF DELAWARE, NA
1523 Concord Pike
Wilmington, Del 19803

Vs.

EARL R. ROBISON
Rt. 10 Box 28
Meadville, Pa. 16335

Filed June 2, 1989
@ 11:11 a.m.

Tax & entry Paid $ 50.50 ✓
Sheriff's Costs 13.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

June 13, 1989 Sheriff's Return filed. Not Found as to defendant, Earl R. Robison. Moved, no forwarding address.
So answer, Howard N. Stewart, Sheriff

1989

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

487.

BOZIC & THOMAS
R. Charles Thomas
for Deft. Artman

Culbertson, Weiss,
Schetroma & Schug
JOhn B. Brautigam
for dft. Gibson

JEANNE A. WILSON AND JOHN R. WILSON, HER HUSBAND

vs.

NANCY JEAN ARTMAN AND
WENDY LEE GIBSON
a/k/a LEE MITCH

Filed June 2, 1989
@ 2:03 p.m.

Tax & entry Paid $50.50

Sheriff's costs 22.00
Pro Co. pd. 2/4/92 7.00

Jury Trial Demanded

SUMMONS IN CIVIL ACTION

1 copy (sheriff)
1 copy (atty)

June 14, 1989 Writ Returned: SERVED Nancy Jean Artman on June 7, 1989 at 10:30 AM by handing copy of Summons to Millie Artman, her Mother, at their residence, 681 Ellis Ave., Meadville, Crawford Co. Pa. 16335

So answers, Robert M. Stevens, Dep.Sheriff
Howard N. Stewart, Sheriff

June 16, 1989 Appearance of Bozic & Thomas by R. Charles Thomas, Esq. for Defendant Nancy Jean Artman filed.

June 16, 1989 Rule upon Plaintiff to file Complaint issued.

June 19, 1989, Appearance of Culbertson, Weiss, Schetroma, and Schug, by John B. Brautigam, attorneys for defendant Wendy Lee Gibson, filed.

June 20, 1989 Service of the foregoring Rule is hereby accepted by Christopher Youngs.

June 29, 1989 Acceptance of Service of Writ of Summons filed. I, John B. Brautigam, Esquire, counsel of record for the Defendant, Wendy Lee Gibson, hereby accept service of the Writ of Summons on behalf of said Wendy Gibson, only. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.
John B. Brautigam

July 10, 1989 Complaint in Civil Action filed.

July 10, 1989 Notice of Service of Interrogatories and Request for Production filed.

Sept. 12, 1989 Stipulation Amending Plaintiffs' Complaint filed.

Sept. 14, 1989 Amended Complaint in Civil Action filed.

Sept 18, 1989 Answer, New Matter and New Matter Pursuant to Pa. R.C.P. 2252(d) of Defendant Wendy Lee Gibson to the Amended Complaint of Plaintiffs filed.

Oct. 4, 1989 Notice of Deposition of Oral depositions of Nancy Jean Artman and Wendy Lee Gibson a/k/a Lee Mitch filed.

Oct. 25, 1989 Certificate Of Service of Answers to Interrogatories and Request for Production of Documents filed.

Nov. 2, 1989 Reply To New Matter Of The Defendant, Wendy Lee Gibson a/k/a Lee Mitch filed.

Nov. 2, 1989 Answer To Amended Complaint filed.

Nov. 29, 1989 Plaintiff's Reply To New Matter Of Defendant Wendy Lee Gibson filed.

Jan. 25, 1990 Notice that Interrogatories and a Request for Production of Documents and Things were served.

June 15, 1990, nOtice of Service of Plaintiffs Answers to Interrogatories of Defendant Nancy Jean Artman and Defendant Wendy Lee Gibson, filed.

Jan. 29, 1992 Upon Praecipe of Plaintiffs attorney the above entitled action marked settled and discontinued of record.

Kathleen R. Nelson

488.

DINA A. SCHENBERG

vs.

GLENN S. RADICELLA

Filed June 2, 1989
@ 2:27 p.m.

Tax & entry Paid $50.50 ✓
John Fuller, Mediator
Mediation Costs 140.00

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

ORDER OF COURT:

You, Glenn S. Radicella, have been sued in court to obtain custody ofthe children, Benjamin Stewart Radicella and Angela Ann Radicella.

You are ordered to appear in person at the time and place selected by JOHN FULLER, CUSOTDY MEDIATOR.

If you fail to appear as provided by this order, an order for custody, partialcustody, 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 whree you can get legal help.

C rawford County Bar Assoc. c/o prothonotary Office, Meadville, pa. 16335 Tele: 814 724-4636
Dated: June 7, 1989

BY THE COURT,
P. Richard thomas, J.

Aug. 10, 1989 Order ifled. AND NOW, August 10, 1989, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Benjamin Stewart Radicella and Angela Ann Radicella shall be shared between the mother and the fathr, that is each parent shall be entitled full access to school records, medical records and other important decisions.

II. Physical custody of Benjamin Stewart Radicella and Angela Ann Radicella shall be with their mother, Dina A. Schenberg, subject to the following conditions:

A. The father shall be entitled to visit and take the children in his custody ecery other weekend during the months of September through May from 4:30 p.m. Friday until 9:30 p.m. Sunday evening. The father's first weekend visit unde rthis order shall being Friday, September 8, 1989.

B. Beginning with the Summer of 1990 and each Summer thereafter the father shall be entitled to have the children in his custody for two separate three week periods (making a total of six weeks) and unless otherwise agreed to by the parties, the father's six weeks shall be the first three weeks of July and the first three weeks of August. The first three weeks shall be those weeks in a particular month in which the first three Sundays fall an dunless otherwise agreed by the parties the weeks shall begin Sunday morning at 8:00 a.m. and end Saturday evening, in the third week, at 9:00 p.m. During the Summer months of June, July and August, neither mother nor father shall be entitled to weekend visits with the children, when the children are in the custody of the other parent.

C. Holidays shall be defined as Christmas, Easter, and Thanksgiving. In 1989 and odd years thereafter, the children shall spend Christmas Day with mother and Easter Sunday and Thanksgiving Day with father. In 1990 and even years thereafter, the children shall spend Christmas Day with father and Easter Sunday and Thanksgiving Day with mother. In addition, the children shall spend five days from December 26th through December 30th each year with their father.

D. Neither mother nor father shall say or do anything in an attmept to turn the children against the other parent, but on the toher 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 th eother 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 orde runless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

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

Robert L. Walker, J

Aug. 10, 1989 Copy of order put in Kathleen Nelson and John Fuller's box and copies mailed to Plaintiff and defendant.

1989

Dale, Woodard, Montgomery, Greenfield, & Pemrick
Ralph L. Montgomery Jr.

489.

INSILCO CORPORATION

vs.

LARRY E. BRUNER AND KATHY M. BRUNER, HIS WIFE

Filed June 2, 1989
@ 3:39 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	28.15
Pro Co Pd 9/5/89	9.00

ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

June 2, 1989, Affidavit of Service filed. The undersigned being first duly sworn according to law, deposes and says:

1. Deponent is an adult citizen and resident of 340 Pinoak Drive, Franklin, Pa. 16323.
2. Deponent is counsel for the plaintiff in mortgage foreclosure proceeding....
3. Deponent, on behlaf of the plaintiff, has complied with provisions of the H. E. M. A. Act of 1983 and the regulations pertaining thereto as well as the provisions of the Loan Int. and Protection Law by service on each of the defendants....
4. Exhibit "A" was deposited by ordinary mail, postage prepaid and in separate envelopes addressed for delivery to each defendant on Jan. 31, 1989.
5. Exhibit "B" was deposited int he U. S. mail on Jan 31 1989 postage prepaid and properly addressed for cert. mail. to each defendant at R. D. #2, Box 199, Guys Mills, pa. 16327, being last known address.
6. Exhibit "A" was not returned by postal authorities.
7. The defendants each accepted service of separate delivery to them....
8. The defendants have not cured the default as set forth...
9. The defendants' application for Emerg. Homeowners Mort. Assistance has been rejected as will appear by reference to Exhibit "D" attached hereto..... (for complete affidavit, see paper filed)

Ralph L. Montgomery, Jr.

June 28, 1989 Sheriff's Return filed: SERVED Larry E. Bruner on June 12, 1989 at 9:09 A.M. by handing copy of Complaint to Jennifer Bruner, adult daughter, at their residence, R.D.#2, Box 199, Guys Mills, Crawford Co., Pa.

SERVED Kathy Bruner on June 12, 1989 at 9:10 A.M. by handing copy of Complaint to Jennifer Brunner, adult daughter, at residence, R.D.#2, Guys Mills, Crawford Co., Pa.

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

And Now, Sept. 5, 1989, Upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants, for failure to answer, in the sum of Thirty Seven thousand One Hundred Sixty Nine and 69/100 Dollars, with interest from Jan. 31, 1989 at per diem rate of $5.87, and costs

Judgment entered - 9/5/89
B - 104, 104

Debt.....$37,169.69
Int. from 1/31/89
JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1989 - 91

1989

NW Legal Services
Margaret EGlinton

490.

CATHY BAIRD-SKORNICKEL

vs.

RAYMOND E. SKORNICKEL

Filed June 5, 1989
@ 9:17 a.m.

Tax & Entry $50.50
Sheriff's Return 23.50

PETITION FOR PROTECTION FROM ABUSE

3 copies (atty)

ORDER:

AND NOW, this 5 dayof June 1989, upon presentation and consideration of the within petition, a hearing thereon is scheduled for the 9 day of June 1989, at 3:00 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

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

The defendant is excluded immediately and forthwith from the marital residence which is located at 105 Asbury Manor East Meadville, Pa. pending the hearing sc heduled above. All keys to the marital residence are to be given forthwith to the plaintiff.

The Crawford county Sheriff Dept. is directed to serve a cert. copy of this petition and order upon the defendant. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

The City of Meadville Police Dept. and/or the State police of the Com. of Pa. are directed toenforce this order and to prevent the return of the defendant to the aforesaid premises by an appropriate means.

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

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

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

Crawford County Bar Association, Ser. tothe Public Comm. c/o Prothonotary, Courthouse, Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
P. Richard Thomas, J.

June 6, 1989 Sheriff's Return filed. SERVED Raymond E. Skornickel on June 6, 1989 at 9:50 Am at R.D.#2, Box 56, Conneaut Lake, Crawford County, PA the residence of his authorized agent, Marguerite W. Hughes, as per her signed Acceptance of Service attached.
So answers, Howard N. Stewart, Sheriff

June 13, 1989, Motion for Continuance and Order filed. ORDER: AND NOW, this 12 day of June 1989 upon presentation and consideration ofthe within Motion, the Protections From Abuse hearing is continued until the defendant is able to be present. Hearing to be reset upon motion of either party.

BY THE COURT,
P. Richard Thomas, J.

4 copies (atty)

June 16, 1989 Motion For Hearing and Order filed. AND NOW, this 16th day of June, 1989, upon presentation and consideration of the within Motion, the Protection from Abuse hearing is scheduled for the 22nd day of June, 1989, at 2:30 p.m., o'clock in Courtroom #1 or #2 of the Crawford County courthouse, in Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

7 copies atty.

June 23, 1989 ORDER filed. AND NOW, June 22, 1989, after hearing, the Defendant is ORDERED not to physically or verbally abuse, harass or threaten to abuse the Plaintiff in any manner whatsoever. The Defendant is ORDERED not to go to any residence where the Plaintiff may be living for any purpose whatsoever, and he shall not contact the Plaintiff by telephone or otherwise except correspondence by mail, if necessary, to resolve any problems arising out of their marraige or any ultimate dissolution thereof.

The Meadville City Police or any other police department having jurisdiction are authorized to enforce this Order in accordance with the Protection From Abuse Act.

The record costs in this matter shall be paid by the Defendant.

This Order shall continue in full force and effect for a period of one (1) year from this date.

By Order Of The Court,
Robert L. Walker, Judge

June 27, 1989 Copy of Order to Atty. Margaret Eglinton, County control.

1989

Bettie J. Peterson-Muth 491.	HARRY BURCHARD vs. ALLISON BURCHARD Filed June 5, 1989 @ 11:01 a.m. Tax & entry Paid $50.25 ✓	APPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT MAGISTRATE - 30 - 3-03 June 5, 1989, Rule entered upon plaintiff to file complaint entered. July 5, 1989 Complaint filed. (1 copy atty)

492.

DEBRA DURRANT

vs.

JAMES DALE

Filed June 5, 1989
@ 12:15 a.m.

Indigent filing
Sheriff's Costs 36.59

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

And now, this 5 day of June 1989, upon review the petition of plaintiff, the court enteres the following temporary order.

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children named in the petition.

2. Special Conditions: Def. may not contact plaintiff 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 tothe police departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy ofthe 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 court. Liability for payment of fees and costs will be determined by the further order of this court.

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 set for June 9, 1989 at 3:30 p.m., in C. R. No. 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

June 6, 1989 Sheriff's Return filed. SERVED James Dale personally on June 5, 1989 at 4:36 PM by handing copy of the Protection From Abuse; Notice, Petition, and Order to him at his residence, 138 Erie Street, Linesville, cRawford County, PA.

So answers,

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

June 12, 1989 Order filed: AND NOW, June 9, 1989, after haring testimony from both of the parties, it appears that there is friction between the parties, it is the Court's opinion that these parties should not maintain contact with each other for a reasonable period of time.

Each party is, therefore, ORDERED not to go to the residence of the other or to any place where they know the other party will be and not to physically abuse, harass or threaten the other either in person or by telephone. Nothing in this Order shall prevent a contact between the parties provided a third person such as a counselor or a friend of both parties is present, agreeable to the parties.

The Plaintiff may go to the Defendant's residence at a time when the Linesville Police Officer is available to go with her to obtain such personal property as she asserts is hers, and which the Defendant agrees is hers. This Court is not at this time and will not in this proceeding make any judgment as to any disputed personal property.

This Order shall remain in full force and effect for a period of four (4) months from this date.

Costs in this proceedings shall be borne by Crawford County.

Any police officer or police department shal enforce the terms of this Order in accordance with the Protection from Abuse Act.

It is the intention of this Order to at least for this period of time terminate the physical disputes between the parties and neither party shall file additional charges of any kind arising out of the same incidents or arising out of the disputes between the parties from the from the time of their marriage to this date.

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

June 12, 1989 Copies of order mailed to Plaintiff, Defendant, D.J. and Co. Control.

1989

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

493.

AMERICAN FEDERAL SAVINGS

vs.

GREG G. HARMAN AND JEAN M. HARMAN

Filed June 5, 1989
@ 3:31 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	19.00
Pro Co pd 9/6/89	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)
2 copies (atty)

June 5, 1989, Affidavit of Non-Military Service of defendants filed.

June 13, 1989 Sheriff's Return filed. On June 7, 1989, no one found to be in possession of mortgaged proeprty of Greg G. Harmon and Jean M. Harman located at R.D.#6, Morgan Street, a/k/a Lamont Drive, Meadville, Crawford County, PA. House vacant.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 18, 1989 Complaint Reinstated.

Aug 22, 1989 Affidavit of Service filed: I , Erwyn Glanz, being duly sworn according to law depose and says that I did on the 27th day of July, 1989, at o'clock 6 PM, personally deliver a certified copy of the Complaint in the Above captioned matter to Greg G. Harmon, Defendant in the above matter, at his place of residence at c/o Celia Cook, 52 Filey Street, Windsor, Connecticut 06095.
Further Deponent saith not.
Erwyn Glanz, Deputy Sheriff

And Now, Sept. 6, 1989 at 11:32 a.m., upon praecipe of plaintiff's attorney, judgment is hereby entered in favor ofthe plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Thirteen Thousand Six Hundred Sixty-five and 28/100 plus interest and cost of suit.
H-74-94
Judgment entered Sept. 6, 1989

Debt $13,665.28
Int. from May 31, 1989
Judgment
James F. Simmons
Prothonotary

Ex 1989-94
Ex 1989-117

Feb. 12, 1990 Affidavit of Service filed. I, Charles J. Swick, atty. for plff. in the above action do hereby verify that on Nov. 22, 1989, I mailed a true and attested copy of the Complant and Mortgage Foreclosure in the above action to the defendant Jean M. Harman by cert. mail posted at the Meadville, Pa. Post Office and addressed to the def. last known address, namely p.O. Box 61674, Fairbanks, Alaska 99701. Said certified mail item was delivered to dft's address on Dec. 1, 1989. The receipt for cert. mail being attached hereto as Exhibit A; said receipt was signed for on Dec. 1, 1989 by one Marie mutz, authorized agent for Jean M. Harman. Charles J. Swick Esq.
Dated: 2/7/90

494

1989

Howard T. Sterling 494.	CHARLOTTE WHITING, ADMINISTRATRIX OF THE ESTATE OF SARAH D. OVERTON, a/k/a SARAH D. CALDWELL, DECEASED vs. HAMOT MEDICAL CENTER and DR. D. D. ZONE Filed June 6, 1989 @ 9:44 a.m. Tax & entry Paid $50.50 ✓	COMPLAINT IN TRESPASS 2 copies (atty) (Jury Trial Demanded)

1989

George Monroe Schumann

Dickie, McCamey & Chilcote PC

495.

James H. Joseph, PC

5/3/90 Recd. $160.00 from Defendants

5/8/90 Paid $160.00 to Crawford County Comm. Check 5544

LIGHTHOUSE COVE OWNERS' ASSOCIATION

vs.

TITLE-CO., INC.

Filed June 6, 1989
@ 10:41 a.m.

Tax & entry Paid $50.25 ✓
Pro Co Pd 8-18-89 9.00 ✓
Pro Co Pd 11-8-89 15.00 ✓
Pro Co Pd 12/20/91 6.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, MAGISTRATE, 30-3-02

June 6, 1989, Rule entered upon plaintiff to file complaint entered.

June 9, 1989 Proof of Service filed.

June 23, 1989, Complaint filed. 2 copies (atty)

July 14, 1989, Affidavit of Service by Mail filed.Before me, the undersigned authority, personally appeared George Monroe Schumann, Esq., who deposes and says that he mailed a copy of the complaint in the above case to James H. Joseph, Esq. atty. of record for the defendant, Title-Co, Inc. at 1214 Frick Bldg, Pittsburgh, Pa. 15219-6002, on the 28 day of June 1989, by Cert. Mail, Ret. Rec. REq. A copy of the signed Ret. Receipt is attached hereto and marked as Exhibit "A".
George Monroe Schumann, Esq.

Aug. 15, 1989 Answer filed.

AND NOW, Aug 15, 1989 @ 3:28 P.M. Upon praecipe of Plaintiff's Attorney with Notice of Entry of Judgment, Certificate that Notice was Proviced and Proof of Service attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for failure to filed an Answer in the above-captioned case.
T-185
JUDGMENT
James F. Simmons
Prothonotary

Aug 18, 1989 Notice of Judgment mailed defendant.

Sept. 1, 1989, Petition to Strike Default Judgment, Notice of Presentation of Petition to Strike Default Judgment, Order striking Default Judgment, Declaration of Service filed. ORDER: AND NOW, to wit, this 1st day of September, 1989, upon consideration of the within and foregoing Petition to Strike Default Judgment, and upon motion of James H. Joseph, Esq., it is hereby ORDERED, ADJUDGED AND DECREED that the default judgment erroneously entered by Prothonotary of this court on August 15, 1989, against the defendant Title-Co, Inc., shall be, and it hereby is, stricken.
BY THE COURT,
Robert L. Walker, J.

Sept. 1, 1989, copies of order to Attys. G. Schumann, and James H. JOseph.

Nov 6, 1989 Attorney for Plaintiff filed Praecipe for Arbitrators, whereupon the following Arbitrators are appointed:

PAUL D. SHAFER, JR., Chairman

CHRISTOPHER J. YOUNGS

EMIL SPADAFORE, JR.

Dec. 5, 1989 Arbitrators Take The Qualifying Oath.

Apr. 6, 1990 DECISION of the ARbitrators filed in which they find: for the plaintiffs in the amount of $4,161.01 plus costs and interest from this date.
Decision entered - 4/6/90
T - 185
DECISION OF ARBITRATORS
James F. Simmons, Pro.

Apr. 6, 1990, copy mailed to Atty. Joseph and copy given to Atty. Schumann.

May 3, 1990, Notice of Appeal from Decision of the Arbitrators, of defendant and Service filed. (notice sent to plaintiffs attorney on 5/3/90)

May 23, 1990 Certificate Of Readiness filed.

ON OCTOBER 1990 TRIAL LIST

Sept. 24, 1990 Defendant's First Request For Production of Documents filed.

Sept. 26, 1990 ORDER filed. AND NOW, Sept. 24, 1990, at the call of the nonjury trial list, counsel for Defendant advises there are three or four other companion cases raising substantially the same issues and that expeditious judicial proceeding would require all to be consolidated. Accordingly, this case is continued generally and the Court Administrator is DIRECTED to set a trial date after Jan. 1, 1991. It shall be the responsibility of counsel for the present Defendant to move the Court for consolidation when the companion cases are ready for trial.
By Order Of The Court,
P. Richard Thomas, S.J.
Sept. 27, 1990 Copy of Order to Attys. George Monroe Schumann, James H. JOseph.

Oct. 5, 1990, ORDER SETTING NONJURY TRIAL filed. and Now, Oct. 5, 1990 nonjury trial in the above matter is hereby set for Jan. 30, 1991 at 9:00 a.m. c. r.No. 1 or 2, of the Crawford County Courthouse.
FOR THE COURT,
Imogene Yetman, Ct. Adm,
Oct, 5, 1990, copies to G. Schumann, J. Joseph and Wm. Gregg.

On February 1991 Trial List

Jan. 23, 1991, Plaintiff's Pre-Trial Statement filed.

RECORD CONTINUED ON PAGE 565.....

1989

Knox McLaughlin Gornell & Sennett PC
Richard A. Lanzillo

496.

Michael Halliday

STATE FARM INSURANCE COMPANIES

vs.

CLIFFORD A. REEGER

Filed June 6, 1989
@ 10:48 a.m.

Tax & entry Paid	$45.50
Bal. pd 6/9/89	5.00
Sheriff's costs	15.50
Sheriff's Costs	81.50
Pro for Co.pd 1/11/90	5.00

COMPLAINT

1 copy (atty)

June 30, 1989 Sheriff's Return filed. Not Found as to defendant Clifford A. Reeger. Possibly living on Cascade St., in Erie, PA.
So answers, Howard N. Stewart, Sheriff

July 20, 1989 Complaint Reinstated.

Aug. 30, 1989 Preliminary Objections filed.

Sept 1, 1989 Sheriff's Return filed: Before me the undersigned authority, personally appeared Roger Gunesch, Deputy, who being duly sworn according to law, deposes and says that on the 1st day of August, 1989, at 11:15 A.M. he served a Complaint filed at AD 1989-496, Crawford Co., Pennsylvania, upon defendant Clifford A. Reeger, at 1400 W. 20th St., Erie Co., Erie, Pa. by making known the contents thereof to him and handing to and leaving with him the certified copy of the Complaint received from Crawford Co.,
Roger Gunesch, Deputy Sheriff
SERVED Clifford A. Reeger by deputizing the Sheriff of Erie County, Pa as per his affidavit of service attached.
Served: August 1, 1989.
So answers, Howard N. Stewart, Sheriff

Jan. 11, 1990 Upon Praecipe of Plaintiff's Attorney, Richard A. Lanzillo, this case is marked discontinued of record.

1989

Altomare & Barnhart
Joseph E. Altomare

497.

Ruthanne Beighley

8/10/89 Recd #70 on Form
DEFENDANT
Recd 9-6-89
$70.00
Vivian Stolby
2/13/90 Recd #70.00 From
PLAINTIFF
Recd 2-1-90
$70.00
Vivian Stolby

JOSEPH C. BARNHART

vs.

SHARON L. BARNHART

Filed June 6, 1989
@ 11:56 a.m.

Tax & entry Paid $50.50 ✓
John Fuller, Mediator 140.00
Pro Se Pd 2/13/90 9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (mediator)
2 copies (atty)

ORDER OF COURT:

You, Sharon L. Barnhart, Dft, have been sued in court to obtain custody partial custody the children: Brennan J. Barnhart and Devon D. Barnhart.

JOHN FULLER is appointed cusotdy mediator and is hereby directed to hold such cusotdy mediation conferences as the mediator deems appropriate and to make recommendations thereafter to this court. The parties are ordered to appear before the custody mediator at such times as the mediator shall direct and to bring with them the children.

Upon consideration of the attached Complaint and Motion for Temporary Ex-Parte Custody Order, plff. and dft. are hereby awarded joint legal custody of the children and plaintiff is awarded physical custody of the children pending further custody mediation and order of court. Pending such further order of court, defendant shall have partial custody privileges of the children as the parties shall mutually agree but in no event less than the period commencing Fri. June 9 1989 at 5:00 p.m. and continuing through Sunday, June 11, 1989 at 8:00 p.m. and every other weekend in the same manner thereafter. Plaintiff shall deliver the children to defendant at the times stated provided, upon defendant's relocation to Pittsburgh, the delivery time shall be extended until 8:00 p.m. Defendant shall provide for the return of the children to Father's residence at the times indicated.

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

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

Crawford County Bar Assoc. Ser. tot he Pub. Comm. c/o Prothonotary, Courthouse, Meadville, pa. 16335
814 724-4636.
Date: jUne 6, 1989

BY THE COURT,
Robert L. Walker, J.

June 14, 1989 Affidavit Of Service filed. Before me, the undersigned officer, personally appeared Claude Lemley, who, being first duly sworn accor ding to law, deposes and says that he did serve an Order of Court dated June 6, 1989 with attached Complaint for Custody and Motion for Ex- Parte Temporary Custody Order upon the Defendant Sharon L. Barnhart, by: personal service directly upon the Defendant at her residence of 406 E. Main Street, Titusville, PA, 16354 at 7:30 o'clock p.m., on June 8, 1989.

Claude Lemley

June 19, 1989 Appearance of Ruthanne Beighley for Defendant filed.

July 6, 1989 Answer to Complaint for Custody filed.

July 18, 1989 Order filed: AND NOW, July 17, 1989, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Brennan Joseph Barnhart and Devon Daley Barnhart shall be shared between the mother and the father, that is, each parent shall be entitled to take part fully in decisions affecting the children's education, medical treatment, religious instruction and other such important decisions, and each parent shall be entitled to full access to school records, medical records and other important records.

II. Physical custody of Brennan Joseph Barnhart and Devon Daley Barnhart shall be shared between the parents as follows:

A. The children shall reside with the father at the father's home in Crawford County, Pennsylvania until July 18, 1989, subject to the mother's right to have the children in her custody July 8th and July 9th, as previously agreed between the parties.

B. From July 18, 1989 until August 28, 1989 the children will be in the custody of the mother from Tuesday at 5:00 p.m. until Saturday at 5:00 p.m. each week, and the custody of the father from Saturday at 5:00 p.m. until Tuesday at 5:00 p.m., each week.

C. Beginning August 28, 1989, the children shall reside with their mother, subject to the following conditions:

(1) The father shall be entitled to visit and have the children in his custody three weekends each month from 8:00 p.m. Friday until 8:00 p.m. Sunday. The three weekends shall be the second, third and fourth weekends of each month unless otherwise agreed between the parties. The second, third and fourth weekends shall be the weekends on which the second, third and fourth Friday of each month fall.

(2) Beginning with the Summer of 1990, and each Summer thereafter, the children shall spend eight (8) weeks with the father, which unless otherwise agreed upon, shall be from June 15th until August 15th, each Summer. During this eight week Summer period, the mother shall be entitled to have the children in her custody for a minimum of three weekends from 8:00 p.m. Friday until 8:00 p.m. Sunday.

(3) Holidays shall be defined as Mother's Day, Father's Day, the children's birthdays, Thanksgiving, Christmas and Easter. The children shall spend each Mothere's Day with their mother and each Father's Day with their father. In 1989 and odd years thereafter the children shall spend Thanksgiving, Easter and the children's birthdays with the mother and Christmas Day with the father. In 1990 and even years thereafter, the children shall spend Thanksgiving, Easter and the children's birthdays with the father and Christmas Day with the mother. Holidays shall take precedence over weekend and other custody arrangements.

(4) Transportation shall be shared between the mother and the father and unless otherwise agreed between the parties, the parent receiving custody of the children shall furnish the 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 wellbeing.

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

IV. Cost of the mediation conference shall be equally divided between the parties.

P. Richard Thomas, Judge

July 19, 1989 Copies of order mailed to Attys. Altomare and Beighley and plaintiff and defendant and copy put in Atty. Fuller's box.

Watts, Pepicelli,
Youngs & Youngs
Christopher J. Youngs

498.

STEFANIE M. PIERCE

vs.

DANIEL E. PIERCE

Filed June 7, 1989
@ 9:14 a.m.

Tax & entry $50.50

PETITION FOR RELIEF UNDER PROTECTIONS FROM ABUSE ACT

1 copy (atty)

RULE TO SHOW CAUSE AND ORDER SETTING HEARING:
AND NOW, this 7 day of June 1989, upon consideration of the within Petition, Rule is hereby issued upon the defendant to appear and show cause why the relief requested by the plantiff, Stefanie M. Pierce, should not be granted and defendant prohibited from abusing plaintiff and defendant bound from the marital residence. Rule Returnable and hearing on the within Petition shall be held on June 9, 1989 at 2:30 p.m. in C. R. No. 1 or 2, Crawford County Courthouse, Meadville, Pa.

A certified copy of this order may be served upon defendant by any law enforcement officer or other competent adult, personally or by regular mail.

BY THE COURT,
P. Richard Thomas, J.

June 9, 1989 Motion To Continue filed. AND NOW, June 9, 1989, at the time set for hearing on Plaintiff's Petitions, it appearing that service has not been made upon Defendnat, hearing upon Plaintiff's Petition to Prohibit Unilateral Disposition of Employment Benefits, at No. A.D. 1989-449, and Plaintiff's Petition for Protection From Abuse, at No. A.D. 1989-498, is continued to June 23, 1989, at 1:30 o'clock p.m., in Courtroom number 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

The temporary Order of June 5, 1989, at No. A.D. 1989-449 prohibiting attempts by the parties to dispose of Defendant's employment benefits is continued until further Order of this Court.

The Court will impose costs for filing fees and other costs at the time of hearing upon the Petition for Protection From Abuse at No. A.D. 1989-498.

BY THE COURT,
P. Richard Thomas, J

June 15, 1989 Copy of order put in Christopher Youngs box.

June 20, 1989 Affidavit of Service filed: I, Joseph A. Whiteside, heeby certify that I served a copy of the Complaint in Divorce, Complaint for Custody, Petition for Protection from Abuse, Petition to Prohibit Unilateral Disposition of Employment Benefits, and an Order of Court to Continue the Hearing upon Defendant, Daniel E. Pierce, at his parent's home on Star Route, Meadville, Pennsylvania on June 15, 1989 at 8:20 P.M., by handiang the same to him personally. I understand that false statements herein are made subject to the penalties to 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.
Date: 6-20-89 Joseph A. Whiteside
(See paper filed at AD 1989-449)

June 27, 1989 Order filed: AND NOW, June 23, 1989, the Court having been advised that service of this petition to prevent abuse was made upon the defendant, the Court notes the defendant fails to appear.

ACCORDINGLY, The prayer of the petition is granted and the defendant is prohibited from abusing, threatening or annoying the wife. The wife is granted exclusive possession of the marital residence and the defendant is excluded and prohibited from coming to or occupying the premises. The plaintiff is granted temporary custody of the parties' minor children, without prejudice to the right of the defendant/husband to petition for custody or visitation and have the matter initially considered by a Custody Mediator.

The defendant is precluded from harassing the plaintiff or the children by telephone or through other persons.

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

Any Police Officer having reasonable grounds to believe the terms and conditions of this Order have been violated shall have the authority to promptly apprehend the defendant and produce him for immediate arraignment before a District Justice of the Peace and promptly notify the Court to schedule an emergency hearing.

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

June 28, 1989 Copy of order put in Atty. Youngs' box, copy mailed to defendant and copy given to Co. Control.

July 14, 1989, Motion to Impose Costs Upon Defendant and Order filed.
ORDER: 7/13/89 Motion Granted.

P. Richard Thomas, J.

July 17, 1989, copy of order to Atty. Youngs.

1989

Stephen E. Hall
Allen and Hall

499.

KARLA J. NOBLES

vs.

SAMUEL H. NOBLES

Filed June 7, 1989
@10:02 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
Pro Co pd 10/26/89	9.00 ✓
State pd 10/26/89	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES, AND COSTS

1 copy (atty)

June 7, 1989, Motion for Hearing on Plaintiffs' Claim for Alimony Pendente Lite, Counsel Fees and Costs, and order filed. ORDER:: AND NOW, June 7, 1989, upon consideration of the foregoing motion, a hearing on plaintiff's claim for alimony pendente lite, counsel fees and costs is hereby set for June 30, 1989, at 2:00 p.m., local prevailing time in C. R. Crawford County Courthouse, Meadville, pa. Plaintiff is hereby directed to serve a true and correct copy of her motion and this order upon the defendant along with the complaint in divorce which service shall be effected so as to give defendant at least ten days notice of the date of hearing.

1 copy (atty) BY ORDER OF THE COURT,
P. Richard Thomas, J.

June 7, 1989, copy of order to S. Hall, Esq. (box)

July 6, 1989 Order filed. AND NOW, July 30, 1989, the matter is before the Court on a Petition for Alimony Pendente Lite and counsel fees. The Court is aware that a Domestic Relations Order entered June 20, 1989 requires the payment of $111.00 per week for support of three children from the defendant's estimated net income of $430.00 per week. The parties are hopelessly in debt to the INternal Revenue Service and the wife is temporarily receiving Public Assistance and Food Stamps. The wife has three children and the husband has one child. ACCORDINGLY, Under all these circumstances, the Court directs the defendant to pay alimony pendente lite in the amount of $70.00 per week commencing the week of July 2, 1989, with said alimony pendente lite to run for a period of no longer than four (4) months without further Order. The court is advised by the wife that she is applying for employment an donce she is employed, she shall furnish her husband copies of her checks, reflecting gross and net income from employment for the first five weeks after she secures employment

The defendant is also directed to pay counsel fees in the amount of $300.00 by August 1, 1989 and an additional $150.00 by September 1, 1989 to apply on counsel fees.

The Court notes that there is a Domestic Relations Order for support of threee children at D.R. 1989 - 253, requiring a weekly payment of $111.00 The Court directs that the husband in this case pay the support obligation ordered above through the Domestic Relations Section so that an adequate record of both child and spousal alimony pendente lite can be maintained.

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

July 10, 1989 Copies of order put in Stephen Hall and Dom Rel's box and copy mailed to defendant.

Oct. 26, 1989 Affidavit Of Service filed. Stephen E. Hall, Esq., hereby verifies that he is attorney for Plaintiff, KARLA J. NOBLES, in the above-captioned divorce matter and that on June 5, 1989, he caused to be mailed a true and correct copy of the Complaint in Divorce by certified mail, restricted delivery to his place of residence and that he received in due course the return receipt card dated June 9th 1989, indicating the signature of the Defendant or his authorized agent. The orginial receipt for certified mail and return receipt card are attached hereto.

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

Date: 10/26/89 Stephen E. Hall

Oct. 26, 1989 Affidavit of Consent of Plaintiff filed.

Oct. 26, 1989 Affidavit of Consent of Defendant filed.

Oct. 26, 1989 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.

Nov. 9, 1989 **DIVORCE DECREE FILED.**

And now, November 9, 1989, it is ordered and decreed that Karla J. Nobles, plaintiff, and Samual H. Nobles, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

500.

THE FIRST NATIONAL BANK
OF PENNSYLVANIA
940 Park AVe
Meadville, Pa. 16335

vs.

ROBERT C. RIORDAN
LINDA L. RIORDAN

Filed June 7, 1989
@ 1:13 p.m.

Pro Simmons Paid	$9.00
plff on orig.	14.50

AGREEMENT TO REVIVE

of

DSB 1984 - 647

The undersigned hereby agrees that the judgment entered on Aug. 8, 1984 to DSB 1984 - 647 be indexed; prothonotary has entered this judgment of revival in the amount of Fifty Three Thousand Dollars plus costs.
Revival entered - 6/7/89
Debt.....$53,000.00
Dated....May 31, 1989
R - 144, 104 - -JUDGMENT

James F. Simmons,
Prothonotary

July 22, 1992 This Lein satisfied.
(see paper filed)

1989

501.

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

WALTER L. JOHNSTON
JUDITH E. JOHNSTON

Filed June 7, 1989
@ 1:13 p.m.

Pro Simmons Paid	$9.00
plff on orig	19.50

AGREEMENT TO REVIVE

of

DSB 1984 - 648

The undersigned hereby agree that the judgment entered on Aug. 8, 1984 to DSB 1984 - 648, be revived; Revival entered by Prothonotary in the amount of Fifty Three Thousand Dollars plus costs.

Revival Entered - 6/7/89
Debt..... $53,000.00
Date.....May 31, 1989
J - 227, 224....JUDGMENT

James F. Simmons,
Prothonotary

July 22, 1992 This Lien satisfied.
(see paper filed)

Spadafore, Vardaro
& Walker
Emil M. Spadafore Jr.

502.

RICHARD C. CAMPBELL

vs.

LINDA S. CAMPBELL

Filed June 7, 1989
@ 3:10 p.m.

Tax & entry Paid $50.50 ✓
JOHN FULLER, Mediator
Mediation Costs 140.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Linda S. Campbell, dft, have been sued in court to obtain cusotdy ofthe children: David Charles Campbell, Melissa Sue Campbell, and Joseph Allen Campbell.

You are hereby ordered to appear in person for a mediation conference before JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and place as mediator may specify.

You are further ordered to bring with you the children,

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

Temporary custody ishereby awarded pending outcome of conference.

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

Crawford County Bar Assoc. Ser. to the Public Comm.
c/o Prothonotary Office, Meadville, Pa. 16335 814 724-4636
Date: 6/9/89 BY THE COURT,
P. Richard Thomas, J.

Oct. 25, 1989 Order filed. AND NOW, October 25, 1989, after mediation conference before, John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of David Charles Campbell, Melissa Sue Campbell and Joseph Allen Campbell shall be shared between the mother and the father, that is each parent shall be entitled to full access to school records, Medical records and other important records and that each parent shall be entitled to take part fully in decisions affecting the children such as their education, medical treatment, relgious instruction and other such important decisions.

II. Physical custody of David Charles Campbell, Melissa Sue Campbell and Joseph Allen Campbell shall be with their mother, Linda S. Campbell, subject to the following conditions:

A. The father, Richard C. Campbell, shall be entitled to visit and have the children in his custody every Wednesday afternoon and evening beginning October 25, 1989 from 4:00 p.m. until 7:00 p.m.

B. During these Wednesday visits of the children with their father, Joyce Turk shall be not be present in the home.

C. The children are encouraged to attend Wednesday evening or Sunday evening activities at the Bible Baptist Church.

D. Neither mother nor father shall say or do anything in an attempt to turn the children agains tthe 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 one or both of the children and both parents agree to furnish the other with a current telephone number.

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

IV. This order is entered without prejudice to the right of either party to request a further mediation conference at an ytime after April 1, 1990 to review this order.

V. Cost of the meidation conference shall be paid by Crawford County.

Robert L. Walker,

Oct. 25, 1989 Copies of order put in Emil Spadafore, Gerald Sullivan and John Fuller's box.

1989

Jorden & White
Harry Faber White II

503.

SHARON L. REIDA

vs.

DAVID L. REIDA

Filed June 7, 1989
@ 3:14 p.m.

Tax & entry Paid	$50.50
Pro Co Pd 9/28/89	9.00
State Pd 9/28/89	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)-DIVORCE CODE

1 copy (atty)

June 28, 1989 Acceptance of Service filed. AND NOW, this 22nd day of June, 1989, comes the Defendant, David L. Reida, and swears that he accepted service of a Divorce Complaint under Section 201(c) of the Divorce Code and a Notice to Defend and Claim Rights in the above captioned matter on the 22nd day of June, 1989, at the law firm of Jorden & White, 966 South Main Street, Meadville, Pennsylvania, 16335, with the full force and effect of service under the Divorce Code of Pennsylvania.
David L. Reida

Sept. 27, 1989, Affidavit of Consent of plaintiff filed.

Sept. 27, 1989, Affidavit of Consent of defendant filed.

Sept. 27, 1989 Upon praecepe of plaintiff attorney, to Transmit the Record, this case moved to court.

Oct. 9, 1989 **DIVORCE DECREE FILED.**

And now, October 9, 1989, it is ordered and decreed that SHARON L. REIDA, plaintiff, and DAVID L. REIDA, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
Robert L. Walker, J

504

1989

Paul E. Allen Sidney M. Carlburg 504. BOZIC & THOMAS R. Charles Thomas for Deft. Jon Hood	THELMA M. RUSSELL; WILLIAM E. JACOBS, AND MYRLE J. MICHEL vs. NEIL R. CHAPMAN; TOM C. HOOD AND JON HOOD, HEIRS OF ELAINE CHAPMAN HOOD: AND PAM GOOD, HEIR OF MARTHA CHAPMAN POPPE Filed June 8, 1989 @ 3:24 p.m. Tax & entry Paid $50.50 ✓	ACTION TO QUIET TITLE 4 copies (atty) July 7, 1989 Appearance of Bozic and Thomas by R. Charles Thomas, Esq. for Defendant Jon Hood filed. Nov. 22, 1989 Answer to Plaintiffs' Complaint filed. (1 copy atty.) Mar. 12, 1990 Appearance of Paul E. Allen for Plaintiffs filed.

1989

William J. Gregg

505.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
Nancy M. Sennett

JAMES L. TARACZKOZY

vs.

PENNSYLVANIA NATIONAL LIFE INSURANCE COMPANY

Filed June 8, 1989
@ 3:39 p.m.

Tax & entry Paid $50.50 ✓
Sheriff's Costs 36.50
Pro.Co. pd.10/15/92 9.00

COMPLAINT.

1 copy (sheriff)

June 28, 1989 Sheriff's Return filed. AND NOW, June 13th, 1989 at 8:50 a.m. served the within complaint upon Penna National Life Insurance Company by personally handing to Kim Brady, Secretary/Receiptionist and adult in charge of the office at time of service. A true attested copy of the original complaint and making known to her the contents thereof at their place of business, 1900 Derry Street, Harrisburg, PA 17104. SERVED Pennsylvania National Life Insurance by deputizing the Sheriff of Dauphin County, PA as per his affidavit of service attached. SERVED: June 13, 1989.
So answers, Howard N. Stewart, Sheriff

July 5, 1989 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss, Esq. and Nancy M. Sennett, Esq. for defendant filed.

Aug. 14, 1989 Answer, New Matter and Counterclaim of Pennsylvania National LIfe Insurance Company to Plaintiff's Complaint filed.

Jan. 26, 1990, Reply to New Matter and Answer to Counterclaim filed. 1 copy (atty)

July 9, 1990 Notice Of service Interrogatories (First Set) and Request for Production of Documents (First Set) filed.

June 6, 1991 Certificate of Readiness filed.

~~ON OCTOBER 1991 TRIAL LIST.~~ Stricken, Oct 4, 1991

July 29, 1991 Motion to Strike Certificate of Readiness and to Compel Responses to Interrogatories and Requests for Production of Documents and Order filed: AND NOW, this 29th day of July, 1991, upon consideration of the foregoing Motion to Strike Certificate of Readiness and Motion to Compel Answers to Interrogatories and Requests for Production of Documents, it is hereby ordered, adjudged and decreed that said motions are granted, Plaintiff's Certificate of Readiness is stricken, and Plaintiff is hereby directed to serve Answers to Interrogatories and Requests for Production of Documents upon Defendants' counsel within 30 days of the date of this Order; failure to comply with this order will result in imposition of appropriate sanctions pursuant to Pa. R.C.P 4019.
By the Court,
Gordon R. Miller, J

July 30, 1991 Copies of order put in Attys. Gregg, Sennett and Weiss' boxes.

Oct. 4, 1991 Motion Of Pennsylvania National Life INusrance Company for Sanctions pursuant to Pa. R.C.P. 4019 and Order filed. And Now, this 4 day of October, 1991, upon consideration of the foregoing Motion of Pennsylvania National Life Insurance Company for Sanctions, it is hereby ordered, adjudged and decreed that said motion is granted, as follows:
1. Plaintiff is directed to serve Answers to Interrogatories and rEquest for Production of Documents upon defendant's counsel within 10 days of the date of this Order;
2. Plaintiff is here by disallowed to pose any objection to Interrogatories or Request for Production of Documents served by Defendants, and all Interrogatories shall be fully and completely answered;
3. Plaintiff is her eby directed to pay to Defendant's counsel the reasonable expenses incurred in obtaining the ori ginal Order of Complaince dated July 29, 1991, and incurred in obtaining this Order for Sanctions, including attorney's fees in the sum of $277.80, as supported by the attached statement for porfessional services rendered submitted by defendant's counse:
4. As a result of Plaintiff's failure to respond to discovery, and failure to comply with the pr prior Order of this Court dated July 29, 1991, this Court further orders that the Plaintiff shall execute IRS Form 4506 to obtain a copy of his income tax to be sent to the defendant within the same period of ten (10) days.
By the Court,
Robert L. Walker, S.J.

Oct. 8, 1991 Copies of order put in box for Atty's Gregg, Weiss & Sennett

Nov. 13, 1991 Notice Of Taking Depositions on Oral Examination Under Pa.R.C.P. No. 4007.1 of James L. Taraczkozy filed.

Mar. 24, 1992, Certificate of Readiness filed.

ON OCTOBER 1992 TRIAL LIST

April 29, 1992 Notice of Service filed.

July 31, 1992 Motion of Pennsylvania National Life Insurance Company for Summary Judgment filed.

July 31, 1992 Upon Praecipe of Defendant attorney this case placed on next Argument list.

ON SEPTEMBER 1992 ARGUMENT LIST

Aug. 7, 1992, Motion to Reschedule Argument and Order filed. ORDER OF COURT: AND NOW, this 7 dayof Aug. 1992, upon mOtion of the dft. Pa. Nat. Life Ins. Co., to reschedule argument, said Motion is granted and this case is hereby rescheduled for argument beofre the Honorable Gordon R. Miller, P.J., on Sept. 8, 1992 at 3:30 p.m. in C. r. No. 1.
FOR THE COURT, Imogene Yetman, Ct. Adm.
Aug. 11, 1992, copies of order to W. Gregg and Nancy Sennett Esqs.

Aug. 26, 1992, Affidavit of Aileen Pellegrini in Support of Motion for Summary Judgment filed on behalf of Pa. Nat. Life Ins. Co. filed.

Aug. 26, 1992, AFfidavit fo Douglas spear in support of Motion for Summary Judgment filed on behalf of Pa. Nat. Life Ins. Co. filed.

RECORD CONTINUED ON PAGE 602.....

1989

Paul E. Allen

506.

McBride & McNickle, PC
Milford L. McBride, III

ROBERT C. KERR

vs.

IDA A. KERR

Filed June 8, 1989
@ 3:57 p.m.

Tax & entry Paid $50.50 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

June 30, 1989 Appearance of McBride & McNickle, P.C. by Milford L. McBride, III for Defendant filed.

Feb. 17, 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 6/30/89 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 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)

1989

Jack, Kookogey &
Felton
John S. Kookogey

507.

PENNBANK

vs.

JAMES M. MULLEN AND
SANDRA A. MULLEN, HIS WIFE

Filed June 9, 1989
@ 11:01 a.m.

Tax & entry Paid $50.50
Sheriff's costs 51.27

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

July 26, 1989 Sheriff's Return filed. SERVED James M. Mullen by Certified Mail on June 19, 1989 at his last known address, 3913 Castle Dr., Rawlette, TX 75088. The signed return receipt attached.

SERVED SAndra A. Mullen by Certified mail on June 20, 1989 at her last known address, 3913 Castle Dr., Rawlette, TX 75088. The signed return receipt attached.

Posted a copy of the Complaint on the mortgaged property located at RD #2, Box 214A, Spartansburg, Crawford Co., PA on July 5, 1989 at 1:45 PM.

There is no one in possession of property - vacant.

So answers,

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

508.

LYNDA K. BICKEL

vs.

BRUCE E. BICKEL

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

Filed June 9, 1989
@ 1:42 p.m.

Tax & entry Pd 6-1-98 $50.50
Sheriffs Costs Pd 28.30
Pro Co Pd 6-2-98 9.00

6-2-98 Pd Sheriff 28.30

TEMPORARY ABUSE ORDER:

and now, this 9th day of June 1989 upon reveiew of the petition of plaintiff, the court enteres the following temporary order.

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children of the -named in the petition.

2Special Conditions: Defendant shall not go to the plaintiff's residence for anypur:pose.

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 fo the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

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

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

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

Hearing is hereby set for June 15, 1989 at 9:00 a.m. in C. r. No. 1 or 2 of the Crawford County courthouse.

The defendant isadvised eh may retain an lawyer to represent him at said hearing if he so desires but he is not required to so so.

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

June 15, 1989, Sheriffs Return filed. SERVED Bruce E. Bickel personally on June 14, 1989 at 4:10 p.m. at Ron Cole, Magistrate Office, titusville, Crawford County Pa.
So answers,
Robert M. Stevens, Dep. Sheriff
Edgar Householder, Dep. Sheriff (Chief)
Howard N. Stewart, Sheriff

June 15, 1989 Order filed: AND NOW, June 15, 1989, at the time scheduled for hearing on this Protection From Abuse proceeding, the defendant appears and advises the Court that he wishes to obtain counsel and requests a continuance, which we will grant. Further hearing in this case is continued to June 22, 1989 at 10:00 o'clock a.m. in Courtroom No. 2, Courthouse, Meadville, Pennsylvania and both the plaintiff and the defendant should see that copies of this Order are furnished to their attorneys so that they can be prepared to be present for the hearing.

On June 14, 1989, plaintiff also instituted a proceeding for custody in which the defendant in this case and his parents, who had physical custody of the children, were named. This Court made a temporary Order returning the children to the mother until such time as a hearing could be scheduled. In the opinion of the Court, the defendants did everything in their power to subvert that Order, but ultimately, after several interventions by Children and Youth Services and the Sheriff's Department, the children were returned to the mother atapproximately Midnight last night. This Court recognizes the rights of both parents to have as much contact with the children as is feasible, but given the problems that occurred yesterday, we believe that until the continued hearing is held, no visitation provisions will be made and custody of the children shall remain in the mother. The father shall not go to the mother's home for any purpose and should communicate only through his counsel. The father shall not harass, threaten or physically abuse the plaintiff in any way.

This Court will also contact Bruce L. Smith, who has been appointed Custory Mediator, and request that he expedite the custody mediation matter.

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

June 15, 1989 copies of order mailed out by Judge's Secretary.

June 22, 1989 Order filed: AND NOW, June 22, 1989, at the time scheduled for hearing on this protection from abuse petition, both parties being in open court and represented by counsel, the parties have agreed that the following Order be entered without be deemed an admission of any of the facts alleged in this proceeding:

1. Neither of the parties shall in any way harass, physically abuse, orally abuse, or threaten to abuse the other at any time.

2. The Plaintiff shall exclusive possession of the former marital residence located at R.D.4, Centerville, Pennsylvania, and except as otherwise provided herein, the Defendant shall not go to that residence.

3. The Defendant shall have the right to obtain his clothing, a sofa and chair agred upon by the parties, and a wringer washer owned by the Defendant's mother at the residence, and the Plaintiff will place those items outside of the residence so that the Defendant will not have to go within the residence to obtain them and shall notify the Defendant by telephone of a reasonable time at which they will be available with the next seventy-two (72) hours.

4. Basic custody of the parties' four children shall be with the Plaintiff and the Defendant shall have the right to obtain temporary custody of the children each Friday at 10:00 a.m. to continue until Saturday at 7:00 p.m. for visitations. The Defendant shall furnish transportation to obtain custody of the children at the Plaintiff's residence and return the children to that residence and the parties are strictly warned that there are to be no physical or verbal confrontations of any kind during the transfer of custody of the children. This portion of this Order shall continue in full force and effect until such time as a temporary order may be entered following a Custody Mediator's meeting now scheduled for July 7, 1989, at which time any Orde arising from the custody mediation shall supersede this order. During the period the Defendant has temporary custody of the children, he shall reside at the home of his mother. This visitation Order shall commence June 23, 1989, and continue thereafter until superseded.

5. At the time of the separation, a substantial portion of the clothing of the children was removed from the marital home by the defendant. The Defendant agrees that he will return the clothing of the children at the time he returns the children after the first visit and the Plaintiff shall pack sufficient clothing for the children at the time of each visit to take care of them during that period of time.

6. Except as otherwise provided herein, the Orde shall remain in full force and effect for a period of one year from this date.

7. The Defendant shall pay the record costs in this proceeding.

Continued in Margin

8. The Pennsylvania State Police or any other police agency having jurisdiction shall have the right to enforce this Order in accordance with the Protection from Abuse Act.

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

June 23, 1989 Copies given to Co. Control, put in atty. Muth's box and copy mailed to atty. Barnhart.

1989

Bozic and Thomas
R. Charles Thomas

509.

FREDERICK M. HALL

vs.

ANNE B. HALL

Filed June 9, 1989
@ 3:32 p.m.

Tax & entry Paid $50.50 ✓
1 count paid 15.00 ✓

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION

1 copy (atty)

June 9, 1989, Plaintiff's Affidavit Under Section 201(d) of the divorce code filed.

Feb. 17, 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 6/9/89 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 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)

510

1989

Bozic and Thomas
David P. Truax

510.

DIANNE M. IRWIN

vs.

RAYMOND E. IRWIN

Filed June 12, 1989
@ 9:17 a.m.

Tax & entry Paid	$50.50 ✓
Pro Co. Pd 12/6/89	9.00 ✓
State surcharge Pd.	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 16, 1989 Affidavit Of Service of Complaint in Divorce filed. DAVID P. TRUAX, ESQ., Esquire, being duly sworn according to law, deposes and says that on June 13, 1989, he send a true and correct copy of the Complaint In Divorce, properly endorsed with the Notice To Defend, filed in the above action to the Defendnat, Raymond E. Irwin, at Defendant's last known address of 437 Findley Avenue, Meadville, PA 16335, by Certified Mail No. P 966 069 687, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as June 14, 1989.
David P. Truax

Sept. 15, 1989, Affidavit of Consent of plaintiff filed.

Nov. 22, 1989 Affidavit of Consent of Defendant filed.

December 6, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 12, 1989 **DIVORCE DECREE FILED.**

And now, December 12, 1989, it is ordered and decreed that DIANNE M. IRWIN, plaintiff and RAYMOND E. IRWIN, defendants, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Jack, Kookogey & Felton
Robert J. Felton

511.

JOHN E. HOPKINS

vs.

LINDA J. HOPKINS

Filed June 12, 1989
@ 10:28 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION OF MARITAL PROPERTY

1 copy (atty)

1989

Purcell, Nissley, Krug & Haller
Leon P. Haller

512.

FEDERAL NATIONAL MORTGAGE ASSOCIATION

vs.

PATRICIA EASTLICK a/k/a PATRICIA A. EASTLICK a/k/a PATRICIA ANNE EASTLICK, SAMUEL E. DONAGHY AND WANDA K. DONAGHY

Filed June 12, 1989
@ 11:19 a.m.

Tax & entry paid	$40.50
Bal Pd 6/26/89-	10.00
Sheriff's Costs	19.00
Sheriff's Costs	69.70
Pro Co Pd. 1/3/90	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

June 29, 1989 Sheriff's Return filed. Not Found, as to Defendant Patricia Eastlick. Moved, no forwarding address. House is vacant.
Not Found as to defendant Samuel E. Donaghy. Moved, no forwarding address. House is vacant.
Not Found as to defendant Wanda K. Donaghy. Moved, no forwarding address. House is vacant.
So answers, Howard N. Stewart, Sheriff

Sept. 5, 1989, Complaint Reinstated. 3 copies (atty)

Oct. 23, 1989 Motion For Service Of Process In Real Property Action In Accordance With Rules 410 & 430 of Pennsylvania Rules Of Civil Procedure and Order For Service filed. AND NOW, to wit, this 24th day of October, 1989, upon consideration of the within Affidavit, is appearing that a good faith investigation and effort to locate the Defendnats has been made by P laintiff, it is hereby
ORDERED that service of the Complaint be made by posting a copy of the original Complaint on the most public part of the property located at Rt. 8, Box 90, Meadville, PA 16335 and by forwarding a copy of the Complaint by registered/certified mail and ordinary mail (service to be completed upon mailing) to Defendant Patricia Eastlick at her last known address located at 2919 Mill Trail, Carrolton, Texas 75007 and Defendants Samuel E. Donaghy and Wanda K. Donaghy at their last known address located at Rt . 8 Box 90, Meadville, PA. 16335, and by publication pursuant to Rule 430(b).
1 copy atty.
BY THE COURT,
Robert L. Walker, J

Nov 6, 1989 Complaint Reinstated.

Dec. 4, 1989 Sheriff's Return filed. SERVED Patricia Eastlick on November 13, 1989 by Certified Mail at 2919 Mill Trail, Carrolton, Texas 75007. Signed receipt attached.
Posted copy of Complaint on NOvember 13, 1989 at 9:45 am at mortgaged property, Rt. 8, Box 90, Meadville, Crawford County, PA.
Certified Mail and Regular Mail sent to Samuel Donaghy at Rt. 8, Box 90 was returned marked "Moved, left no address" and attached to return.
Certified Mail and Regular Mail sent to Wanda K. Donaghy at Rt. 8, box 90 was returned marked "Moved, left no address" and attached to return.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 3, 1990, Proofs of Publication filed.

And Now, Jan. 3, 1990, at 1:27 p.m., JUdgment is hereby entered in favor of the plaintiff and against the defendants for failure to plead, damages assessed in the amount of Five Thousand Two Hundred Forty four and 23/100 Dollars (includes int. of $300.03; late chgs $21.98; escros deficit $229.81; and 5% atty. comm. of $249.73).,
Judgment entered - 1/3/90
E - 135,
D - 153, 173

Debt ------$5,244.23
JUDGMENT
James F. Simmons,
Prothonotary

Jan. 5, 1990, Notice of entry of judgment mailed to each defendant

EXECUTION 1990 - 2

1989

513.

Douglas W. Ferguson

DUANE I. WEIBEL AND ROSE MARIE WEIBEL, WIFE

vs.

CRAIG BAKER AND MEMORY BAKER, HIS WIFE

Filed June 12, 1989
@ 11:45 a.m.

Tax & entry Paid $50.25 ✓

NOTICE OF APPEAL OF DEFENDANTS FROM JUDGMENT
MAGISTERIAL DISTRICT 30-3-01

June 12, 1989, Rule entered upon plaintiff to file complaint issued.

June 14, 1989 Proof of Service filed.

1989

Altomare & Barnhart
Joseph C. Barnhart

514.

LeROY WINANS

vs.

GERALD L. CONKLIN AND ALBERT S. CONNER, JR., INDIVIDUALLY AND JOINTLY

COMPLAINT

2 copies (atty)

Filed June 12, 1989
@ 12:34 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	34.40
Sheriff's Costs	50.00
Pro Co pd 8-24-94	9.00
Pro Co pd 4-4-95	9.00
Pro.Co. pd 11/17/95	5.00

July 19, 1989 Sheriff's Return filed: SERVED Albert S. Conner, Jr., personally by handing a copy of the Complaint to him on June 27, 1989 at 9:30 A.M. at the Sheriff's Office, Crawford County Courthouse, Meadville, Crawford Co., Pa.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 3, 1989, Complaint Reinstated.

Nov. 9, 1989 Complaint Reinstated.

Dec 29, 1989 Sheriff's Return filed: Not Found, as to defendant Gerald L. Conklin. Three attempts made, never at home. No response to notes left at residence.
So answers, Howard N. Stewart, Sheriff

Jan. 12, 1990 Sheriff's Return filed. Complaint returned to Prothonotary Jan. 12, 1990 unserved.
Sheriff's Office received no instructions, no service costs.
So answers, Howard N. Stewart, Sheriff

Mar. 2, 1990, Motion For Leave to MaKE Service Pursuant to Special Order of Court and Order field. ORDER: AND NOW, this 2 day of March 1990 upon consideration of the plaintiff's Motion for a Special Order foe Service pursuant to Rule 430 of the Pa. Rules of Civil Procedure and it appearing that defendant Gerald L. Conklin, a Pa. resident, is attempting to avoid service the court hereby grants Plaintiffs Motion and orders that in addition to service by the Sheriff of Crawford County, Plaintiff may make service of Plaitniffs Complaint upon Defendant Gerald L. Conklin by any competent adult or duly appointed constable who is not a party to the within action.
BY THE COURT,
P. Richard Thomas, J

Mar. 5, 1990, copy to Jos. Barnhart, ESq.

Mar. 2, 1990, Complaint Reinstated.

Mar. 8, 1990 Affidavit of Service filed. Before me, the undersigned officer, personally appeared CLAUDE LEMLEY, Constable, who being duly sworn according to law, deposes and says that he did serve the Complaint in the above-captioned matter upon Defendant, GERALD L. CONKLIN by handing to the defendant at 521 Elm Street, Titusville, Pennsylvania 16354, on March 3, 1990, at approximately 8:40 o'clock P.M. Claude Lemley, Constable

Aug. 22, 1994 And Now, upon praecipe of Plaintiff's attorney judgment is hereby entered in favor of the Plaintiff and against Defendant, Albert F. Conner, Jr., for the sum of Six Thousand and 00/100.
Entered 8-22-94 Debt: $6,000.00
C - 13 JUDGMENT
Barbara H. King, Pro.

March 23, 1995 And Now. upon praecipe of plaintiff attorney judgment is entered in favor of the Plaintiff and agaisnt Defendant, Gerald L. Conklin, in the sum of Nine Thousand and 00/100.
Entered 3-23-95 Debt: $9,000.00
C - 73 JUDGMENT
Barbara H. King, Pro.

Nov. 17, 1995 Upon Praecipe of LeRoy Winans,Plaintiff, Judgment against Defendant, Albert F. Conner,Jr. Only, is marked satisfied of record.

1989

Randy M. Wisnouse

515.

Shafer, Swick, Bailey
Irwin & Stack
Paul D. Shafer

PENNSYLVANIA ELECTRIC COMPANY

vs.

ARRO FORGE, INC.

Filed June 12, 1989
@ 12:42 p.m.

Tax & entry Paid $50.50 ✓

Sheriff's costs 19.00

Pro Co pd 10/4/91 5.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)
1 copy (atty)

June 14, 1989 Writ Returned: SERVED Arro Forge, Inc. on June 14, 1989 at 10:55 am by handing copy of Summons to Donald L. Roberts, Pres., at Sheriff's Office Crawford County Courthouse, Meadville, Pa. 16335. Lee O. Reichard, Sec., is deceased.

So answers, Carole L. Stefanucci, Dep. Sheriff
Howard N. Stewart, Sheriff

June 16, 1989 Appearance of Shafer, Swick, Bailey, Irwin & Stack by Paul D. Shafer, Esq. for Defendant filed.

1 Oct. 3, 1991 Upon praecipe of Plaintiff Attorney the captioned case is hereby marked settled and discontinued of record.

Culbertson, Weiss,
Schetroma & Schug
Kemp C.Scales

516.

PATRICK JOHN PUCKLY

vs.

C. E. PUCKLY, III

Filed June 12, 1989
@ 3:37 p.m.

Pro Simmons Paid	$15.00	✓
plff on orig	9.50	
Sheriff's Costs	26.00	
Pro Co Pd 10/13/89	9.00	✓

WRIT OF REVIVAL

of

DSB 1984 - 492

Writ of revival of judgment indexed by Prothonotary in the sum of Ten Thousand Twenty Nine and 50/100 Dollars, with interest from June 14, 1984.

Debt ----$10,029.50

Int from----June 14, 1984

P - 31 JUDGMENT OF REVIVAL
James F. Simons, Pro.

ISSUED (sheriff)

July 7, 1989 Writ Returned: SERVED C. E. Puckley, III by handing a copy of the Writ of Revival to him on June 22, 1989 at 12:40 P.M. at his residence, 878 Rogers Ferry Road, Meadville, Crawford Co., Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 13, 1989, at 1:46 p.m. upon praecipe of plaitniff attorney, Judgment by revival is hereby entered in favor of the plaintiff and agaisnt the defendant in the amount of Ten Thousand Twenty Nine and 50/100 Dollars with interest from June 14, 1984.
Judgment entered 10/13/89
P - 31

Debt --- $10,029.50
Int. from 6/14/84
JUDGMENT
James F. Simmons,
Prothonotary

1989

517.

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT

of

BRUCE E. BEDOW

Filed June 12, 1989
@

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

June 1, 1990 Application for Extended Involuntary Treatment filed.

Oct 28, 1992 Petition for Involuntary Treatment, filed.

Oct 30, 1992 ORDER filed. AND NOW, this 29th day of October, 1992, Stephen E. Hall, Esq., is appointed temporary hearing officer for the purpose of hearing this case. BY ORDER OF CORUT
Gordon R. Miller, P.J.
Nov.5, 1992 copy to S. Hall, J. Petruso

Nov 4, 1992 Report of Mental Health Review Officer and Order, filed. ORDER: And now, November 3, 1992 upon consideration of the petition field 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 Bruce E. Bedow be committed to Warren State Hospital for treatment for a period not to exceed 90 days.
This order shall take effect on November 4, 1992.
BY THE COURT,
Anthony J. Vardaro, J.
Nov. 9, 1992 copy to MH/MR, WSH, S. Hall

Feb. 26, 1993 Petition for Involuntary Treatment, filed.

Feb. 26, 1993 Report of Mental Health Review Officer and Order, filed. ORDER: AND NOW, this 24th day of February, 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 Respondent be committed to the Warren State Hospital for treatment for a period not to exceed 180 days from Feb. 1, 1993.
BY THE COURT,
Gordon R. Miller, P.J.
Mar. 5, 1993 copy to Atty Africa, MH/MR, WSH

1989

Ferguson, Spataro
& Rowden
Douglas W. Ferguson

518.

CAROLYN L. CARGO

vs.

THOMAS C. CARGO

Filed June 13, 1989
@ 10:04 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 10/16/89	9.00
State pd 10/16/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 21, 1989 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 June 15, 1989. The Defendant acknowledged service on June 16, 1989, by accepting delivery on that date as evidenced by the attached signed return receipt.

Douglas W. Ferguson

Sept. 15, 1989, Affidavit of Consent of plaintiff filed.

Oct. 13, 1989, Affidavit of Consent of defendant filed.

Oct. 13, 1989, Upon praecipe of plaintiff attorney, to transmit the record, this case moved tocourt.

Oct. 23, 1989 **DIVORCE DECREE FILED.**

And now, October 23, 1989, it is ordered and decreed that CAROLYN L. CARGO, plaintiff, and THOMAS C. CARGO, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1989

Brian J. Lindsay

519.

IN THE MATTER OF THE PETITION OF PAULA MARIE FINK FOR CHANGE OF NAME OF MINOR CHILD,

JASON DALE FINK

Filed June 13, 1989
@ 3:20 p.m.

Tax & entry Paid $50.50 ✓

PETITION FOR NAME CHANGE

3 copies (atty)

ORDER:

AND NOW, this 7 day of June 1989 upon consideration of the foregoing Petition, a hearing on said Petition is set for 13 day of June, 1989 at 1:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

The Petitioners are directed to give notice of the hearing by publication in two newspapers of general circulation in Crawford County, Pa. one of which publications may be in the Crawford County Legal Journal, and such other notice of the hearing as the Court shall require as follows: Certified mail notice to adoptive father at his last known address.

BY THE COURT,
P. Richard Thomas, J.

July 7, 1989 Order filed. AND NOW, this 7 day of July, 1989, upon consideration of the foregoing Petition, the hearing on said Petition that was set for July 13, 1989 is now set for the 3 day of Aug., 1989 at 9:00 o'clock a.m. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

The Petitioners are directed to give notice of the hearing by publication in two newspapers of genreal circulation in Crawford County, Pennsylvania, one of which publications may be in the Crawford County Legal Journal, and such other notice of the hearingas the court shall require as follows: Both regular and certified mail notice shall be sent to adoptive father at his last known address.

BY THE COURT:
P Richard Thomas, J

July 10, 1989 copy of order put in Brian Lindsay's box.

July 20, 1989, Affidavit filed. I, Brian J. Lindsay Esq. after being duly sworn according to law, depose and say that I am the atty. of record for Paula Marie Fink and as such I amauthorized to execute this Affidavit; that I did on the 14 day of june 1989, send by Cert. Mail Addressee Only, No P 276 200 289 Ret. Rec. Req. a true copy of the June 7, 1989 order signed by Judge p. Richard Thomas, and the Petition for Change of Name to Leon Fink at Box 37A, Spartansburg, Pa.,16434. (see attached receipt) However, this was returned with notation "unclaimed" (see attached envelope)

Date: 7/19/89 Brian J. Lindsay, Esq.

July 20, 1989 Affidavit filed. I, Brian J. Lindsay, esq. after being duly sworn according to law, depose and say that I am the atty. of record for Paula Marie Fink, at that as such I am authorized to execute this Affidavit; that I did on the 12th dayof July 1989, send by Reg. Mail, a true copy of the July 7, 1989 order signed by Judge P. Richard Thomas to Leon Fink at 13 Highland Drive, Union City, Pa. 16438. (see copy of envelope)

Date: 7/19/89 Brian J. Lindsay, Esq.

Aug. 3,, 1989, Proof of Service of Publication in Crawford County Legal Journal filed.

Aug. 3, 1989, Proof of Service of Publication in Meadville Tribune filed.

Aug 4, 1989 Proofs of Publications, Certificates of Liens and DECREE filed: AND NOW, to-wit: August 3, 1989, after hearing of the within Petition, and upon presentation of the proof of publication of notice as requred by law, together with proof that there are no judgments of decrees of record agains Jason Dale Fink, the Court finds a change of name to be appropriate.

it is ORDERED AND DECREED that the name of said minor child be and is hereby changed to Jason Dale Saeger.

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

Aug 7, 1989 Copy of order put in Atty. Lindsay's box.

Fuller, Kinnunen, Petruso & Gamble ~~Gary A. Fabian~~ withdrawn

520.

Bettie Peterson-Muth

8/23/89 #88.13 mediation fees Paid by Att.

Rec'd 9-6-89 #88.13 Vivian Stoltz

LYNDA K. BICKEL

vs.

BRUCE E. BICKEL, PAUL BICKEL, AND JANICE BICKEL

Filed June 14, 1989
@ 9:11 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	52.65
Bruce Smith, Mediator	176.25

COMPLAINT FOR CUSTODY

3 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, Bruce E. Bickel, Paul Bickel, and Janice Bickel, defendants have been sued in court to obtain custody of the children, to-wit: Jennifer Rose Stephens, Bryan Michael Bickel, Melynda Kae Bickel and Bruce Edward Bickel, Jr.

You are ordered to appear in person at a mediation conference at a time, place and date to be established by the custody mediator. BRUCE SMITH IS HEREBY APPOINTED CUSTODY MEDIATOR.

Until further order of court, temporary custody of the said children is hereby granted to plaintiff, Lynda K. Bickel.

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

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

Crawford County Bar Assoc. Ser. to the Public Committee. Crawford CountyCourthouse, c/o Prothonotary, Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
P. Richard Thomas, J.

Dated: 6/14/89

June 27, 1989 Sheriff's Return filed. SERVED Bruce Bickel on June 14, 1989 at 11:42 AM by handing copy of Complaint and Court Order to Janice Bickel, his Mother, at residence, R.D.#2, Guys Mills, PA.
SERVED Paul Bickel on June 14, 1989 at 11:41 AM by handing copy of Complaint and Court Order to Janice Bickel, his wife, at residence, R.D.#2, Guys Mills, PA.
SERVED Janice Bickel personally on June 14, 1989 at 11:40 PM by handing copy of Court Order and Complaint to her at her residence, R.D.#2, Guys Mills, PA.
The defendants refused to give custody of the children to the Deputy at that time.
At approximately 12 Midnight the children were turned over to Shirley Jones from Child Welfare and Deputy Sheriff Robert Stevens at R.D.#2, Guys Mills, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 18, 1989 Temporary Order of Court filed: AND NOW, this 17 day of July, 1989, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Jennifer Rose Stephens, age five, Bryan Michael Bickel, age four, Melynda Kae Bickel, age two, and Bruce Edward Bickel, jr., the parties to this action, shall share legal custody of the minor children. Said joint legal custody being shared shall entitled both of the parents to equal access to any records relating to the children 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 children, as well as elective surgery.

2. Physical custody of the children shall remain with the natural mother, Lynda K. Bickel. Regular visitation and temporary custody of the children shall be granted to the defendant father, Bruce E. Bickel. The defendant grandparents, Paul Bickel and Janice Bickel, will not be awarded any independent visitation with the children, but it is contemplated that they will share the visitation rights granted to the defendant father.

3. The visitation and temporary custody schedule for the defendant father shall be as follows:

a. The children shall visit in the home of the natural father during times when he is not working up to three consecutive or non-consecutive days each week after twenty-four hours' notice to the natural mother. Notice to the natural mother shall be accomplished twenty-four hours in advance either by a telephone call to the natural mother's grandmother (which telephone number the father has) or by leaving a note on the front door of the mother's home. Visitations with the children by the father shall begin at 8:00 a.m., prevailing time, on the day in question and shall end at 6:00 p.m. on the day prior to his returning to work. If he is called to work on an emergency situation, he will either provide adequate baby-sitting prior to going to work (with someone other than his parents) or he will deliver the children to the mother at her residence.

b. Beginning with the calendar year 1990, the children shall spend the month of July each year in the home of the natural father, and the mother shall have the right to temporary visitation with the children during the month of July on the second and fourth weekends of the month from Friday, 6:00 p.m., prevailing time, through Sunday, 6:00 p.m., prevailing time.

c. On the birthday of each child, the father shall have the right to have the children in his temporary custody for three consecutive hours between the hours of 5:00 p.m. and 8:00 p.m., prevailing time, and he shall give a notice to ther natural mother of at least twenty-four hours of his intention to exercise his right.

d. Holiday visitation shall take priortiy over other scheduled visitation. The parties are encouraged to agree to holiday visitation; however, in the event that they cannot, the only holidays which will be involved in this Order are Easter, the 4th of July, Thanksgiving and Christmas. On each of those holidays, the father shall have the right to pick up the children from the mother's residence at 2:00 p.m. prevailing time, and keep them overnight to return them the next day at 8:00 a.m., prevailing time.

e. The father shall pick up and return the children to the mother's residence after all scheduled visitations. Anytime the father is more than one hour late for a scheduled transfer of custody the transfer and the resulting partial custody period shall be considered waived, and shall not occur unless satisfactory arrangements have be previously made with the natural mother.

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

5. Neither of the parents shall take the children into any environment which might be commonly thougt of as detrimental to their development or to the development of their character or which would be commonly thought of as dangerous to their physical persons.

6. The parents are encouraged to discuss arrangements for physical custody of the children; and, if the parties mutually agree to an alternative arrangement to accommodate themselves and the children's schedules, they may adjust the physical arrangements accordingly and are encouraged to do so by mutual consent and agreement.

7. Each of the parents will teach the children that love and respect due a parent from his or her children, and neither of the parents nor any of the grandparents of the children will do anything to blacken the character of either parent in the eyes of the children.

8. This Order shall not prejudice the right of either party to request additional Mediation if there

Continued on next page.....

LYNDA K. BICKEL

VS.

BRUCE E. BICKEL, PAUL BICKEL, AND JANICE BICKEL

Record Continued from Page 520

of

AD 1989-520

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are changed circumstances in the lives of the parties or the children. It is anticipated that the two older children will be in Head Start or some other form of public education beginning in September, 1989. Because both parents are in the same school district, the children shall leave for that education from the parent's home where they spent the prior evening.

9. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either parent or the children reside in the Court's jurisdiction and for at least six months from the date of this Temporary Order.

10. The fee for Mediation shall be paid fifty percent by the County of Crawford on behalf of the mother and fifty percent by the father.

11. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty (30) days from the date of this Temporary Order.

BY THE COURT,
P. Richard Thomas, Judge

July 19, 1989 Copies of order put in Attys. Fabian & Peterson-Muth's boxes, copy mailed to Atty. Smith and copy mailed to defendant.

Aug. 15, 1989, Request of Plaintiff for Hearing De Novo filed.
ORDER: It is hereby ordered and directed that a hearing de-novo in the above captioned custody matter shall be heard on the 5th day of Oct., 1989, at 9:15, a.m. o'clock, in Court Room No. 1 or 2 at the Court House in Meadville, Crawford County, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

Aug. 17, 1989 Copies of order to Gary Fabian, Bettie Muth and Bruce Smith

Oct.4, 1989 Motion for General Continuance and Order filed. Order: AND NOW, this 4th day of October, 1989, the Motion for General Continuance is granted. If a hearing is required, it shall be rescheduled on Motion by either party.

BY THE COURT,
Robert L. Walker, J.

Oct. 9, 1989 copies of order to Gary Fabian, Bettie Muth and Bruce Smith, esqs.

Sept. 21, 1990, Motion to Withdraw As Counsel for Plaintiff and Order filed. ORDER: AND NOW, this 21 day of Sept. 1990, the request of the foregoing motion of Gary a. Fabian, Esq. to withdraw as counsel for plaintiff in the above matter, is hereby granted.

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

Sept. 24, 1990, copies to G. Fabian, Bettie Muth and Bruce SMith, Esqs

June 3, 1991 Petition for Contempt of Order of Custody and Filed: And Now, this 3 day of June, 1991, upon review of the Petition of Bruce E. Bickel, hearing is hereby set for July 1, 1991, at 1:30 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse. Petitioner, Bruce E. Bickel, is hereby awarded temporary visitation as follows: Visitations accorded the father under the order of July 17, 1989 will be strictly complied with.

BY THE COURT,
P. R. Thomas, SJ

June 4, 1991 Copies of order put in Attys. Peterson-Muth's box and copy mailed to Atty Smith.

July 5, 1991 ORDER filed. AND NOW, July 1, 1991 this matter comes before the Court on a contempt citation for alleged violation of a custody order entered July 17th, 1989. It appears that after that custody order was entered, the parties reconciled and the parties and the four children moved to the State of Alabama where the father was employed. After a period of time, disagreements arose or the father lost his employment and the mother returned to Crawford County with the four children. Shortly thereafter, the father followed, but the parents have not yet reconciled.

The father is unemployed but projects he will soon have work in the oil drilling business in the Crawford County area. Apparently the visitation orders requiring the father to give 24 hours afvance notice in the 1989 order are no longer practical. The Court also notes that apparently minor child Bryan Bickel is under official or unofficial jurisdiction of Children & Youth Services because of a broken bone in his foot which he apparently initially indicated was inflicted upon him by his father.

The Court lacks the time this date to clarify the confusing factual situation but believes the visitation schedule for the father with his children should be re-established so that both parents can make their separate plans with a fixed visitation period. Accordingly, the order heretofore entered is modified to the end that the mother shall have primary custody, but the father shall be entitled to weekend visits the first three weekends of every month commencing Friday at 6:00 p.m. and terminating Sunday at 6:00 p.m.

The month-long visit in July between father and children is rescinded by the Court in the allegation that a status report in Children & Youth files indicates that it may not be in the best interest of the children to have such extensive visits with the father.

The matter is referred back to Custody Mediator Bruce Smith who shall schedule a further hearing.

Apparently there is an extensive file with Children & Youth Services but the parties are unable to agree that said file or summaries of the reports therein will be submitted to the custody mediator.

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

July 8, 1991 put copies in boxes for Attys. Peterson-Muth, C.Brode. Mailed copy to Atty. Bruce Smith

July 5, 1991 ORDER filed. AND NOW, July 5, 1991, before a Temporary Visitation Order dated July 1, 1991, has been officially filed, the Court entertained an emergency conference with a caseworker, Maria Myers, caseworker involved. It appears that on JUly 3, 1991, the caseworker was advised that minor child, Jennifer had disclosed to the caseworker and the mother, while living in the state of Alabama, the father required her to disrobe on a bed while he took naked pictures of her with a polaroid camera. The child verbalized to the caseworker that she was afraid to visit her father in accord with the visits accorded him by this Court's Order of July 1, 1991.

The Court reviews the matter extensively with the Children and Youth Caseworker and Patti Lesh, Family Services Clinician of the Outpatient Mental Health Center at Meadville Medical fCenter. The Court receives a family assessment report from the Family Preservation Section and notes therein lengthy history of a chaotic family structure.

CONTINUED ON PAGE 520 A

Lynda K. Bickel

vs.

Bruce E. Bickel, Paul Bickel
and Janice Bickel

Continued from Page 520 A

of record

A.D. 1989 - 520

Court schedules do not permit scheduling of an emergency hearfing on the custody and visitation issue in view of these allegations by the eight year old daughter. The Court Order of July 1, 1991, referred this matter to Custody Mediator Bruce Smith and this Court believes that the most expeditious wayf to resolve the current problem is to have the matter thoroughly reviewed by the mediator with a recommendation to the Court and an ultimate de novo hearing before one of the judges, if necessary.

In view of the seriousness of the allegations, the Court rescinds its Order of July 1, 1991, and cancels all visitations between father and children until further Order of Court. In this regard, we leave to the discretion of the Custody Mediator as to whether supervised visits between father and children would be appropriate under the circumstances.

The Court requests that at the Mediation Conference, the Caseworker, Maria Myers from Children and Youth Services and Patti R. Lesh from Family Preservation be present, together with any reports contained in their files so that the Custody Mediator Smith and any attending attorneys reporesenting the parties may have the benefit of the background studies and family history reposing with these two agencies. To this end, Mediator smith will notify the two agencies and the attorneys of the date of the scheduled Mediation Conference.

To avoid a confrontation between parents, the Court directs Maria Myers, Caseworker, to give telephone notice to the parents and to the attorneys for the parties of the general contents of the Order entered this date.

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

July 8, 1991 copy in boxes for Attys. C. Brode & Peterson-Muth. Mailed copy to Atty. B.Smith, CYS & FamilyPreservation at Mdvl. Med. Ctr., Mental Health Sec.

Mason and Mason
Joan D. Mason

521.

Joseph F. Kulwicki

FRANK J. CUNNINGHAM

vs.

JOYCE L. CUNNINGHAM

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

2 copies (atty)
1 copy (mediator)

ORDER:
You, jOyce L. cunningham, have been sued in court toobtain custody, partial custody, or visitation with the children, William Frank Cunningham and Megan elizabethCunningham.
And now, this 14 day of June 1989, WILLIAM PINEO is hereby appointed mediator to hearthis matter.
You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.
Neither party hereto is to remove the children from Crawford County, Pa. until this matter is finally decided, either by way of custody mediation and recommended order which then becomes final, or by way of order of the Judge. Whichever parent has the children in his or her custody at the time of any mediation conference or hearing, shallproduce the children at the time scheduled for said conference or hearing.
You should **take this paper to** your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford County Bar Association, Service to the Public Comm. c/o Prothonotary, Courthouse Meadville, Pa. 16335 814 724-4636.

By the Court,
P.Richard Thomas, J.

Filed June 14, 1989

Tax & entry Paid	$50.50 ✓
2 counts paid	30.00 ✓
Pro Co Pd 10/2/90	30.00 ✓
Pro Co Pd 10-5-90	9.00 ✓
State Pd 10-5-90	10.00 ✓

June 21, 1989 Affidavit of Service filed. I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on June 16, 1989, mail to the abvoe Defendant, Joyce L. cunningham, by certified mail #P 724 951 452, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on June 17, 1989, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason

Mar. 12, 1990, Motion to withdraw Appearance and order filed. ORDER: Mar. 5, 1990, Motion granted this 12th day of March 1990.
BY THE COURT,
Gordon R. Miller J.

Mar. 13, 1990, copies of order to Joan Mason and W. Gregg.

Mar. 21, 1990 Appearance of Joseph F. Kulwicki for Defendant filed.

Mar 22, 1990 Petition for Related Claims filed.

Mar 22, 1990 Order filed: AND NOW, this 21st day of March, 1990, upon receipt and review of the within petition a hearing is hereby set for the 26th day of April, 1990 at 2:00 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse for the purpose of taking testimony, receiving other evidence and considering the claims for Alimony pendente lite, counsel fees and costs.
BY THE COURT,
Gordon R. Miller, J

Mar 23, 1990 Copies of order put in Atty. Kulwicki and Mason's boxes.

Apr. 17, 1990 Income and Expense Statement of Defendant filed.

April 26, 1990 Affidavit of Consent of Defendant filed.

April 26, 1990 Income and Expense Statement of Plaintiff filed.

Apr. 26, 1990 MOtion To Withdraw and Order filed. AND NOW, April 26, 1990 this motion is granted.
Gordon R. Miller, J

Apr. 27, 1990 copies of order put in Joan Mason and Joseph Kulwicki's box.

April 27, 1990 Order filed. Order: AND NOW, April 26, 1990, at the time scheduled for the hearing in this matter, the parties have indicated that this matter may be settled, and therefor, this hearing is continued generally to be rescheduled on motion of either party.
BY ORDER OF THE COURT,
Gordon R. Miller, J.

April 30, 1990 copies given to Joan Mason, and Jos. F. Kulwicki, esqs.

June 22, 1990 Motion To Reschedule Hearing and Order filed. AND NOW, this 22nd day of June, 1990, a hearing is scheduled for July 11, 1990 at 2:00 p.m. in Courtroom 1 or 2. a copy of this order shall be served on Plaintiff counsel by counsel for Defendant.
BY THE COURT,
Gordon R. Miller, J

June 22, 1990 Copies of order put in Joan Mason and Jopeph Kulwicki's box.

July 6, 1990 Motion for Continuance and Order filed. And now, 7/6/90 Hearing continued Aug. 22, 1990 at 9:00 AM.
P. Richard Thomas, J

July 10, 1990 Copies of order put in Joan Mason and Joseph Kulwicki's box.

Aug. 22, 1990 Motion for Continuance and Order filed.
Order: And Now, August 22, 1990 Motion granted
Gordon R. Miller, J.

Aug 23,1990 copies of order put in Joan Mason and Jospeh Kulwicki's box

Sept 25, 1990 Affidavit of Consent of Plaintiff filed.

Oct. 3, 1990 MOtion To Reschedule and Order filed. AND NOW, Oct. 3, 1990, Hearing set Oct. 23, 90 11am
BY THE COURT,
P R Thomas, J

Oct. 4, 1990 Copies of order put in Joan Mason and Jospeh Kulwicki's box.

Continued on Page 583...

Barrett & Dratler
Bruce A. Barrett

522.

GLORIA J. ARMOUR

vs.

DONALD W. ARMOUR

Filed June 14, 1989

Indigent filing

John Fuller, Mediator 140.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 14th day of June 1989, upon presentation of a complaint for Custody, temporary legal custody is hereby awarded to the plaintiff, Gloria J. Armour, for her minor children, Cheryl Lynn Armour, carey Ann Armour, Donald Wayne Armour, Roberta Jo Armour and Patricia Ann Armour. This temporary Order shall be in full force and effect until further order of court, after a mediation conference has been held. This order shall be authority for any law enforcement agency to assist Gloria J. Armour in the return of the minor children to her.
Since the plaintiff is being represented by counsel through the Service to the Public Committee, at no cost, the Plaintiff is permitted to proceed with the filing of this action without the payment of the filing fee.
P., Richard Thomas, J.

ORDER OF COURT:
You, Donald W. Armour, dft, have been sued in court to obtain custody ofthe children, Cheryl Lynn Armour, Carey Ann Armour, Donald Wayne Armour, Roberta Jo Armour and Patricia Ann Armour.
You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CUSTODY MEDIATOR.
If you fail to appear as provided by this order, an order for custody may be entered against you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or teleophone the office set forth below to find out where you can get legal help.
Crawford County Bar Assoc. Ser. to the Public Committee c/o Prothonotary, Crawford County Courthouse, Meadville, Pa. 16335 814 724-4636.
BY THE COURT,
date: June 14, 1989 P. Richard Thomas, J.

June 19, 1989 Affidavit of Service filed. GLORIA J. ARMOUR, 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 Plaintiff in the above captioned action.
2. That a true and correct copy of the Complaint for Custody was personally served upon the Defendant, Donald W. Armour, by Gloria J. Armour on June 14, 1989.
3. That a certified copy of the Court's Order of June 14, 1989 was served upon the defendant, Donald W. Armour, by Gloria J. Armour on June 14, 1989. Gloria J. Armour

July 26, 1989 Order filed: AND NOW, July 26, 1989, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:
I. Legal custody of Dawn Armour, Cheryl Lynn Armour, Carey Ann Armour, Donad Wayne Armour, Roberta Jo Armour and Patricia Ann Armour shall be shared between the mother, Gloria J. Armour, and the father, Donald W. Armour, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affecting the children's education, religious instruction, medical treatment and other such important decisions.
II. Physical custody of Dawn, Armour, Cheryl Lynn Armour, Carey Ann Armour, Donald Wayne Armour, Roberta Jo Armour and Patricia Ann Armour shall be with their mother, subject to the following conditions:
A. The father shall be entitled to visit Dawn Armour at such times and places as mutually agreed between mother, father and minor child.
B. The father shall be entitled to visit and take into his custody, Cheryl, Carey, Donald, Roberta and Patricia from Saturday, July 29, 1989 at 9:00 a.m. until Sunday, August 13, 1989 at 7:00 p.m. Thereafter the children shall reside in the home of the mother subject to the weekend, holiday and Summer visits hereinafter provided for the father.
C. Beginning Saturday, September 2, 1989, the father shall be entitled to have the children in his custody every weekend, from 9:00 a.m. Saturday until 7:00 p.m. Sunday.
D. In 1989 and odd years thereafter, the children shall spend Thanksgiving Day with the mother and Christmas Day with their father. In 1990 and even years thereafter, the children shall spend Thanksgiving Day with their father and Christmas Day with their mother.
E. Beginning with the Summer of 1990 the children shall spend two (2) months with their father, which unless otherwise agreed upon between the parties, shall be from June 15th to August 15th each Summer. During the two month Summer period the children shall spend with the father, the mother shall be entitled to have the children in her custody for a minimum of two weekends.
F. 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.
G. Neither mother nor father shall expose the children to any person or situation which may be hammful to the children's health or well being.
H. Both parents agree to inform the other immediately of any illness or injury regarding any of the children and both parents agree to furnish the other with a current telephone number
III. This orde is entered without prejudice to the right of the either party to request a further mediation conference after September 1, 1989.
IV. 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.
V. Cost of the mediation conference shall be paid by Crawford County.
P. Richard Thomas, Judge

July 28, 1989 Copies of order put in Attys. Barrett and Fuller's boxes and copy mailed to Defendant.

August 25, 1989 Motion For Hearing De Novo filed.

Sept. 29, 1989 Motion for De Novo Hearing and Order filed. AND NOW, the 29th day of September, 1989 Referred back to John Fuller for reconsideration. Robert L. Walker, J
Sept. 29, 1989 1 copy atty. 1 copy mediator

Continued on page 522A

Gloria Armour

vs.

Donald Wayne Armour

Record continued from page 522a

of record

A.D. 1989 - 522

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Nov. 8, 1989 Order filed. AND NOW, November 6, 1989, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Sawn Armour, Roberta Jo ARmour and Patricia Ann Armour shall be shared between mother and father, that is, each parent shall be entitled full access to medical records school records and other important records and that each parent shall be entitled to take part fully in any decisions affecting the children's education, medical treatment, religious instruction and other such important decisions.

II. Physical custody of Dawn Armour, Cheryl Lynn Armour, Carey Ann Armour, Donald Wayne Armour, Roberta Jo Armour and Patricia Ann Armour shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit Dawn Armour at such t imes and places as are mutually agreed upon between mother, father and minor child.

B. The father shall be entitled to visit and take into his custody: Cheryl, Carey, Donald, Roberta and Patricia every other weekend, beginning Saturday, December 2, 1989 from 9:00 a.m. Saturday morning until 7:00 p.m. Sunday evening.

C. In 1989 and odd years thereafter, the children shall spend Thanksgiving Day with the mother and Christmas Day with the father. In 1990 and even years thereafter the children shall spend Thanksgiving Day with their father and Christmas Day with their mother.

D. Beginning with the Summer of 1990 the children shall spend two (2) months with their father which unless otherwise agreed upon between the parties shall be from June 15th to August 15th each Summer. This Summer visitation with the father is subject to the qualification that in the event the father's working conditions do not permit a prolonged Summer visit, then the father shall have the children in his custody every other weekend during the Summer in accordance with the schedule set forth above. In the event the father has the children in his custody for a prolonged Summer visit, the mother shall be entitled to have the children in her custody every other weekend during the times that the children are with the fther in the Summer.

E. This order is entered without prejudice to the right of either mother or father to request a further mediation conference at any time after May 1, 1990 to determine whether it is feasible for the children to have a prolonged Summer visit with the father.

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

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

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

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

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

P. Richard Thomas, J

Nov. 13, 1989 Copies of order put in Bruce Barrett and John Fuller's box and copy mailed to Donald Armour

522
-b-

1989

Jack, Kookogey &
Felton
Robert J. Felton

523.

DEBORAH J. BURK

vs.

DAVID E. BURK

Filed June 14, 1989
@ 10:51 a.m.

Tax & entry Paid	$50.50
Pro Co pd 9/26/89	9.00
State pd 9/26/89	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 29, 1989 Affidavit Of Service filed. I, Robert J. Felton, Esquire, 144 West Spring Street, Titusville, Pennsylvania, am attorney for the Plaintiff in the within action. I hereby certify that I served a certifed copy of the Complaint in divorce filed in this action upon the defendant, David E. Burk, by mailing the same to him by certified mail, return receipt requested, to his last known address at R.D. 1, Espyville, Pennsylvania 16414. The s aid mailing occurred in Titusville on June 15, 1989. The said mailing was received by the defendant and receipted for by one Jeanne Burk on June 16, 1989, as reflected in the attached receipt for certified mail.

Robert J. Felton

Sept. 25, 1989 Affidavit of Consent of Defendant filed.

Sept. 25, 1989 Affidavit of Consent of Plaintiff filed.

Sept. 25, 1989 Upon praecipe of Plaintiff Attorney, for Review Under §201(c) of the Divorce Code, this case moved to court.

Oct. 2, 1989 **DIVORCE DECREE FILED.**

And now, October 2, 1989, it is ordered and decreed that Deborah J. Burk, plaintiff, and David E. Burk, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

524.

JAMES C. McELREE

vs.

DAVID E. MATTOCKS

Filed June 14, 1989
@ 12:52 p.m.

Pro Simmons Paid	$15.00
plff on orig	21.50
Pro co Pd. 10/4/89	9.00
Pro Co 2-5-93	6.00

WRIT OF REVIVAL

of

AD 1984 - 578

Writ of Revival of Judgment indexed in favor of the plaintiff and against the defendant in the sum of Five Thousand Forty One and 67/100 Dollars with interest from Sept. 4, 1979.
Revival entered 6/14/89
M - 45
Debt.....$5,041.67
Int. from Sept. 4, 1979
JUDGMENT OF REVIVAL
James F. Simmons, Pro.

Issued (Plaintiff)

July 10, 1989 Affidavit of Service filed. David E. Mattocks was served by Certified Mail (copies attached) on Juny 22, 1989 of my proceeding to revive and continue the lien of judgment entered to AD 1984 - 578 in the amount due and unpaid of $5,041.67 with interest from September 4, 1979.
I hereby swear and affirm David E. Mattocks was served notice of my revial of judgment.
7/6/89 James C. McElree

And Now, Oct. 4, 1989, at 10:50 a.m., Judgment is hereby entered in favor of plaintiff and against the defendant in the amount of five Thousand Forty One and 67/100 Dollars, with interest from Sept. 4, 1979. (consent by plaintiff included)

M - 45
Judgment entered 10/4/89

Debt --- $5,041.67
Int. from 9/4/79
JUDGMENT
James F. Simmons,
Prothonotary

Feb. 5, 1993 This Judgment satisfied (see paper filed)

1989

Prather, Prather
& Pineo
Mark D. Prather

525.

BOZIC & THOMAS
R. Charles Thomas

8/1/90 Paid $160 to T.C. Crawford County Commissioners Ck # 5774

JAMES RICHARD BARON AND
CONNIE JO BARON

vs.

WILLIAM G COULTER

Filed June 14, 1989
@ 2:07 p.m.

Tax & entry Paid	$50.50 ✓
Sheriff's costs	21.50
Pro Co Pd 3/7/90	15.00
Pro Co pd 7/5/90	160.00
Pro Co Pd 11/15/90	6.00 ✓

Jury Trial

COMPLAINT

1 copy (sheriff)

June 30, 1989 Sheriff's Return filed: SERVED William G. Coulter personally on June 20, 1989 at 12:05 P.M. by handing copy of Complaint to him at his residence, 165 Second Street, Conneaut Lake, Crawford County, Pa. 16316
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 7, 1989 Appearance of Bozic & Thomas by R. Charles Thomas, Esq. for Defendant filed.

Feb. 14, 1990, Answer filed. 1 copy (atty)

Mar. 6, 1990, Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following arbitrators are appointed:
~~William F. Gorman, Ch.~~ M. Dan Mason, Ch.
~~William Gregg~~ ~~Terry Toomey~~-- Brian J. Lindsay
Stephen E. Hall

Mar. 29, 1990 Arbitrators Take Qualifying Oath.

June 8, 1990, Decision of the Arbitrators filed in which they find judgment in favor of the plaintiffs in the amount of $1,500.00, no interest, and costs of suit.
C - 171
DECISION OF ARBITRATORS
James F. Simmons,
Prothonotary

June 7, 1990, copies to Attys. M. Prather, and R. C. Thomas.

July 5, 1990 Notice of Appeal By Defendant From Award of Board of Arbitrators filed. copy of Appeal put in Mark Prather's box and copies of appeal mailed to Plaitiffs

July 9, 1990 Upon praecipe of Plaintiff Attorney The Above Matter is Placed on the next Trial LIst

1990 OCTOBER TRIAL LIST

Nov. 15, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

1989

Gary A. Fabian
Fuller, Kinnunen,
Petruso & Gamble

526.

Knox McLaughlin Gornall
& Sennett Inc.
James T. Marnen

SYLVIA P. HATHAWAY AND
B. STEVEN HATHAWAY, HER
HUSBAND

vs.

ENCO MANUFACTURING COMPANY

Filed June 14, 1989
@ 2:09 p.m.

Tax & entry Paid $50.50 ✓

Pro Co pd 3/11/91 6.00 ✓

COMPLAINT

1 copy (atty)

June 28, 1989 Affidavit Of Service filed. Gary A. Fabian, being duly sworn according to law, deposes and says that:
1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.
2. He is the attorney for the plaintiffs in the above-captioned matter.
3. On June 14, 1989, he deposited in the United States Mail by certified mail, return receipt requested, Certified Mail No. P 414 752 744 as evidence by Certified Mail Receipt No. P 414 752 744 attached hereto and made a part hereof, a true and correct copy of a Complaint in a Civil Action, including separate Counts in Strict Liability, Breach of Warranty and Negligence, addressed to Enco Manufacturing Company said Complaint naming Enco Manufacturing Company as the Defendant in the above-captioned matter.
4. Service was obtained upon the defendant, Enco Manufacturing Company on June 16, 1989, as evidence by Return Receipt for Certified Mail No. P 414 752 744 attached hereto and made a part hereof, said receipt being signed by B. Lurnsky.
FURTHER, DEPONENT SAYETH NOT. Gary A. Fabian

June 29, 1989, Appearance of Knox, McLaughlin, Gornall and Sennett, Inc. by James T. Marnen, attorneys for defendant filed. (Jury Trial of 12 Jurors Demanded)

July 5, 1989 Preliminary Objections-Motion for a More Specific Pleading filed.

July 17, 1989, Upon praecipe of plaintiff attorney, preliminary objections of defendant placed on next argument list.

ON AUGUST 1989 ARGUMENT LIST

Aug. 30, 1989 Memorandum and Order filed. AND NOW, August 30, 1989, the defendant's preliminary objections in the nature of a motion for more specific pleading is sustained and the plaintiffs are granted twenty (20) days in which to amend the complaint.
BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 31, 1989 Copy put in Gary Fabian's box and copy mailed to James Marnen

Sept 18, 1989 Amended Complaint filed.

Oct. 11, 1989 Answer and New Matter To Amended Complaint filed.

Oct. 16, 1989, Reply to New Matter filed.

Mar. 11, 1991 Upon praecipe of Plaintiff Attorney the above-captioned matter is marked settled and discontinued of record.

1989

Emil M. Spadafore Jr

527.

MURPHY, TAYLOR, TROUT
& CHESTEK, P.C.
Gary D. Bax

EVELYN P. PETERSON

vs.

~~SAM-SIMONETTA-~~
SAM SIMONETTE

Filed June 14, 1989
@ 2:28 p.m.

TAx & entry Paid $50.50

Sheriff's Costs 19.00
Pro Co. PD. 6.00

COMPLAINT

1 copy (sheriff)

June 30, 1989 Sheriff's Return filed: SERVED Sam Simonetta personally on June 19, 1989 at 1:40 P.M. by handing copy of Complaint to him at his place of employment, Smith-Gray Cadillac Olds Garage, Conneaut Lake Rd., Meadville, Crawford Co., Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 7, 1989 Appearance of Murphy, Taylor, Trout & Chestek, PC by Gary D. Bax, Esq. for Defendant filed.

July 7, 1989 Answer to Complaint and New Matter filed.

July 7, 1989 Notice of Service of Defendant's First Set of Interrogatories to Plaintiff filed.

July 21, 1989 Motion To Amend Caption filed.

July 21, 1989 Order filed. AND NOW, this 21 day of July, 1989, the within Motion for Amended Caption having been presented to the Court, it is ordered that the caption be amended as follows: Evelyn P. Peterson, Plaintiff vs. Sam Simonette, Defendant
BY THE COURT,:
P. Richard Thomas,

July 24, 1989 Copy of order put in Emil Spadafore's box and copy mailed to Gary Bax.

Feb. 27, 1990 Reply to New Matter filed.

May 30, 1990 Certificate Of Service Of Request For Production Of Documents To Defendant, Sam Simonetta filed.

Oct. 9, 1990 Certificate Of Service Of Interrogatories To Defendant, Sam Simonetta filed.

Dec. 10, 1990, Upon praecipe of plaintiff attorney, the above captioned case is placed on next Trial List.

ON FEBRUARY TRIAL LIST 1991

Feb. 1, 1991, Upon Praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

pro se

528.

NANCY ASH

vs.

MARC E. RIZZO

Filed June 14, 1989
@ 3:20 p.m.

Indigent filing
Sheriff's Costs 19.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE

3copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

And Now, this 14 day of June 1989, upon review of the petition of plaintiff, the court enteres 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 may not remove child frm custody of 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 toCountyControl.

5. Service of a copy of the petition and this order shall be made upon the defendant by 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.

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 June 23, 1989, at 2:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

June 27, 1989 ORDER filed. AND NOW, June 23, 1989, at the time set for an abuse hearing, it appears the Sheriff has not yet been able to serve the defendant. Accordingly, the hearing scheduled for this date is continued to July 18, 1989 at 3:00 p.m. in Courtroom No. 1.

The plaintiff is directed to contact the Sheriff's Department July 17, 1989 to ascertain whether service has been made.

The plaintiff believes the defendant may have left for the State of New Jersey and the plaintiff is directed to keep the Sheriff's Office advised by calling Deputy Sheriff Kathy Allen with any additional information that would be helpful in locating the defendant.

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

June 28, 1989 Copy of Order to Sheriff's Dept. , Plaintiff and Defendant.

July 11, 1989 Sheriff's Return filed. SERVED Marc E. Rizzo by Certified Mail on July 8, 1989 by mailing copy of Protection From abuse, Notice Petition and Order to him at his last known address, c/o Joyce Dodge, 507 5th Street, Union City, MJ. Signed return receipt attached. So answers,

Howard N. Stewart, Sheriff

July 20, 1989 Order filed: AND NOW, July 18, 1989, at the time set for heariang on this abuse case, it appears the defendant is in the State of New Jersey, but the plaintiff advises that the Sheriff's Office obtained Certified Mail notice of the hearing. The defendant fails to appear.

The plaintiff advises the Court that she does not wish to take any further action on this petition unless the defendant returns to Crawford County and again abuses her. ACCORDINGLY, this case is continued generally and will not be reactivated unless the Court receives a written request from the plaintiff setting forth the fact that the defendant has returned to Crawford County and has assaulted or abused her in some physical way.

The Prothonotary is directed to send a bill for costs in this case to the defendant at the address shown on the Certified Mail notice and the defendant is directed to pay said costs within ten (10) days of receipt of said notice.

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

July 20, 1989 Copies of order mailed to Plaintiff and defendant and copy given to Co. Control and Sheriff.

1989

Northwest Legal Services
Gerald Sullivan

529.

NATALIE LANTZ (on behalf of MICHAEL LANTZ)

vs.

KENNETH MILLER

Filed June 14, 1989
@ 3:42 p.m.

Tax & entry 6/13/89 $50.50 ✓
fro to fd 7/26/89 9.00 ✓

PETITION FOR PROTECTION FROM ABUSE

5 copies (atty)

TEMPORARY ORDER:
AND NOW, this 14 day of June 1989, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 23 day of June 1989 at 2:00 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

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

The defendant is excluded immediately and forthwith from the marital residence which is located at 351 Linden St., Meadville, Pa., pending the hearing scheduled above. All keys to the marital residence are to be given forthwith to the plaintiff.

The plaintiff is haerby awarded tmeporary custody of the minor child pending the hearing scheduled above.

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

The City of Meadville Police Department and /or the STate police of the Com. of Pa. are directed to enforce this order and to prevent the return of the defendant to the aforesaid premises by any appropriate means.

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

The defendant is herebyadvised of his right to be represented by counsel, and he is notified that hisfailure to attend the hearing s cheduled above may have serious consequences.

The defendant should take this paper to his lawyer at once. If he does not have a LAWYER, OR CANNOT AFFORD ONE, HE SHOULD TO TO OR TELEPHONE THE OFFICE SET forth below to find out where he can get legal help.

Crawford County Bar Assoc. Ser. tothe Public Comm. c/o Prothonotary Courthouse, Meadville, Pa. 16335 814 724-4636.

BY THE COURT,
P. Richard thomas, J.

June 16, 1989 Proof of Service filed. I hereby certify that a copy of the foregoing Protection for Abuse Order and Petition was personally served on defendant Kenneth Miller by Natalie Lantz on June 15, 1989.
Gerald Sullivan

June 27, 1989 ORDER filed. AND NOW, June 23, 1989, at the time set for hearing, the parties appear with wife represented by Attorney Sullivan.

It is agreed that the matter will be handled informally and it appears the main thrust of this petition is an alleged assault by the stepfather upon Michael Lantz, aged eleven, which occurred under a stressful situation and perhaps the influence of alcohol on or about june 11, 1989 when the child suffered a black eye administered by the fist of the defendant.

The plaintiff advses she is not seeking a protection froma buse for herself or the four other children and the sole thrust of this petition is the fear of a repeated assault upon minor child Michael. HOWEVER, the mother advises that he has never mistreated Michael before and she does not believe he will do so again.

ACCORDINGLY, the defendant is precluded from going to the residence of the plaintiff without her express consent, but in view of the fact that both mother and children desire visits with the defendant, he may go to the residence of the mother for the purpose of visiting the children at such times and under such terms as the mother sets forth. For the duration of this Order, however, Michael Lantz shall not be in the company or custody of Kenneth Miller unless there is also present the mother of the child or other adult person authorized by her.

It appears simple assault charges for this isolated assault upon the minor were bound over from District Justice Hanson's Office after Preliminary Hearing and are apparently pending in the District Attorney's Office. The mother and her counsel this date advise the Court that they are not interested in pursuing this action as it apparently was an isolated incident, he had never assaulted the child before and in view of this Protection From Abuse Order, the situation can be adequately controlled by the mother. A copy of this Order is forwarded to the District Attorney's Office for whatever further action they believe under these circumstances.

This Order shall remain in force and effect for a period of three (3) months. In the event any Police Officer has reasonable grounds to believe the terms and conditions of this Order have been violated, the defendant may be promptly arrested, arraigned before the nearest District Justice of the Peace and confined to the Crawford County Jail and the Court will direct an immediate further hearing.

The defendant is directed to pay costs in this case within twenty (20) days after receipt of a bill for the same from the Prothonotary's Office.

By Order Of The Court,
P. Richard Thomas

June 28, 1989 Copy of Order to Atty. Gerald Sullivan and County Control, Defendant.

1989

Bruce L. Smith

530.

RAYMOND H. HOWE

vs.

RONALEE A. HOWE

Filed June 15, 1989
@ 12:29 p.m.

Tax & entry Paid	$50.50
Pro co Pd 9-20-89	9.00
State Paid 9-20-89	10.00
Pro Co pd 12/8/94	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 26, 1989 Affidavit of Service filed: BRUCE L. SMITH, being duly sworn according to law, deposes and says that on the 16th day of June, 1989, he served the Complaint and Notice to Defend and Claim Rights in the above captioned matter on the above named defendant by mailing a true and correct copy of said Complaint and Notice to Defend and Claim Rights to the Defendant at her residence at 120 E. Maint Street, Titusville, Pennsylvania 16354, and that the Complaint and accompanying Notice to Defend and Claim Rights were received by the Defendant on June 22, 1989, as evidenced by return receipt No. P-620 643 232 attached hereto, all pursuant to Pennsylvania rule of Civil Procedure No. 412. Bruce L. Smith
Attorney for the Plaintiff

Sept 19, 1989 Affidavit of Consent of Defendant filed.

Sept 19, 1989 Affidavit of Consent of Plaintiff filed.

Sept 19, 1989 Upon Praecipe of Plaintiff's Attorney for Review Under §210(c) of the Divorce Code, this case is moved to Court.

Sept. 27, 1989 **DIVORCE DECREE FILED.**

And now, September 27, 1989, it is ordered and decreed that RAYMOND H. HOWE, plaintiff and RONELEE A. HOWE, defendant, are divorced from the bonds of matrimony.
by the court,
Robert L. Walker, J

Dec. 8, 1994 Notice of Intention To Resume Prior Name filed. Ronalee A. Howe TO BE KNOWN AS: Ronalee A. Sellen

1989

Culbertson, Weiss,
Schetroma and Schug
Mary Ann Kirkpatrick

531.

Allen & Hall
Stephen E. Hall

DIANNE M. ANDREWS

vs.

JOHN PAUL ANDREWS

Filed June 15, 1989
@ 2:11 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
Sheriff's costs	17.40
Pro Co paid 11/16/90	9.00
State paid 11/16/90	10.00

in error should be on page 532

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

1 copy (atty)

June 22, 1989 Affidavit of Service filed. And Now, June 21st 1989, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for Dianne Andrews, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 401 441 377, postmarked June 15, 1989, to th elast known address of the Defendant, John Paul Andrews, Northwest Rural Electric Co-op, R.D.#1, Cambridge Springs, PA.
3. That the Defendant, John Paul Andrews, on June 20, 1989, personally signed the return receipt card which was affixed to the Complaint in the above mmatter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsyvlania Rules of Civil Procedure.
Mary Ann Kirkpatrick

Aug. 18, 1989 Sheriff's Return filed. SERVED John Leroy Davenport personally on August 17, 1989 at 1:15 PM by handing copy of Complaint to him at Sheriff's Office, Crawford County Courthouse, MeaDVILLE, Pa.16335
So answers,
Catherine I. Allen, Dep. Sheriff
Howard N. Stewart, Sheriff

Sept. 15, 1989 Affidavit of Consent of Plaintiff filed.

Jan. 29, 1990, Request for Hearing and Order filed: ORDER: AND NOW, Jan. 29, 1990 hearing on Plaintiff's request for alimony pendent lite, counsel fees, costs and expenses is scheduled for Feb. 27 1990 at 2:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse in Meadville Pa.
BY THE COURT,
P. Richard thomas, J.

Feb. 1, 1990 copy of order to M. A. Kirkpatrick Esq.

Feb. 7, 1990, Inventory and Appraisement of Dianne Andrews, Plaintiff, filed.

May 23, 1990 Amended Complaint filed.

May 23, 1990, Motion to File Amended Complaint and order filed. ORDER: AND NOW, May 23, 1990 Motion allowed.
By the Court,
P. R. Thomas, J.

May 25, 1990 copy of order to Atty. Kirkpatrick.

Oct. 1, 1990 Appearance of Allen & Hall by Stephen E. Hall for defendant filed.

Oct. 5, 1990, Affidavit of Consent of defendant filed.

Nov. 16, 1990 Praecipe for Review Under Section 201(c) of the Divorce Code, this case is moved to Court.

Nov. 27, 1990 **D E C R E E F I L E D .**

And Now, November 27, 1990, it is ordered and Decreed that Dianne M. Andrews, Plaintiff and John Paul Andrews, defendant, are divorced from the Bonds of Matrimony.
The Court retains jurisdiction, for enforcement purposes, of all claims raised by the parties to this action which have been resolved by the parties in their marriage settlement agreement attached hereto and made a part hereof.
By the Court:
Gordon r. Miller, J

Watts, Pepicelli,
Youngs and Youngs PC
Lisa Pepicelli Youngs

532.

RICHARD E. HOOVER AND DANNY J. HOOVER

vs.

BENJAMIN DAVENPORT a/k/a BENJAMIN L. DAVENPORT a/k/a B. L. DAVENPORT, RUTH DAVENPORT, HIS WIFE, DECEASED, AND THEIR HEIRS, JOHN LEROY DAVENPORT and FRANK THEODORE DAVENPORT

Filed June 15, 1989
@ 4:16 p.m.

Tax & entry Paid	$50.50
Sheriff's cost	17.40
Pro Co pd 10/9/89	9.00

COMPLAINT

2copies (atty)

July 10, 1989 Certificate of Service filed: Lisa Pepicelli Youngs, Esq. hereby certifies that she is the attorney for the Plaintiffs, Richard E. Hoover and Danny J. Hoover, his wife, in the within Action and that a Twenty-Day Notice and Complaint to Quiet Title was sent by Certified Mail No. P 724 954 287, return receipt requested, deliver to addressee only, to the Defendant, Frank Theodore Davenport, at 6544 Tucker Ave., McLean, VA 22101-9998 on June 19, 1989 and was received by said Defendant on June 23, 1989. The receipt for certified mail and the return receipt are attached hereto and marked as Exhibit "A".

WATTS, PEPICELLI, YOUNGS AND YOUNGS PC
Lisa Pepicelli Youngs
Attorneys for Plaintiffs

*** Aug. 7, 1989 Complaint Reinstated.

Sept. 8, 1989 Motion For Judgment, Affidavit and Final Order and Order of Judgment Entry and Order filed: AN DNOW, this 8 day of Sept., 1989, it appearing that 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, and that no Answer or other responsive 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 and assigns, are hereby and forever barred from asserting any right, lien, title or interest inconsisitent with the respective interests of the Plaintiff as set forth in their Complaint in all that certain piece or parcel of land situate in Athens Township, Crawford County, Pennsyvlania, bounded and descrived as follows:

ON the North by a public road; on the East by land now or formerly of Rosa Smith; on the South by land now or formerly of Marion Judd; and on the West by the Richmond Township Line. CONTAINING Forty (40) acres of land, more or less.

Chain of title to said parcel may be found by referring to and as more specifically set forth in Complaint filed inthe office of the Prothonotary 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 parcel 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 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, them upom Praecipe of the Plaintiffs, the Prothonotary is directed to enter final judgment against the Defendants, their heirs, successors and assigns.

BY THE COURT,
P. Richard Thomas, J

Sept. 11, 1989 Copy of order put in Lisa Pepicelli Youngs' box.

***

Aug. 18, 1989 Sheriff's Return filed. AND NOW, June 27, 1989, the attached complaint against John Leroy Davenport Defendant is being returned unserved. Location is in Crawford County.
So answers,
Robert N. Michel, Sheriff
Harry Holmwood, Deputy Sheriff

SERVED John Leroy Davenport personally on August 17, 1989 at 1:15 PM by handing copy of Complaint to him at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335.
So answers,
Catherin I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And now, Oct. 9, 1989 at 4:20 p.m. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.
D-23-143-93-63

FINAL JUDGMENT
James F. Simmons
Prothonotary

pro se

533.

IN THE MATTER OF THE PRIMARY ELECTION FOR A DISTRICT JUSTICE FOR CRAWFORD COUNTY IN DISTRICT 30-3-03

Filed June 16, 1989
@ 9:57 p.m.

PETITION TO CONTEST PRIMARY ELECTION

June 16, 1989, MEMORANDUM AND ORDER filed.
ORDER: AND NOW, June 15, 1989, the petition of Joyce L. Spontarelli to contest the primary election of May 16, 1989, in regard to a District Justice for District 30-3-03 in Crawford County is dismissed. The Prothonotaryis directed to docket the petition and this Memorandum and Order in the appropriate docket.

BY THE COURT,
Robert L.Walker, J.

June 15, 1989, copies mailed to JOyce L. Spontarelli, Robert J. Leonhart, Anthony J. Vardaro, CountySolicitor.

1989

Watts, Pepicelli,
Youngs and YOungs PC
Alan L. Pepicelli

534.

PENNY L. PHILLIPS

vs.

BRADLEY ALLEN PHILLIPS

Filed June 16, 1989
@ 10:02 a.m.

Indigent filing

COMPLAINT IN DIVORCE, CHILD CUSTODY

1 copy (atty)

June 16, 1989, Motion to Proceed In Forma Pauperis, and order filed. ORDER: AND NOW, this 16th day of June 1989, upon consideration of the within Motion, the plaintiff may proceed in forma pauperis, reserving right to assess costs.

BY THE COURT,
Robert L. Walker, J.

Sept. 12, 1989 Certificate Of Service filed. ALAN L. PEPICELLI, Esquire, hereby certifies that he is the Attorney for the Plaintiff in the wihtin Action and that a certified copy of the Complaint in Divorce was sent by certified mail, return receipt requested, addressee only, to the Defendant, Bradley Allen Phillips, Route 8, Box 608, Perry Trailer Court, Meadville, Pernnsylvania 16335 on August 11, 1989 and was received by the same on August 21, 1989. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Alan L. Pepicelli

Nov. 27, 1989 Affidavit of Consent of Defendant filed.

Dec. 5, 1989 Affidavit of Consent of Plaintiff filed.

Jan 10, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Jan. 26, 1990 Memorandum filed. AND NOW, this 25th day of January, 1990 upon review of the record and after discussion with counsel for plaintiff the record is returned to the Prothonotary because it appears that service was a nullity. Plaintiff's counsel says service of the complaint was made more than thirty (30) days after it was filed. when counsel for the plaintiff believes the record is proper and complete he may request, either orally or by written praecipe that the Prothonotary refer the matter back to the court for disposition.

BY THE COURT,
Gordon R. Miller, J

Jan. 30, 1990 Copy of order to Alan Pepicelli

Jan. 30, 1990, Complaint Reinstated.

Feb. 6, 1990, Affidavit Regarding In Forma Pauperis Status filed.

Feb. 6, 1990, Affidavit of Consent of plaintiff filed.

Feb. 6, 1990, Affidavit of Consent of defendant filed.

Feb. 6, 1990, Acceptance of Service Under Pa. R.C.P.. Rule 402(b) filed. I, Bradley Allen Phillips, hereby accept servie of teh within reinstated complaint pursuant to the provisions of Pa. R.C.P. Rule 402(b).
Date:2/3/90 Bradley Allen Phillips

Feb. 6, 1990, Upon praecipe of plaintiff attorneys, the above captioned case is resubmitted to teh court.

DIVORCE DECREE

Feb 14, 1990 Divorce Decree filed:
AND NOW, February 9, 1990, it is ordered and decreed that Penny L. Phillips, plaintiff and Bradley Allen Phillips, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J.

1989

Jorden & White
Harry Faber White

535.

JUDITH McWILLIAMS AND STEVEN A. McWILLIAMS, AS PARENTS AND NATURAL GUARDIANS OF JOSHUA A. McWILLIAMS, A MINOR

vs.

ALMA LOUISE GORDON

Filed June 16, 1989
@ 10:17 a.m.

Tax & entry Paid $50.50

SUMMONS IN CIVIL ACTION

Issued (atty)

June 16, 1989, Petition to Settle a Minor's Claim and Order filed. ORDER: AND NOW, this 16th day of June 1989, upon consideration of the foregoing petition for the settlement of a minor's claim, the proposed structured settlement attached hereto guaranteeing to the minor plaintiff the sum of Five Thousand Dollars ($5,000.00) on August 5, 1999, and an additional Ten Thousand Dollars ($10,000.00) on August 5, 2002, is hereby approved. Additionally, this court approves the payment of Five Hundred Dollars ($500.00) in attorneys fees and costs contemporaneously with the approval of this petition for settlement.

BY THE COURT,
Robert L. Walker, J.

June 16, 1989, copy of order to H. White Esq.

Sesler & Sesler
William G. Sesler

536.

Spadafore, Vardaro,
& Walker
Anthony J. Vardaro

NEW COMMUNICATIONS, INC.

vs.

SCOTT T. BRYER, INDIVIDUALLY AND d/b/a S. BRYER CABLE TV CO.

Filed June 16, 1989
@ 11:07 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	21.50
Pro Co pd 5/17/90	6.00
Pro co Pd 7/27/90	5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

July 5, 1989 Appearance of Anthony J. Vardaro for Defendant filed.

July 5, 1989 Sheriff's Return filed. SERVED Scott T. Bryer on June 21, 1989 at 1:58 PM by handing a copy of the Complaint to Trudy Bryer, his wife, at their residence, R.D.#1, Rt., 322. Cochranton, Crawford County, PA. 16314
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 20, 1989 Answer, New Matter and Counterclaim filed.

Aug 18, 1989 Reply to New Matter and Counterclaim filed.

Oct. 18, 1989, Notice of Taking Depositions Pa. Rule of Civil Procedure No. 4007.1 filed. (of Scott T. Bryer)

Oct. 27, 1989 Amended Notice Of taking Depositions PA. Rule of Civil Procedure No. 4007.1 of Scott T. Bryer filed.

Jan 12, 1990 Notice of Service of Request for Production of Documents filed.

Jan 12, 1990 Notice of Service of Interrogatories filed.

Mar. 20, 1990 Notice of Scheduled Taking Of Deposition of Nicholas G: Dasocivh and Suzanne Dasovich filed.

May 16, 1990 Upon praecipe of Defendant Attorney the Defendant's counterclaim ONLY in the above-captioned matter is marked settled and discontinued of record with prejudice.

July 25, 1990, UPon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

1989

Carney & Heberle
Thomas D. Heberle

537.

HAZEL M. ROWE, BY HER
ATTORNEY-IN-FACT
THOMAS D. HEBERLE

vs.

ALBERT FOX

Filed June 16, 1989
@ 11:16 a.m.

Tax & entry Paid	$50.50
Sheriffs costs	47.37
Pro Co pd 8/4/89	6.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

July 26, 1989, Sheriffs Return filed. Before me, the undersigned authority personally appeared Douglas Irvine Dep. Sheriff to D. E. Allen, jr. Sheriff of the County of Warren, Com. of Pa. who being duly sworn according to law deposes and says that on the 27 dayof june 1989 at 11::00 a.m. he served the captioned complaint upon Albert Fox at his place of residence, 13 Market St, Columbus, Warren County, Pa. by handing to and leaving with his wife Edith Fox, a cert. copy with notice to plead endorsed thereon, and by making known unto her the meaning of the contents therein.

Douglas Irvine Dep. Sheriff
D. E. Allen, jr., Sheriff

SERVED Albert Fox by deputizing the Sheriff of Warren County, Pa. as per his affidavit of service attached.
Served: June 27, 1989
So answers, Howard N. Stewart, Sheriff

Aug. 3, 1989, UPon praecipe of plaintiff attorneys, the above captioned action is marked discontinued and satisfied of record.

538

1989

Brian J. Lindsay

538.

Joan D. Mason

HARRY JAMES MILLER, SR.

vs.

MARY GRACE MILLER

Filed June 16, 1989
@ 2:15 p.m.

Tax & entry Paid $50.50 ✓

2 counts paid 7-11-89 30.00 ✓

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

2 copies (atty)

June 16, 1989, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

June 27, 1989 Affidavit filed. I, BRIAN J. LINDSAY, ESQUIRE after being duly sworn according to law, depose and say that I am the attorney of record for Harry James Miller, Sr., at that as such I am authorized to execute this Affidavit; that I did on the 19th day of June, 1989, send by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the Notice to Defend and Claim Rights and the Complaint for Divorce, to Defendant, Mary Grace Miller, at her last known address of 709½ Park Avenue, Meadville, Pennsylvania, 16335, as evidenced by the attached sender's receipt No. P 276 200 290 and that on the 21st day of June, 1989, I did receive the duly executed return receipt dated the 20th day of June, 1989.

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

Dated: 6/24/89 Brian J. Lindsay

July 11, 1989 Petition for Additional Remedies (Equitable Distribution, Alimony, Attorney Fees and Court Costs) filed.

July 28, 1989, Petition for Additional Remedies filed. (Equitable Distribution, Alimony, Attorney fees and court costs) 1 copy (atty)

July 31, 1989 Affidavit Of Service filed. I, Laurie A. Bilich, employee for the law firm of Mason & Mason, being duly sworn according to law, depose and say that I did on July 28, 1989 at 11:45 a.m. deliver to the office of Attorney Brian Lindsay, Attorney for the Plaintiff, Harry James Miller, Sr., at 311 Walnut Street, Meadville, Pennsylvania, a certified copy of Defendant's Petition for Additional Remedies. Laurie A. Bilich

Feb. 17, 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 7/31/89. 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: February 13, 1998 Anthony J. Vardaro, J
Feb. 13, 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)

1989

Blystone & Blystone
Peter E. Blystone

539.

PENNBANK

vs.

DAVID E. WEIDLER AND
CHRISTINE M. KARASTURY

Filed June 16, 1989
@ 3:33 p..m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	24.00
Pro Co Pd 8-9-89	9.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)
1 copy (atty)

June 28, 1989 Sheriff's Return filed. SERVED David E. Weidler on June 21, 1989 at 3:10 pM by handing a copy of Complaint to Virginia Weidler, his mother, at their residence, R.D.#3 Box 21, Wallace Avenue, LInesville, Crawford County, PA.
So answers, Robert M. Stevens, deputy Sheriff
Howard N. Stewart, Sheriff

July 13, 1989 Affidavit of Service filed: 1. The undersigned, Peter E. Blystone, is attorney for Pennbank, plaintiff in the above captioned civil action.

2. The defendant, Christine M. Karastury, is an adult individual whose last known place of residence is 3468 Bradley Brownlee Road, Cortland, Ohio, 44410.

3. On June 16, 1989, affiant mailed a true and attested copy of the Complaint in Civil Action to the defendant, Christine M. Karastury, addressed to her aforesaid last known address by certified mail posted at Meadville, Pennsylvania, with delivery restricted to the addressee only.

4. The aforesaid certified mail item, being certified mail article number P 724 950 697, was delivered to and signed for by Christine M. Karastury as indicated by the mailing receipt and return receipt attached hereto.

I hereby verify that the statements set forth in the foregoing are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Peter E. Blystone

AND NOW, Aug 8, 1989 @ 12:46 P.M., upon Praecipe of Plaintiff's attorney, with notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and damages are assessed as follows: Principal amount due pursuant to terms of Note and Mortgage, Twenty-two Thousand Two Hundred Twenty-eight and 55/100 Dollars; Late charges, Fifty-three and 90/100 Dollars; Reasonable Attorney's fees equal to 10% of the mortgage debt, Two Thousand Two Hundred Twenty-two and 85/100 Dollars; TOTAL principal debt, late charges and attorney's fees, Twenty-four Thousand Five Hundred Five and 30/100 Dollars together with interest on the principal debt at the rate of 10% per annum from January 6, 1989.

W-41, K-34

Debt.....$24,505.30 + Int.
JUDGMENT
James F. Simmons
Prothonotary

EXECUTION 1989-85

1989

Watts, Pepicelli,
Youngs & Youngs PC
Theodore H. Watts

540.

PRODUCTION EXPERTS EMPLOYEES CREDIT UNION, INC.

vs.

BLAIR ROGERS

Filed June 16, 1989
@ 4:14 p.m.

Tax & entry Paid $50.50 ✓
Pro Co Pd 9-6-89 9.00 ✓
Exempt of Record Pd 10.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (atty)

AND NOW, Sept 6, 1989 @ 8:45 A.M., upon Praecipe of Plaintiff's Attorney, with notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to file an answer and the same is liquidated in the amount of One Thousand Eight Hundred Seventy-nine and 78/100 Dollars plus interest and costs of suit.

R-24 Debt.....$1,879.78 + int. & costs
JUDGMENT
James F. Simmons,
Prothonotary

September 19, 1989 Affidavit of Service Filed. Theodore H. Watts, being duly sworn according to law, deposes and says that he is attorney for Plaintiff in the above matter, and that he served a certified copy of the Complaint upon the defendant, Blair Rogers, on June 24, 1989, by certified mail, No. P 966 070 121, posted on June 16, 1989, as evidenced by the receipt for certified mail and return receipt card attached hereto and made a part hereof as Exhibit A.

Theodore H. Watts

pro se

541.

5/5/89 Recd. # 29.30 From Defendant

7/5/89 Paid # 29.30 To Howard Stewart, Sheriff Costs Ck# 5156

LAURA L. HARDEN

vs.

DAVID A. SJODEN

Filed June 19, 1989
@ 10:15 a.m.

Tax & entry Pd 7/5/89 $50.50
Sheriffs costs 29.30
Pro to Pd 7/5/89 9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

And now, this 19 day of June 1989, upon review of the petition of plaintiff, the court enteres the following order:

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

2. Special Conditions: Defendant shall not go to the residence of the palitniff for any reason.

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

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.

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

7. The defendant is reminded that this is an order of court and a 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 Friday, June 23, 1989 at 3:00 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

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

June 20, 1989 Sheriffs Return filed. SERVED David A. Sjoden personally on June 19, 1989 at 3:10 p.m. by handing copy of Protection From Abuse, Petition and Order to him at his residence 415 May Avenue, Titusville, Pa. Crawford County Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, sheriff

June 27, 1989 Order filed: AND NOW, June 23, 1989, at the time this abuse matter is before the Court, the defendant and his counsel advise the Court that without admission of the facts alleged, there will be no contest of the facts alleged and the defendant will consent to an Abuse Order.

ACCORDINGLY, the defendant is directed not to contact, threaten, annoy or harass the plaintiff in any fashion or procure others to do so on his behalf. In this regard, there is alleged to be a written contract under which the defendant agrees to reimburse the plaintiff some $3300.00 for her purchase of a car registered in the defendant's name. The aforesaid prohibition will not preclude the parties from meeting in a public place or from talking over the telephone to resolve this alleged contract involving the car.

The defendant shall be responsible for paying doctor and hospital bills incurred by the plaintiff as a result of his assault for such amounts as are not paid by the plaintiff's medical plan. The defendant is directed to pay costs in this case within twenty (20) days of the receipt of a bill from the Prothonotary.

This Order shall remain in force and effect for a period of five (5) months from this date.

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

June 28, 1989 Copies of order mailed to Plaintiff and DJ Cole, copy put in Atty Sullivan's box and copy given to Co. Control.

542

1989

Betti-J. Peterson-Muth

542.

BRIAN J. CALDWELL

vs.

DENISE R. CALDWELL

Filed June 19, 1989
@ 10:15 a.m.

Tax & entry paid	$50.50
Pro Co pd 12/8/89	9.00
State pd 12/8/89	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Dec. 8, 1989 Affidavit Of Service By Mail filed. Bettie J. Peterson-Muth, Esquire, being duly sworn according to law, deposes and says that she is the attorney for plaintiff, Brian J. Caldwell, and that she did mail a true and correct copy of the complaint in divorce filed in the above matter, by certified mail, return receipt requested, to the defendant, denise R. Caldwell, on June 26, 1989, at her last known address, P.O. Box 92, Cambridge Springs, Pennsylvania 16403. The signed receipt is attached hereto as Exhibit "A". Bettie J. Peterson-Muth

Dec. 8, 1989 Affidavit of Consent of Defendant filed.

Dec. 8, 1989 Affidavit of Consent of Plaintiff filed.

Dec. 8, 1989 Upon praeacipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec. 12, 1989 **DIVORCE DECREE FILED.**

AND NOW, Dec. 12, 1989, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BRIAN J. CALDWELL and DENISE R. CALDWELL

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

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

1989

Bruce A. Barrett

Robert J. Felton

543.

Douglas W. Ferguson
Ferguson & Spataro

RALPH BRIDGES, AND
MARTHA BRIDGES

vs.

RUSS HUDSON CONSTRUCTION,
H. RUSSELL HUDSON, AND
ROBERTA HUDSON

Filed June 19, 1989
@ 11:16 a.m.

Tax & entry Paid $50.25 ✓
Pro Co Pd 6/4/91 $15.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF ROBERT J. LEONHART, MAGISTERIAL DISTRICT 30-3-03
(see Complaint - AD 1989 - 882)

Oct. 4, 1990, Answer and New Matter filed. 1 copy (atty)

June 4, 1991, Reply to New Matter filed.

June 4, 1991, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Peter E. Blystone, Ch.
Gary Fabian
~~William F. Peters~~
Terry Toomey

JUly 1, 1991, Arbitrators Take the Qualifying Oath.

July 19, 1991 Appearance of Bruce A. Barrett, Esq. for Plaintiffs filed.

July 24, 1991 Motion To Consolidate and Order filed. And now, July 24, 1991 The above motion allowed.
Gordon R. Miller, J

July 24, 1991 Copies of order put in box for Atty.s Barrett and ferguson

Aug. 5, 1991 Decision of Arbitrators filed in which they find in favor of the plaintiff and against the defendnat, H. Russell Hudson, d/b/a Russ Hudson Construction in the sum of Two hundred fifty ($250.00) dollars with interest from Oct. 4, 1989, and costs. We find in favor of the defendant Roberta Hudson.
H-218-183 DECISION OF ARBITRATORS

KaTHLEEN R. Nelson

544.

AMANDA H, STURGILL

vs.

CHARLES E. STURGILL

Filed June 19, 1989
@ 11:41 a.m.

Tax & entry Paid	$50.50 ✓
Pro Co pd 10/10/89	9.00 ✓
State pd 10/10/89	10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Aug. 4, 1989, Complaint Reinstated.

Aug. 16, 1989 Affidavit of Service filed. 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 to the best of her knowledge, information and belief:

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

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Charles E. Sturgill, on Aug. 7, 1989.

3. The registered mail was sent to Charles E. Sturgill, 638 Cussewago Rd., Meadville, Pa. 16335. The sender's rec eipt for said registered mail is attached hereto.

4. That the Defendant received said registered mail on Aug. 15, 1989. Return Receipt card P 076 254 261 is attached hereto, signed by Churk Sturgill, and made a part hereof.

Kathleen R. Nelson, Esq.

Oct. 3, 1989 Affidavit of Consent of Plaintiff filed.

Oct. 5, 1989 Affidavit of Consent of Defendant filed.

Oct. 5, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Oct. 23, 1989 **DIVORCE DECREE FILED.**

And now, October 23, 1989, it is ordered and decreed that Amanda J. Sturgill, plaintiff, and Charles E. Sturgill, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J

1989

David W. Pickens

545.

Shafer, Swick, Bailey, Irwin & Stack
Paul D. Shafer
John J. McArdle and
Sandra J. McArdle

ROSE M. WILSON

vs.

JOHN J. McCARDLE AND SANDRA J. McCARDLE, HIS WIFE ~~INDIVIDUAL~~LY AND ~~t/a, d/b/a~~ THE HIGHLANDER ~~TAVERN~~ , INC.

Filed June 19, 1989
@ 1:04 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	27.50
Pro Co pd 3/7/90	5.00

COMPLAINT

1 copy (sheriff)

June 28, 1989 Appearance of Shafer, Swick,Bailey, Irwin, & Stack by Paul D. Shafer, Jr. for John J. McArdle and Sandra J. McArdle filed.

July 3, 1989 Sheriff's Return filed: SERVED John J. McCardle on June 21, 1989 at 1:26 P.M. by handing copy of Complaint to Pam Yoder, person in charge at the time of his business, Highlander Tavern, R.D.#1, Cochranton, Crawford County, Pa.
SERVED Sandra J. McCardle on June 21, 1989 at 1:25 P.M. by handing copy of Complaint to Pan Yoder, person in charge at the time of her business, Highlander Tavern, Cochranton, Crawford County, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 25, 1989 Defendants' Answer and New Matter To Complaint filed.

Aug. 14, 1989 Reply To Defendants' John J. and Sandra J. McCardles' Answer and New Matter To Plaintiff's Complaint filed.

Dec. 11, 1989 Amendment To Caption filed.

Dec. 11, 1989 ORDER filed. AND NOW, this 11th day of Dec., 1989, upon consideration of the foregoing motion and upon the failure of Defendant to appear and object to the relief requested, it is hereby ordered and decreed that the caption in the above matter is amended to read as follows:

ROSE WILSON

vs.

JOHN J. McARDLE and
SANDRA J. McARDLE, his wife, and the
HIGHLANDER, INC.

No. A.D. 1989-545

This Order will be sufficient to complete the amendment and it will not be necessary to file a complete amended complaint.

I hereby consent to this amendment on behalf of the Defendants.

P. Richard Thomas, J.

Dec. 11, 1989 Copy of Order to Attys. David Pickens, Paul D. Shafer.

Mar. 6, 1990 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

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

546.

SPAULDING'S INC.

vs.

JOHN FLAMIO, INDIVIDUALLY
AND FORMERLY d/b/a
DAIRY MART

Filed June 19, 1989
@ 1:34 p.m.

Tax & entry paid	$50.50
Sheriff's Costs	53.50
Sheriff's Costs	38.50
Pro Co pd.1/26/90	6.00

COMPLAINT

2 copies (sheriff)

July 14, 1989, Letter from Vice-President of Dairy Mart filed. Please by advised that Mr. Flamio is nO llonger with Dairy Mart. We are returning the notice of action of the above captioned matter. Gregory Wozniak, Vice-Pres.

Aug. 14, 1989 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Harry Holmwood, Deputy who being duly sworn according to law, deposes and says that on the 26th day of June, 1989, at 11:45 A.M., he served Complaint filed at No. AD 1989-546 TErm, 19, Crawford County, Pennsylvania, upon defendant Dairy Mart at their place of business, 5534 West Lake road, Erie County, Erie, Pennsylvania By making known the contents thereof to Kim Ukrin, Supervisor and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
So answers, Harry Holmwood, deputy sheriff
Roert N. Michel, Sheriff

AND NOW, August 4, 1989, The attached Complaint against John Flamio defendant is being returned unserved.
So answers, Rober tN. Michael Sheriff
Harry Holmwood, Deputy Sheriff

SERVED Dairy Mart by deputizing Sheriff of Erie County, PA as per Affidavit of Service Attached. Served: June 26, 1989.
UNSERVED as to defendant John Flamio, as per Affidavit received from Sheriff of Erie County, PA and hereto attached.
So answers, Howard N. Stewart, Sheriff

Aug. 29, 1989, Complaint Reinstated.

Jan 16, 1990 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Brenda Rufini, Deputy, who being duly sworn according to law, deposes and says that on the 18th day of October, 1989, at 3:22 p.m., he served Complaint filed at AD 1989-546, Crawford County, Pennsylvania, upon defendant John Flamio at Sheriff's office, 140 W. 6th St., Erie Co., Erie, Pa. by making known the contents thereof to John Flamio and handing to and leaving with him the certified copy of the complaint received from Crawford County.
Brenda Rufin, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED John Flamio by deputizing the Sheriff of Erie County, Pa. as per Affidavit of Service attached. Served Oct. 18, 1989.
So answers, Howard N. Stewart, Sheriff

Jan. 25, 1990, Upon ppaecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1989

Barrett & Dratler
Sylvia L. Dratler

547.

KATHIE FUCCI

vs.

DOMINIC FUCCI

COMPLAINT FOR VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Dominic Fucci, Dft, have been sued in court to obtain visitation of the child, Kara Fucci.

You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

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

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

Crawford County Bar Association, Ser. to the Public Comm. c/o Prothonotary, Crawford County Courthouse, Meadville, Pa. 16335 - Phone 814 724-4636

Date: June 19, 1989 BY THE COURT,
P. Richard Thomas, J.

Filed June 19, 1989
@

Tax & entry Paid $50.50 ✓
John Fuller, Mediator $140.00
Rec'd & fwd 3/26/90 9.00 ✓

2/5/90 Recd $70.00 from Defendant

Recd 3-1-90
$70.00
Vivian Stoltz

3/6/90 Recd $40.00 from Plaintiff

3/26/90 Recd 30.00 from Plaintiff

Recd 4-4-90
$40.00
Vivian Stoltz

Recd 4-4-90
$30.00
Vivian Stoltz

July 19, 1989 Affidavit of Service filed. SYLVIA L. DRATLER, ESQ., being duly sworn according to law, deposes and says that the facts setforthin her Affidavit of Consent are true and correct to the best of her knowledge, information and belief.

1. The affiant is the attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Complaint for Visitation was sent by registered mail to the Defendant on June 21, 1989. The Sender's Receipt is attached hereto.
3. The registered mail was sent to Dominic Fucci, R.D.#6, Homecroft St., Meadville, PA 16335.
4. That the defendant received said registered mail on June 22, 1989. Said receipt card number P 966 074 348 is attached hereto and signed by Dominic Fucci.

Sylvia L. Dratler

Aug 10, 1989 Order filed: AND NOW, August 10, 1989, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Kara Fucci shall be shared between her father, Dominic Fucci, and her mother, Kathie Fucci, that is each parent shall be entitled full access to school records, medical records and other important records, and each parent shall be entitled to take part fully in decisions affecting the child's education, religious instruction and other such important decisions.

II. Physical custody of Kara Fucci shall be with her father, Dominic Fucci, subject to the following conditions:

A. The mother shall be entitled to visit and have the child in her custody every Saturday in August and September of 1989, beginning August 5, 1989, from 9:00 a.m. Saturday morning until 9:00 p.m. Saturday evening. Beginning Friday, October 6, 1989, the mother shall be entitled to visit and have the child in her custody every other weekend from 5:00 p.m. Friday evening until 5:00 p.m. Sunday evening.

B. Holidays shall be defined as the child's birthday, Thanksgiving, Christmas and Easter. The child shall spend a part of each of the above-mentioned holidays in the home of the mother and a part in the home of the father. In 1989 the child shall spend the morning portion of each of the above-mentioned holidays until 12:00 Noon in the home of her father and the afternoon portion of the above-mentioned holidays in the home of her mother, that is, from 12:00 noon until 7:00 p.m.

In 1990 and even years thereafter, the child shall spend the morning portion of such holidays in the home of her mother, that is, from 8:00 a.m. until 12:00 Noon and the remaining portion of such holidays in the home of her father.

C. Beginning with the Summer of 1990, the child shall be entitled to spend four weeks each Summer in the home of her mother, which weeks need not be consecutive. The mother shall provide the father with at least thirty (30) days notice of any weekly Summer visits she intends to exercise with the child.

D. 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.

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

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

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

IV. This order is entered without prejudice to the right of either party to request a further mediation conference or hearing at any time after November 1, 1989 for the purpose of reviewing the custody and visitation schedule.

V. Cost of the mediation conference shall be equally divided between the parties.

Robert L. Walker, Judge

Aug 10, 1989 Copies of order put in Attys. Dratler and Fuller's boxes and copies mailed to plaintiff and defendant.

548

1989

Barrett & Dratler
Bruce A. BArrett

548.

David Truax

3/6/90 Recd. 57.25 from Plaintiff

Recd 4-2-90
$57.25
Vivian Stalty

WANDA L. PIZER

vs.

WILLIAM N. PIZER

Filed June 19, 1989
@

Tax & entry paid $50.50 ✓
William Pineo, Mediator 114.50
Pro Se Pd 3/6/90 9.00✓

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, William N. Pizer, dft, have been sued in court to obtain cusotdy of the children, Bridget Pizer, Branki Pizer and Nicholas pizer.

You are ordered to appear in person for a conference at such time and place as may be set by WILLIAM PINEO, CHILD CUSTODY MEDIATOR.

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

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

Crawford County Bar Assoc. Ser. to the Public Comm. Crawford County Courthouse c/o Prothonotary, Meadville, Pa. 16335 Phone 814 724-4636.

Date: 6/22/89

BY THE COURT,
P. Richard Thomas, J.

June 28, 1989 Affidavit Of Service filed. BRUCE A. BARRETT, ESQ., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Consent are true and correct to the best of his knowledge, information and belief.

1. The affiant is the attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Complaint for Custody was sent by registered mail to the Defendant on June 23, 1989. The Sender's Receipt is attached hereto.
3. The registered mail was sent to William N. Pizer, R.D.#7, Barton Road, Meadville, PA 16335.
4. That the Defendant received said registered mail on June 26, 1989. Said receipt card number P 966 074 349 is attached hereto and signed by William Pizer.

Bruce A. Barrett

Aug 1, 1989 Temporary Order filed: AND NOW, this 31 day of July, 1989, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties ahll share legal and physical custody of the subject minor children, Bridget, Brandi and Nicholas Pizer.

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 persons or entities having confidential information about the children are hereby authorized to divulge to either party such information.

3. The father shall have primary physical custody from one week preceding of the opening of the children's school session until one week after the closing of the children's school session the following spring. For 1989, the mother shal have primary physical custody from the date of this Order until one week previous to the opening of the school session. For 1990 and years following, the mother shall have primary physical custody from one week after the close of the school session in the spring until one week previous to the reopening of the school session for the fall term.

4. The party not having physical custody of the children shall have temporary physical custody every weekend, except for the last weekend of each month, from Friday after school, if school is in session, or from Friday at 2:30 p.m., if school is not is session, until Sunday at 6:00 p.m.

5. Holiday visitations shall be arranged as follows:

For Christmas there shall be two 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. For 1989, the mother shall have her children for the first period and the father for the second, and the parties shall thereafter alternate the two Christmas visitation periods.

6. The other major holidays shall be defined as Labor Day, Thanksgiving, Easter, Memorial Day and Independence Day. Visitations shall be from 9:00 a.m. to 8:00 p.m.. The father shall have his children for visitation on Labor Day, 1989, and parties shall thereafter alternate these holidays. In addition, the father shall have his children for visitation for Father's Day and the Mother for Mother's Day, during the same hours as for the other holidays.

7. In addition to the visitation at Christmas as specified, the mother shall have her children for visitation each year from December 26 at noon through January 2 at noon.

8. The party receiving the children in the exercise of his or her visitation or custodial rights shall provide transportation.

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

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

11. Either party may request a further review of the arrangements set out in this Order in the summer of 1990.

12. The parties are free to make alternative or additional arrangements regarding visitation and custody and are encouraged to do so where that is convenient and proper. Said arrangements shall be by mutual agreement only in the absence of which this Order shall govern.

13. Costs and fees of this Mediation, which are fixed at $114.50, and divided equally between the parties with the share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
P. Richard Thomas, J.

Aug 3, 1989 Copies of order put in Attys. Pineo, Barrett and Truax's boxes and copies mailed to Plaintiff and Defendant.

Jorden & White
Harry Faber White II

549.

Watts,Pepicelli,Youngs
And Youngs
Alan F. Pepicelli
for Community Health Ser.Inc.

ARTHUR P. PRINGLE AND DORIS G. PRINGLE, HIS WIFE

vs.

ALLEGHENY COLLEGE; COMMUNITY HEALTH SERVICES; MEADVILLE BICENTENNIAL COMMITTEE, INC.; CRIMESTOPPERS, INC.; AND VENANGO FIRE DEPARTMENT

Filed June 19, 1989
@ 3:13 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	75.00
Pro co Pd 11/21/91	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Aug. 1, 1989 Writ Return filed. SERVED Venango Fire Dep't. on July 10, 1989, at 11:44 AM by handing copy of Summons to John Baush, Sec., at his place of employment, Gulf Station, Cambridge Springs, crawford County, PA.
SERVED Meadville Bicentennial Committee on July 13, 1989 at 1:35 PM by handing copy of Summons to David Wendtand, City Manager, at Municipal Bldg., 984 Water Street, Meadville, Crawford County, PA.
SERVED Allegheny College on July 13, 1989 at 3:10 PM by handing a copy of the Summons to Larry Silvas, Dep't. Head, Security, at N. Main Street, Meadville, Crawford Co., PA.
SERVED Community Health Services on July 13, 1989 at 2:58 PM by handing copy of Summons to John L. Wallach, Jr., Executive Director, at 916 Diamond Park, Meadville, Crawford County, PA.
SERVED Crimestoppers, Inc. on July 7, 1989 at 2:48 PM by handing copy of Summons to Mary Royer, adult in charge, at State Police Barracks, 79 Murray Road, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 9, 1990 Appearance of Watts, Pepicelli, Youngs and Youngs By Alan L. Pepicelli, Attorney for Defendant, Community Health Services, Inc. filed.

Nov. 18, 1991 Upon praecipe of plaintiff attorney, the above captioned case is settled and discontinued of record.

550

1989

William J. Gregg

550.

Gordon R. MIller
William L. Walker

LOUISE ARTMAN AND
RALPH ARTMAN -

vs.

BECKS RUN AUTO WRECKING
AND CARRIE LIPPAY

Filed June 20, 1989
@ 11:18 a.m.

Tax & entry Paid . $50.25✓

Pro Co Pd 3/14/90 6.00✓

APPEAL OF DEFENDANTS FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30- 3- 01

June 20, 1989, Rule entered upon plaintiff to file complaint issued.

June 26, 1989 Proof of Service filed.

July 10, 1989 Complaint filed.

Aug. 4, 1989, ANswer and New Matter filed.

Mar. 13, 1990, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

FRONT

1989

Timothy P. Bergstrom

vs.

Mary I. Bergstrom, Grandmother
Patricia A. Buchanan, Mother

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of

of

AD 1989-83

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which periods he shall continue to participate in the Parent/Child Enrichment Center Program, and that arrangement will continue until such time as a further Order is entered following the custody mediation conference.

4. The Plaintiff shall not at any time remove the child from the geographic area of Northwestern Pennsylvania, which is hereby defined as the Counties of Erie, Warren, Crawford, Forest, Venango and Mercer.

5. The parties have agreed that the Parent/Child Enrichment Program personel may be contacted by the grandmother, Mary I. Bergstrom, to verify the Plaintiff;s and the child's attendance at those programs and progress therein and the sponsors of the program are specifically authorized and directed to furnish such information to the said Mary I. Bergstrom, and the Plaintiff shall furnish a copy of this Order to the personnel of that program, so that they will be assured of their right to have such discussions with Mary I. Bergstrom.

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

Feb Feb 13, 1989 Copies of order to Attys. Eglinton, and Gamble. by Court Reporter Elsie Huser.

1989

Gloria A. Antoniotti

vs.

William Harkness

Record continued from page 297

of record

A.D. 1989 - 297

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Oct. 25, 1989 Motion For Continuance and Order filed. And now, October 25, 1989 Upon presentation and consideration of the within Motion , this case is continued to the 3rd day of November, 1989 at 2:30 o'clock p.m. Imogene Yetman, C.A.

Oct. 25, 1989 Copy put in R. Charles Thomas' box and copy mailed to William Harkness

Linda M. Swartz

vs.

John F. Swartz
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Record continued from page 77
of record

A.D. 1989 - 77
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June 23, 1989 DECREE IN DIVORCE FILED.

AND NOW, June 23, 1989, the Court having heard this case and having fully considered and proceeded to determine the same as to law and justice appertain. Do Sentence and Decree that Linda M. Swartz and John F. Swartz be divorced and separated from the nuptial ties and bonds the matrimony heretofore contracted between them the said Linda M. Swartz the Plaintiff and the said JOhn F. Swartz the Defendant: AND that thereup all and every, the duties, right and claims accruing to either the said Plaintiff or the said Defendant at any time heretofore in pursuance of said marriage, shall cease and determine, and the said Plaintiff and Defendant shall severally be at liberty to marry again in like manner as if they have never been married.

It is further ORDERED AND DECREED that the Settlement Agreement dated April 28, 1989 and entered into between the aprties as included in the record attached to the Praecipe to Transmit Record is incorporated herein by reference and made aprt of this Order, and each and every provision thereof is binding upon the parties as though fully set forth herein.

BY THE COURT:
P. Richard Thomas, J

June 23, 1989 DECREE AND Order filed.

1. Divorce; AND NOW, this 23 day of June, 1989, on the grounds of irretrievably breakdown under Section 201(c) ofthe Divorce Code, in the above case having been duly approved, the Court, by virtue of the authority vested in it by law, decrees that LINDA M. SWARTZ, and JOHN F. SWARTZ, are hereby divorced from the bonds of matrimony, and all the duties, rights, and claims accorded to either of the parties at any time heretofore, in pursuance of said marriage, shall hencesforth cease and determine, and the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said aprties shall severally be at liberty to marry again as if they had never been married.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, as follows:

2. Property Distribution

a. The husband and wife have entered into a Marriage Settlement Agreement amicably and satisfactorily distributing their personal property, settling custody, child support, post-divorce alimony and equitable distribution as follows:

CUSTODY. Custody of the daughter, Georgia Marie, shall be with the mother. Custody of the son, John David shall be with the father. Each of the parties shall have liberal periods of visitation with the children.

CHILD SUPPORT. The husband agrees to give to the Wife the sum of $40.00 per week for the support of his daughter. The husband also agrees to maintain hospitalization and major medical insurance on his daughter.

POST-DIVORCE ALIMONY. The husband conenants and agrees to pay the sum of $60.00 per week as post-divorce alimony for a period not to exceed four hears fromthe date of divorce. Alimony will cease earlier if the Wife has completed a two year education course and obtained employment. In no event shall the alimony terminate earlier than two years from and after the date of divorce. It will terminate if the Wife dies or remarries. This obligation is binding upon the Estate of the husband.

EQUITABLE DISTRIBUTION:

PERSONAL PROPERTY. Within sixty (60) days of the signing of this Agreement, the wife shall receive the following items fromthe marital residence; Bicycle, two white lawn chairs, bird feeder, folding chair, outside clay pot, legal documents, mementos and Christmas decorations. In exchange for three phones from the husband, wife releases allinterest she has in the business. Wife shall also receive the 1988 Cavalier and be responsible for the outstanding purchase money obligationon said behcile. The husband shall retain the 1986 Horizon and similarly be responsible for its remaining purchase money obligation.

REAL ESTATE. The residential real estate situate at 1136 E. Lake Road, Jamestown shall hereafter be the sole and exclusive property of th e husband and in consideration thereof the hasband agrees to be solely and exclusively responsible for the purchase money mortgage thereon and to repay wife's parents pursuant to their loan of $5,000.00 to these parties for the down-payment on said real estate. Husband shall also pay to the Wife, the sum of $2,750.00 at the time of the execution of the Settlement Agreement.

QDRO. A Stipulation to Qualifying Domestic Relations Order was signed by both parties.

COUNSEL FEES. Husband agrees to pay the sum of $500.00 toward counsel fees of the wife's attorney.

b. The parties have amicably, in said Marriage Settlement Agreement settled all bank accounts and any other liquid assets between them.

c. Both parties were advised by Counsel: For the husband, C. barton Jones; for the wife, Ruthanne Beighley. The agreement was a product of negotiations.

d. Personal rights were delineated inthe agreement and mutual releases were given.

e. The usual boilerplate language, including the Pennsylvania law shall govern, was included. The Agreement was properly executed and notarized.

BY THE COURT,
P. Richard Thomas, J

Daniel Vargo

vs.

Christine Hunt

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of record

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Apr. 3, 1990 Order filed. and now, April, 2, 1990, this case appears on the trial list. The Matter is now on appeal from a summary judgment Order in the Superior Court and accordingly, we strike this case from the trial list without prejudice to the right of the parties to replace it on the trial list after ruling by the Superiod Court. BY ORDER OF THE COURT, P. Richard Thomas, P.J.

Apr. 5, 1990 Copy of order put Paul Shafer's box and copy mailed to Raymond Radakovich

Jan. 25, 1991, CERTIFICATE OF CONTENTS of Remanded Record and notice of Remand returned from Superior Court filed. (record returned)

Jan. 25, 1991, OPINION AND ORDER from Superior Court of Pennsylvania filed. ORDER: AND NOW,this 16th day of Oct. 1990 it is ordered as follows: Judgment affirmed. By the Court, Popovich; Johnson & Hester JJ. Opinion by Popovich, J.

Clifford R. Hastings

vs.

Catherine Hastings

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of record

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17 Apr. 22, 1991 Motion For Special Order For Discovery filed.

18 Apr. 22, 1991 Order filed. AND NOW, April 22, 1991 after an informal hearing on the defendant's motion for special order for discovery it is ordered as follows pursuant to Pa. R.C.P. 1920.22:

1. Within twenty (20) days from this date, the defendant shall issue to, and serve upon counsel for the plaintiff a request for production of documents and/or interrogatories to uncover and determine any and all transactions and accounts of the plaintiff at Atlantice Financial, Thompson-McKinnon, Prudential-Bache and Marine Bank for a period of time beginning five (5) years prior to the date of separation, up to the time of separation and from the time of separa tion to the present time. The plaintiff shall respond to these discovery requests within thirty (30) days after service of the requests or interrogatories upon him.

2. Within twenty (20) day from the date of this order the plaintiff shall furnish counsel for the defendant with a statement from the pl aintiff's employer, prepared and signed by an official and other employee of the pl aintiff's employer who has personal knowledge of the contents thereof, setting forthin full all of the compensation, benefits, fringe benefits and emoluments which the plaintiff is paid, is entitled to or has been promised as a condition of employment with his employer. Said statement shall include a full and complete list of all payments made on behalf of or to the plaintiff since the date of employment up to the present time.

3. Within twenty (20) days from the date of this order, the plaintiff shall issue and serve upon counsel for the defendant a request for production of documents and/or interrogatories requesting the indentity of marital and nonmarital assets, valuation, dates of acquisition and other matters which would normally be contained in an inventory and appraisement under Pa. R.C.P. 1920.33 and other inquiries or amtters reasonably related thereto. The defendant shall respond to thoese interrogatories and/or requests for production within thirty (30) days after receipt of the same.

BY THE COURT,
Gordon r. Miller, J

Apr. 22, 1991 copy mailed to Jos. Wymard, Esq & copy in M. Kirkpatrick's box

19 Apr 24, 1991 Sur Plaintiff's Bifurcation Request and order filed: AND NOW, April 22, 1991, it is ordered as follows:

1. The plaintiff's request for bifurcation of the issues is denied without prejudice to the plaintiff to file a similar request in the future, which said request shall include a proposal as to the appropriate protection and preservation of the marital assets fro, inter alia, claims of creditors ; providing continued support/alimony pendente lite and insurance coverage for the defendant and a written waiver of the Dead Man's Act that would bind the plaintiffs heirs and personal representatives in the event of his death before the economic issues were resolved.

2. The parties shall, with deliberate speed, bring the issues collateral to a divorce to a posture where a Master's hearing could be held. Specifically, the parties are ordered and directed to file their income and expense statements and inventories and appraisements, as required by Pa. R.C.P. 1920.33 no later than June 15, 1991 if they have not already done so. This date is well beyond what is reasonable and required but is set in view of the fact that we have, by a prior order, permitted certain discovery to take place and established deadlines thereon.

3. The parties shall otherwise be prepared to complete this litigation and to file a motion for appointment of a Master no later than July 1, 1991.

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

Apr 24, 1991 Copies to M. Kirkpatrick and J. Wymard.

20 Apr 24, 1991 Petition to Prohibit Bifurcation filed.

21 June 24, 1991 Notice of Service of Interrogatories and Request for Production of Documents filed.
Mary Ann Kirkpatrick, Esquire

22 June 24, 1991 Defendant's Income and Expense Statement filed.
Mary Ann Kirkpatrick, Esquire

23 June 24, 1991, Motion for Appointment of Master in Divorce and Order Appointing Master filed. AND NOW, 6/26/91 EMIL M. SPADAFORE is appointed master in respect to to following claims: Divorce, Alimony, Equitable Distribution,
Counsel Fees and Costs
Deposit required: By Plaintiff $1,000 By Defendatn $300.

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

June 28, 1991 copies to E. Spadafore, M. Kirkpatrick & Joseph m. Wymard.

24 June 26, 1991, Motion for Hearing Regarding Sanctions and Order filed. ORDER: AND NOW, June 26, 1991, hearing on Plaintiff's request for Sanctions is sc heduled for July 24, 1991 at 1:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, located in Meadville, pa.

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

July 1, 1991 copies to E. Spadafore, M. Kirkpatrick and Jos. M. Wymard.

25 July 11, 1991 Income and expense Statement of defendant filed.

26 July 15, 1991 Answers to Interrogatories and Request for Production of Documents filed.

27 July 15, 1991 Inventory and Appraisement of Defendant filed.

28 July 22, 1991 Motion To Reschedule Hearing Regarding Sanctions and Order filed. And Now, July 22, 1991 hearing on Plaintiff's Request for Sanctions is scheduled for August 23, 1991, at 9:00 a.m. O'clock in Courtroom number 1 or 2 of the Crawford County Courthouse, located in Meadville, Pennsylvania.

By the Court:
Gordon R. Miller, J

July 22, 1991 Copies of order to Atty. Kirkpatrick, Spadafore and Wymard.

Continued on Page 606

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1989

Yetivemarie Wood

vs.

Everett Wood

Record Continued from page 555

of

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Apr. 10, 1991, Motion to compel Scheduling of Master's Hearing and Order filed. ORDER: AND NOW, April 10, 1991 hearing on Motion to Compel Scheduling of Master's Hearing is sc heduled for Apr. 22, 1991 at 3:30 p.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse, located in Meadville, Pa.

By the Court:
Gordon R. Miller, J.

Apr. 15, 1991 copies to M. Kirkpatrick, Paul Allen, Henry Ekker, W. Moore.

Apr. 16, 1991, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Apr. 22, 1991 Answer To Motion To Compel Scheduling Of Master's Hearing filed.

Apr. 22, 1991 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Apr 26, 1991 Order filed: AND NOW, April 22, 1991, the matter is before the Court in a confused situation with the Plaintiff asking for a motion to compel the Master to set a hearing alleging that the Defendant through dilitory discovery proceedings is attempting to delay the divorce because he does not want the divorce. There are numerous agruments about various accounts, particularly a Bessemer Credit Union Account which was in existence during the marriage of the parties. It appears to be the theory of the Defendant that through som manipulation of this account, he was defrauded out of substantial amounts of money during the marriage.

The Plaintiff's contend they gave an authorization to the Defendant to examine the accounts at the Credit Union with the original authorization apparently running through 1991. Apparently this authorization was rescinded and in substitution, therefore, the authorization was given to examine all activity in the account up until the date of separation on March 27, 1989. It is now contended by the Defendant that there may be other accounts at Bessemer Credit Union either in joint name or in the wife's name. The Court is read an Authorization given to the Defendant's Attorney, but this apparently does not satisfy them. Accordingly, the Court DIRECTS that regarding the Bessemer account, the plaintiff through her attorney will give another authorization to Paul E. Allen, attorney for the Defendant, authorizing an examination of any and all accounts in the name of Yetivemarie Wood or in the name of Everett Wood and Yetivemarie Wood at the Bessemer Credit Union accounts at any time between May 1, 1969 and the time of separation, Mary 27, 1989.

This and all other discovery will be completed by June 1, 1991, and the court will entertain no motion for further delay in the divorce action because the Defendant wishes additional discovery.

The Defendant has requested discovery of post-separation telephone bills, and the request is denied.

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

May 3, 1991 Copies of order put in Attys. Kirkpatrick, Allen and Moore's boxes and copy mailed to Atty Ekker.

May 7, 1991 Petition for Contempt and Order filed. And Now, May 6th, 1991, the defendant is ordered not to schedule any depositions or issue any subpoenas without further order of court.

Further, the deposition of Bessemer Federal Credit Union shall not be take until authorized by Order signed by a Judge of the court of Common Pleas of Crawford County, Pennsylvania.

As we understand the Rules depositions may not be taken in Divorce Matters without court approval (Pa. R.C.P. 1920.22)

By the Court,
Gordon R. Miller, J

May 7, 1991 copy put in Atty's box.

May 7, 1991 Memorandum and Order filed. AND NOW, May 6, 1991, upon receipt, review and consideration of the plaintiff's petitio for contempt it is ordered as follows:

The deposition of Bessemer Systems Federal Credit Union scheduled on April 24, 1991 for May 15, 1991, shall be limited to scope to matters that occurred between May 1, 1969 and March 27, 1989.

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

May 7, 1919 copies pu tin Atty's box.

May 9, 1991 Notice Of Master's Hearing filed.

May 24, 1991 Petition For Permission To Complete Full Discovery filed.

May 24, 1991 Order filed. The matter is back before the Court May 20, 1991, on a petition by the Defendant asking for more time to complete full discovery in this divorce action. The divorce was initially filed April 7, 1989, discovery was allowed by Order dated September 20, 1989 and the matter was before the Court again April 22, 1991.

We noted in our April 22, 1991, Order, Plaintiff was anxious that the appointed master conduct a prompt hearing and contended that the ongoing discovery process by the Defendant was merely a dilatory tactic to further delay this relatively simple divorce action. On April 22nd we entered an Order allowing further examination of Bessemer Credit Union accounts in single or joint names and directed another authorization for said examination be fiven to the Defendant. Apparently this Order was complied with. At the same time, the Defendant proclaimed that the discovery requests were not complied with because of the Plaintiff refused to furnish records of all per sonal telephone calls of the Plaintiff made after the separation of the parties. The Defendant, both a the April 22, 1991, informal hearing and again on the presentaiton of a new petition for further discovery on May 20, 1991, wants access to records of all past separation telephone calls mad eby the wife plaintiff. We denied the Defendant's request to procure records of all past separation telephone call in our Orde rof April 22. When th emtter came before the Cour ton May 20, 1991, the Court again inquired of counsel for the defendhat why they were renewing this request and the only response was that they "might discover something" relevant to the divorce action. When the Court inquired as to what this might be, we were not further enlightened except by a vague statement that the telephone calls might disclose that the Plaintiff had some contact with unknown brokerage or investment agencies. We considered this request a dilatory tactis and again denied said request.

Our previous Order required discovery to be completed by June 1, 1991, and we cannot conceive that granting the present last minute request for further discovery would further enlighten the Defendant relative to equitable distribution and alimony issues.

We deny the newly filed Petition for Permission to Complete Full Discovery and affirm our former Order that discovery be completed by June 1, 1991. We have every confidence that if during the Master's Hearing, the Master has reasonable grounds to believe there is a wilful and knowing secreting of assets by either par ty not fully disclosed in discovery proceeedings that the Master can take the necessary steps to procure the essential missing facts from either party in order to render a decision.

Petitioned denied.

DATED: May 20, 1991.

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

May 24, 1991 copy put in bix for Atty's Kirkpatrick, Moore and Allen and copy mailed to Atty. Ekker

July 26, 1991 Master's Report filed.

July 31, 1991 Notice Of Master's Hearing filed.

Aug. 5, 1991 Upon praecipe of Plaintiff Attorney for Review Under Section 201(d) ofthe Divorce Code, this case moved to court.

Continued on page 554c

YETIVEMARIE WOOD

VS.

EVERETT WOOD

Record continued from page 554B

of record

A.D. 1989 - 321

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Aug. 12, 1991 **O R D E R F I L E D .**

AND NOW, this 12th day of August, 1991, it is hereby ORDERED, ADJUDGED and DECREED that:

1. The marriage heretofore existing between Everett Wood and Yetivemarie Wood is hereby dissolved and the parties are hereby divorced, and all legal duties, rights and claims of either of the parties to th eohter in pursuance of said marriage are her eby terminated.

2. The Husband, Everett Wood, is awarded the real estate, the parties' residence in Greenwood Township, crawford County, Pennsylvania; all of the tangible personal property now in his possession, including the 1978 Concord, and the 1987 American Motors Eagle Station Wagon; the parties cemetery lots; the Navistar stock; the Priority checking Money Works, Savings, and Handy Bank checking accounts at Marine Bank; his I.R.A.; and his pension plan.

3. The Wife, Yetivemarie Wood, is awarded all of the tangible personal property now in her possession, including the 1988 Chrysler New Yorker; her annuities through the Mutual and Travellers INsurance Companies; her account with the Bessemer Rederal Credit Union; her I.R.A. and her pension plan.

4. The Wife, Yetivemarie Wood, shall pay the Master's and stenegrapher's fees, and the remaining court costs.

5. All other lcaims of either party to equitable distribution, alimony, and counsel fees are dismissed.

PER CURIAM,
Gordon R. Miller, J

Aug. 21, 1991 Petition For Payment of Master's Fees and Court Stenographer's Fees and ORDER filed. AND NOW, this 21st day of August, 1991, upon presentation of the foregoing Petition, and in consideration thereof, it is hereby Ordered that the Master's fees are set at $401.50, and the fee of the Court Stenographer of $45.00 is approved. The Prothonotary is directed to forthwith release to the Master the Plaintiff's deposit of $400.00; and it is further Ordered that the Plaitiff shall, within thirty (30) days, deposit with the Prothonotary the additional sum of $47.48 from which the Prothonotary shall pay the balance of the Master's fee in the amount of $1.50 and the fee of the Court Stenographer in the amount of $45.78.

PER CURIAM,
Gordon R. Miller, J.

Sept. 3, 1991 Copy of Order to Attys. Mary Ann Kirkpatrick, William Moore, Paul Allen, copy mailed to Atty. Ekker.

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1989

Yetivemarie Wood

vs.

Everett Wood

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The defendant shall file both of such documents on or befodre Aug. 31, 1989 and in the event he fails to do so, he will not be permitted to offer testimony as to any economic issues at the time of the Master's Hearing.

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

Aug. 10, 1989 copies to M. Kirkpatrick, Paul Allen and Wm. Moore.

Aug. 11, 1989, Inventory and Appraisement of Everett Wood filed.

Aug. 31, 1989 Income and Expense Statement of Defendant filed.

Sept. 15, 1989, Notice of Service of Interrogatories filed.

Sept. 20, 1989 Petition For Discovery Order and Order filed. And Now, September 20, 1989 after consideration of the foregoing Petition, it is hereby ordered that the parties may engage in full discovery pursuant to Pennsylvania Rules of Civil Procedure No. 4001 through 4205, "Depositions and Discovery".

By The Court:
Robert L. Walker, J

Sept. 21, 1989 Copies of order put in Paul Allen, Mary Ann Kirkpatrick and William Moore's ox.

Nov. 22, 1989 Motion for Sanctions and ORDER filed.And Now, November 22, 1989, upon presentation of Plaintiff's Motion for Sanctions, hearing thereon is scheduled for Dec. 13, 1989, at 10:00 o'clock in Courtroom No.1 or 2 of the Crawford County Courthouse in Meadville, PA.

By The Court:
P. Richard Thomas, J.

Nov. 27, 1989 Copy of Order to Attys. Paul Allen, Mary Ann Kirkpatrick and William Moore.

Dec. 12, 1989, Motion to Withdraw Request for Sanctions and Order filed. ORDER: AND NOW, December 11, 1989, Motion granted and hearing scheduled for December 13, 1989, is cancelled.

BY THE COURT,
P. Richard Thomas, J.

Dec. 13, 1989, copies of order to Paul Allen, M. Kirkpatrick and Wm. Moore.

Jan. 22, 1990, Notice of Master's Hearing filed.

Feb. 7, 1990, Appearance of Cusick, Madden, Joyce and McKay, by Henry M. Ekker, attorneys for defendant, filed.

Feb. 22, 1990 Motion for Protective Order and Order filed. AND NOW, February 20, 1990, the within motion is denied as counsel for the defendant has alleged good faith reasons for the need to inquire into charges of fault brought by the plaintiff in order fo rthe defendant to establish his defenses and to inquire into the plaintiff's finances.

BY THE COURT,
Gordon R. Miller, J

Feb. 22, 1990 Copies given to Paul Allen and Mary Ann Kirkpatrick

Feb. 23, 1990, Notice of Master's Hearing Continuance filed.

May 4, 1990 Petition For Sanctions and Order filed. And now, May 4, 1990, upon presentation and after due consideration of the foregoing Petition For Sanctions, a RULE TO SHOW CAUSE WHY THE PLAINTIFF SHOULD NOT BE DEPOSED OR SANCTIONS IMPOSED UPON THE PLAINTIFF is hereby granted, returnable and for argument the 11th day of May, 1990, in Courtroom No. 1. at 2:30 p.m.

May 7, 1990 Copies of order put in Paul Allen, Mary Ann Kirkpatrick and william Moore's box.

May 9, 1990 Answer To Petitio For Sanctions filed.

May 14, 1990 Stipulation of Counsel And Order filed. AND NOW, May 11, 1990, the Court orders and directs the Counsel for the parties to take the deposition of the Plaintiff on June 18, 1990 beginning at 10:00 am, EDT at the Crawford County Court House; the deposition shall not be postponed except upon order of this Court for good cause shown by Motion of Counsel for either party. Further, a Subpoena Duces Tecum may be served upon Plaintiff through her Counsel, provided that the same is served at least 14 days prior to the date of the taking of the deposition. Defendant's Petition for Sanctions is hereby dismissed.

Per Curiam
P. Richard Thomas

2 copies atty Allen, 1 copy Atty Kirkpatrick

June 15, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Douglas R. Long, Deputy Sheriff who being duly s worn according to law, deposes and says that on the 30th day of May, 1990, at 2:50 P.M., he served Subpoena, filed at No. 321 A.D. Term, 1i989, Crawford County Pennsylvania upon plaintiff Yetivemarie Wood at her place of employment, Greenville REgional Hospital, 110 NOrth Main Street, Greenville, Pennsylvania 16125 By making known the contents thereof to Yetivemarie Wood personally and handing to and leaving with her the subpoena received from Sheriff of Crawford County.

So answers,

Douglas R. Long, Deputy Sheriff
William H. Romine, Jr., Sheriff

SERVED Yetivemarie wood by deputizing Sheriff of Mercer County, PA as per his Affidavit of Service attached. Served: May 30, 1990

So answers,

Howard N. STewart, Sheriff

Mar. 13, 1991 Petition for Special Relief and Order filed. And NOw, March 13, 1991, Hearing on Petition for Special Relief is set for April 22, 1991, at 3:30 O'clock P.M. in Courtroom number 1 or 2 of the crawford County Courthouse located in Meadville, Pennsylvania.

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

Mar. 19, 1991 Copies of order put in Mary Ann Kirkpatrick and Paul Allen's box.

Continued on Pg. 554B

Joyce A. Williams

vs.

Russell J. Williams
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Record continued from page 393

of record

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June 29, 1989 Order filed. AND NOW, June 28, 1989, at the time the hearing is scheduled on a petition for contempt of this Court's abuse Order of May 8, 1989, the parties through their respective counsel advise the Court that no hearing is necessary, and that the matter has been amicably resolved as follows:

1. The Plaintiff/Wife may continue to occopy the marital home ofr a period of six (6) months, and agrees to list thehome for sale with Price Real Estate at a sale price that said realty company believes is appropriate. Both parties agree to sign th elisting contract when presented.

2. Apparently the home is financed by a first mortgage to Marine Bank, and Defendant/Husband agrees to make all monthly payments due on said mortgage. Apparently the former owners have a second lien note, the exact terms of which are not clear to the Court, but apparently require some type of balloon payments on certain dates. The parties agree that there are sums due Mr. Weaver, but the agreement today does not provide for a commitment by either party to pay anything on the Weaver note in anticipation of the fact that when the property is sold, the Weaver note will be paid from the sale proceeds in full.

3. The parties mutually agree that upon the husband's payment of the monthly mortgage payments of approximately $441 that one-half (1/2) thereof (wife's share) is to be given as a credit to the husband before the Master or the Court ultimately makes equitable distribution of marital property.

4. As to Paragraph #3 (A) (B) and (C), of the petition for contempt, the parties agree that the assault issue in 3A will not be litigaged this date, but that the husband agrees that he will fully comply withthe Court's Order of May 8, 1989 as it relates to abusing and assaulting his wife.

In regard to (B), the wife contends that certain papers were removed from the car during the time the h usband admittedly had the care for a period of approximately one (1) hours, and said papers were only this date turned over to the wife and her attorney. She needs time to ascertain by careful examination of these papers whether all of the papers taken have been returned. In the event she finds certain missing papers taken from her car, she will reduce the same to writing and present it to her husband's attorney with a demand that said papers be returned. If those papers are in the possession of the husband, he will return them within twenty-four (24) hours.

In Paragraph (C), the wife contends that the husband or some one on his behalf is surreptitiosly entering her home, destroying personal property and taking things from thehome. The wife admits she cannot prove it is the husband, and the husband denies it is he who is entering the home or taking anything from the home. The Court DIRECTS that the husband not go to the residence for any purpose and not remove or destroy anything fromin or about the residence. At such time as the wife has definitive proof that this Order is being violated, the Court will entertain a further petition for contempt.

It appears that in the Court's Order of May 8, 1989, in Paragraph 2 of page 2, the Court neglected to direct that the Defnedant not procure others to harass, annoy, assault or threaten the wife, and at the request of the Plaintiff/Wife, we now add the following to Paragraph 2 of our former order: The Defendant is DIRECTED not to encourage or procure others to directly or indirectly harass, annoy, assault or threaten the wife in any fashion.

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

July 5, 1989 Copies of order put in Wesly Rowden and Theodore Watts' box.

Aug 16, 1989 Petition for Special Relief and Order filed: AND NOW, this 16th day of August, 1989, a rule is entered upon the Plaintiff to show cause, if any she has, why the relief prayed for in the foregoing Petition for Special Relief should not be granted.
Returnable for hearing on the 29th day of August, 1989, at 1:30 P.M.o'clock, P.M. in Court Room No.1.

By the Court,
Robert L. Walker, Judge

Aug 17, 1989 Copies of order put in Attys. Rowden and Watts' boxes.

Aug. 21, 1989 Motion to Withdraw J. Wesley Rowden, Esq, Attorney for Plaintiff and Order filed. Order: AND NOW, this 21st day of August, 1989, J. Wesley Rowden, of Ferguson, Spataro & Rowden, are hereby granted leave to withdraw their appearance in the above captioned matter.

BY THE COURT,
Robert L. Walker, J.

Aug. 23, 1989 copies of order to J.. Wesley Rowden and Theodore Watts, attys.

Aug. 30, 1989, ORDER filed. AND NOW, August 29, 1989, the defendant having petitioned for special relief relating to obtaining his personal property and signatures on the applications for registration of two motor vehicles and the plaintiff having signed the applications for registration in open court, albeit reluctantly, that matter is now moot and the request for personal effects not appearing to be of an emergency nature, that hearing is also continued to Sept. 21, 1989, at 9:30 a.m. in C. R. No. 1, Court House, Meadville, Pa.

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

Aug. 30, 1989 copies to Atty. T. Watts and plaintiff.(mail)
(box)

Jan. 22, 1990 Motion to Withdraw as Consel for Plaintiff and Order filed. ORDER: AND NOW, January 22, 1990, David P. Truax, of Thomas, Truax, Spadafore, Vardaro and Walker are hereby granted leave to withdraw their appearance in the above captioned matter.

By The Court,
Gordon R. Miller, Judge

Jan. 24, 1990 Copy of Order to Attys. David Truax, Theodore Watts and Gerald Sullivan.

Feb. 8, 1990, Certificate of Service filed. Theodore H. Watts, being duly sworn according to law, deposes and says that he is atty. for defendant inthe above matter and that he served a copy of the Petition for Special Relief with Rule in the above matter on plaintiff by cert. mail, P 966 070 157 on Feb. 6, 1990 as evidence by ret. rec. card and rec. for cert. mail attached hereto. Theodore H. Watts, Esq.

Continued on page 556A

Joyce A. Williams

vs.

Russell J. Williams

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Mar. 7, 1990 Order filed. AND NOW, March 6, 1990, after a hearing and Order entered inthe divorce action between these parties at No. 1989 - 462, the abuse Order entered May 8, 1989, is modified to the extent that it is inconsistent with the Order entered this date at No. 1989 - 462.

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

Mar. 8, 1990 Copies put in Theodore Watts and County Control's box and copy mailed to Plaintiff

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B

1989

	United States Fidelity and Guaranty Company and Fidelity and Guaranty Insurance Underwriters, INc. vs. Robert K. Mathis **********	Record continued from page 175 of record A.D. 1989 - 175
	July 30, 1990 Notice Of Taking Deposition Upon Oral Examination of Robert K. Mathis filed. Sept 10, 1990, Notice of Deposition fo Corporate Plaintiff Under Pa. R.C.P. 4007.1 filed. Sept. 19, 1990 Notice Of Service Of Interrogatories and Request for Production To Defendant (First Set) filed. Apr. 2, 1991, Notice of Service that Answers to Interrogatores and Requests for Production of Documents propounded by plaintiffs were served upon Plaintiff counsel Apr. 21 1991, filed.	
Oct. 11, 1994 Upon praecipe	of Plaintiffs attorney the above captioned matter is discontinued of record.	

Jimmy Alonzo Loucks

vs.

Pamela A. Loucks

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of record

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Aug. 16, 1989 Motion to Refer Back To Mediator and Order filed. And now, August 16, 1989 The above motion allowed. Robert L. Walker, J

Aug. 16, 1989 Copies put in Bruce Barrett, Anth;ony Vardaro and John Fuller's box.

Sept. 11, 1989 Order filed. AND NOW, September 7, 1989, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of the minor child, James Loucks, shall be shared between the father, Jimmy Alonzo Loucks, and the mother, Pamela A. Loucks, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled take part fully in decisions affecting the child's education, medical treatment, religious instruction and other such important decisions.

II. Physical custody of the minor child, James Loucks, shall be shared between the mother and father as follows:

A. The father shall be entitled to custody of the child each week beginning September 11, 1989 from 9:00 a.m., Monday morning (or one-half hour before Head Start or school classes begin, whichever is earlier), until Thursday at 5:00 p.m.

B. The mother shall be entitled to custody of the child each week beginning Thursday, September 14, 1989 from 5:00 p.m. on Thursday until 9:00 a.m. (or one-half hour before Head Start or school classes begin, whichever is earlier).

C. Transportation of the child to and from the home of the mother and father shall be divided with the mother providing transportation for the child on Monday morning when the child is returned to the father's home and the father shall provide transportation Thursday afternoon when the child is returned to the mohter's home.

D. Holidays shall be defined as Christmas and Thanksgiving. In 1989 and odd years thereafter, the father shall be entitled to have the child in his custody Thanksgiving morning until Noon and the mother shall be entitled to have the child in her custody from Noon until 6:00 p.m. when the child shall be returned to the father.

In 1989 and odd years thereafter, the child shall be in the home of the father on Christmas Day from Noon until 6:00 p.m. and in the home of the mother Christmas morning until Noon.

In 1990 and even years thereafter, the child shall be in the home of the father on Christmas morning until Noon when the child shall be delivered to thehome of the mother, who shall have custody of the child from Noon until 6:00 p.m.

In 1990 and even years thereafter, the child shall be in the home of the father on Thanksgiving Day from Noon until 6:00 p.m. and inthe home of the mother Thanksgiving morning until Noon.

E. Neither mother nor father shall say anything or do anything in an attempt to turn the child against the other parent, but on the other hand shall do everything in the powe rof 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 anyillness or injury regarding the child and both parents agree to furnish the other with a current telephone number.

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

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

P. Richard Thomas, P.J.

Sept. 12, 1989 Copies of order put in Anthony Vardaro, Bruce Barrett and John Fuller's box

Oct. 9, 1989 Motion For Referral Back To Custody Mediator and Order filed. And now, October 6, 1989, Upon consideration of the foregoing Motion, the matter is referred back to the mediator John Fuller, Esq., for further review and recommendations. P R Thomas, J

Oct. 9, 1989 Copy put in Box for Atts Barrett, Vardaro & Fuller

Nov. 1, 1989 Motion for Order Amending Court's Order of September 7, 1989 and Order filed: AND NOW, 11-1-89, The above motion allowed.

P. Richard Thomas, J.

Nov 1, 1989 Copies of order put in Attys. Vardaro, Barrett and Fuller's boxes.

July 8, 1991 Complaint For Custody filed.

July 8, 1991 Stipulation and Consent Custody Order filed. AND NOW, to-wit: This 9th day of July, 1991, the following Agreement is entered into upon stipulation of the parties and the Court ORDERS and DECREES as follows:

1. This Agreement and ensuing Order of Court shall govern the custodial situation of the following child: James Matthew Loucks, born, May 25, 1985.

2. In accordance with the statutory laws of this Commonwealth, each parent shall be provided all access to the medical, dental, religious and school records of the child involved. Absent an emergency situation, each parent shall be informed in regard to the medical and dental needs of the child involved.

3. Jurisdiction ofthe child and this matter shall remain with the Court of Common Pleas of crawford County, Pennsylvania unless or until the jurisdiction would change under th Uniform Child Custody Jurisdiction Act. The police department of the City of Meadville or any other police agency within the boundary of the County of Crawford, including the Pennsylvania State Police and the officer of the Sheriff of Crawford County, are hereby instructed and required to enforce this Agreement and adopting Orde rof Court.

4. The welfare of the child shall be the primary consideration of the parties in any application of the terms of this Agreement. The parties will exert every reasonable effort to foster a feeling of affection between the child in the in the other party. Neither party shall do anything to estrange the child as to the other party, to injure the opinion of the child as to the other par ty or to hamper the free and natural development of the child's love and respect to th eother parent.

5. Primary residential custody of the child shall be as follows: primary residence shall be with Mother.

6. The Defendant/Father shallhave physical custody rights in accordance with the following schedule: (a) During the week: at times to be determined by mutual agreement ofthe parties. (b) Weekends: at times to be determined by mutual agreement of the parties. (c) Major holidays: to be alternated by mutual agreement ofthe parties. (d) Minor holidays: to be laternated by mutual agreement of the parties. (e) Mother's Day and Mother's birthday shall be with the mother; Father's Day and father's birthday shall be with the father. (f) Child's birthday: shall be shared at times to be determined by mutual agreement of the parties. (g) Vacation/Summers: Father shallhave thrity to sixty (30 - 60) consecutive or separate days of summer vacation upon giving Mother thirty (30) days' prior notice. (h) Other times: at times to be determined by mutual agreement of the parties.

7. All other periods of partial custody by either party shall be by mutual agreement of both parents after reasonable request, and such agreement shall not be unreasonably withheld.

8. Each party agrees to keep the other advised of their current residential address and telephone number. Each party shall be entitled to speak to the child by telephone at reasonable times and intervals when the child is in the custody of the other party.

9. Each par ty agrees to give the other a general itinerary of all vacations they plan to take with the child.

10. Each party shall endeavor to give at least twenty-four (24) hours' prior notice to theo ther in the event that it will not be possible to exercise any of the rights herein identified.

11. It is the intention of the parties that this agreement be adopted into an Orde rof Court.

BY THE COURT,
Gordon R. Miller, J

July 12, 1991 copy mailed to Paul J. Carney, Jr.

Mildred Ullio

vs.

Gregory Slater
****

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of record

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July 6, 1989 Order filed. AND NOW, July 5, 1989, the matter is back before the Court for informal review at the request of the Aging Office and its caseworkers. It appears that contrary to this Court's bond Order in Gregory Slater's case, Mildred Ullio living alone becomes lonesome for her family and has encouraged daughter and grandson, Gregory, to come for visits approximately every other day. Mildred Ullio because of age and informity is having difficulty living alone and requests that Court Orders be changed to allow her grandson and daughter to come back and live with her and assest in her care and maintenance. from the prior incidents in this household frequent police attendance to the scene, and from apparently an admitted assault made by grandson on Mildred Ullion, the Court declines her request to allow daughter and grandson to move back into her home.

The bond conditions previously entered are modified to the end that daughter and grandson may come to visit approximately every other day, but may not stay overnight in the home, and if Gregory Slater comes to visit his grandmother, he must be accompanied by his mother.

A copy of this Order will be forwarded to the Vernon Township Police and the Court requests if there are any incidents involving the householde, they be reported immediately to the Office of Aging and the Court.

The Court notes that Doctor Arno, Mildred Ullio's physician, does not believe it to be in her best interest if the grandson were to move back into the household.

At the conclusion of the hearing, the daughter, Sarah Slater, asks if Mildred Ullio, her mother, could be permitted to reside a few nights a week in her residence at 847 Water Street. Likewise grandson, Gregg, advises that he could live with another relative if his presence in his mother's home would prevent the grandmother taking up personal residence at the daughter's home ir in the converse thereof, have the daughter move in with the mother, without Greg residing in that household.

The Court requests the Office of Aging to investigate the conditions at the Water Street residence of the mother, and the Court leaves to their discretion whether to authorize mother, Mildred Ullio, to spend overnight visits with her daughter.

In the event the grandson, Greg, finds other living arrangements, the Court will accept a recommendation allowing daughter, Sarah Slater, to move back in the residence of the mother, Mildred Ullio, on Pennsylvania Avenue.

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

July 6, 1989 Copies given to Terry Toomey, Defendant, Stephen Hall, D.A' Office, P.D. Office, County Control and Vernon Township Police Deptartment.

Daryl L. James

vs.

Theresa A. James

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of record

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4. The parties shall share holidays in an equitable manner. The parties shall decide in advance which holidays shall be considered major holidays and shall work out the visitation periods with respect to each said holiday.

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

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

7. 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.

8.Costs and fees of this Mediation, which are fixed at $47.00, are divided equally. The mother's share shall be assessed to Crawford County because the Mediator has noted for the Court that she is on public assistance. The father's share is assessed to him as costs in this case and payments shall be mad eto the Prothonotary of Crawford County.

9. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Orde rshall be ocnsidered permanent.

By the Court,
Robert L. Walker, J

Oct. 4, 1989 Copies of orders put in Mary Ann Kirkpatrick, Kathleen Nelson and William Pineo's box and copy order mailed to plaintiff.

Rose M. Acker

vs.

George R. Acker

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of record

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Nov. 17, 1989 Petition For Special Relief Under The Divorce Code, Pursuant To PA. R.C.P. 1920.43 and Order filed. AND NOW, upon consideration of the foregoing Petition is hereby ordered and decreed that a hearing thereon is scheduled for Nov. 30, 1989 2:30 pm Ct. R. 2. Service ofthis Petition shall be made upon the Defendant, George R. Acker, Jr., through his attorney R. Charle sThomas, Esquire, by mailing a copy the same tohim by regular mail. The Defendant, George R. Acker, Jr., is hereby notified that if he fails to appear at the above hearing an order may be entered in his absence.

BY THE COURT,
P. Richard Thomas, J

Nov. 20, 1989 Copies of order put in Douglas Ferguson and R. Charles Thomas' box.

Dec. 1, 1989 Order filed. AND NOW, November 30, 1989, at the time fixed for hearing on the Plaintiff's request for an Order granting her possession of the marital domicile, the Defendant having failed to appear, although his counsel appeared andhas made every effort to locate him, and the Plaintiff having indicated that she knows of her own personal knowledge that the Defendant was aware of this hearing, the special relief requested by the Plaintiff is granted.

The Plaintiff is hereby granted possession of the marital domicile located on Mosiertown Road inHayfield Township, Crawford County, Pennsylvania, R.D. 1, Saegertown, effective December 8, 1989, and the Defendant shall vacate the premises on or before that date.

The Plaintiff shall be responsible for making such payments as will take the mortgage on the premises out of default and for making future payments of principal and interest on the mortgage as the same beocme due, paying the real estate taxes, and maintaining the required fire insurance on the premises. All expenses paid by the Plaintiff in that regard shall be ultimately adjusted in this action at the time of equitable distribution.

The Plaintiff has been occupying a mobile home, which is also marital property, and upon removing himself from the marital residence, the Defendant shall have the right to the possesion of the mobile home.

Since the defendant has failed to maintain contect with his counsel, his counsel is relieved of the responsibility of making service upon the defendant and the Sheriff of Crawford County shall serve a copy of this Order upon the Defendant personally with the costs of such service to be borne by the Defendant.

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

Dec. 1, 1989 Copies delivered by Court.

12/5/89 Sheriff's Return filed. SERVED George R. Acker personally on December 4, 1989 at 4:28 pm by handing copy of Court Order to him at his residence, R.D. #1, Saegertown, Crawford County, PA.

So answers,

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

Feb. 13, 1992, Upon praecipe of plaintiff attorney, to Transmit the Record, with copies of notice of intention to request entry of Divorce Decree and affidavit of Servcie attached, this case moved tocourt.

Feb. 24, 1992 Motion For Withdrawal of Count II Equitable Distribution and Order filed. AND NOW, Feburary 24, 1992, the iwhtin motion is her eby granted and count Two ofthe divorce Complaint concerning Equitable distribuiton in the above action is hereby withdrawn from consideration by this court.

Anthony J. Vardaro, J

Feb. 26, 1992 Copies of order put in box for atty's Thomas and Ferguson

Feb. 24, 1992 D I V O R C E D E C R E E F I L E D .

AND NOW, February 24, 1992, it is hereby ordered and decreed that Rose M. Acker, Plaintiff, and george R. Acker, 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 ha snot yet been entered.

BY THE COURT,
Anthony J. Vardaro, J

Thomas E. Lindquest

vs.

Mary L. Lindquest

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7. DEBTS: Plaintiff shall assume responsibility for the second mortgage, held by Mellon Bank, which at the time of separation of the parties had a principal balance of $9,656.00, and shall hold Defendant harmless regarding the same. At such time as the property is sold, Plaintiff shall not be entitled to reimbursement for payments he has made on said mortgage. Plaintiff shall assum the following debts, which are in his name alone, although incurred during the marriage. These shall be considered to be marital debts, although not the direct contractural responsibility of the defendant:

a. Marine Midland Mastercharge ($1,388.00 at time of separation);
b. Maryland Bank credit card ($6,198.00 at time of separation);
c. Corestate credit card ($4,700.00 at time of separation).

Plaintiff shall assume responsibility for payment of the following accounts, which are marital debts, and shall cose said accounts. He agrees to provide Defendant with confirmation of the closed status of said accounts, upon receipt of said verification fromthe creditor involved. Both parties agree to place no further charges on any of said accounts.

d. Mellon Bank personal credit line ($1,938.00 at time of separation);
e. Pittsburgh National Corporation credit card ($3,600.00 at time of separation);
f. Mellon Mastercharge ($1,459.00 at time of separation);
g. Sears ($800.00 at time of separation);
h. Dr. Shok ($1,500.00 at time of separation).

8. CHILD SUPPORT, DEDUCTION FOR INCOME TAX PURPOSES: Plaintiff shall be entitled to claim both children for deduction purposes for federal, state and local income taxes, for the years 1989 and 1990. Thereafter, the parties shall alternate claiming both children, or one child if only one is eligible to be claimed, with Defendant to claim the child or children for the year 1991 and all odd-numbered years, and Plaintiff to claim the children for 1992 and all even-numbered years thereafter. In consideration therefore, Plaintiff shall pay to the Defendant an amount to be calcutated to be the amount of tax benefit Defendant would have received if she had in fact claimed either one or both of the children, with said payment due to her only in the years Plaintiff claims the child or children, beginning with tax year 1989. SAid sums shall be due and payable at such time as the defendant delivers to the Plaintiff such forms as she may be requested by the Plaintiff to sign in order to allow the Plaintiff to claim the children, such as forms required by the IRS, and she shall sign said froms and deliver them to the Plaintiff, no later than March 1st following the calendar year for which said forms shall apply. This provision shall continue to apply for so long as either or both children may be claimed, whether or not said child is over eighteen years of age.

9. WAIVER OF CLAIMS: Neither par ty hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibility set forth in this decree.

10. WAIVER OF FILING DOCUMENTS: Neither party hereto shall be required to file an inventory and appraisement nor an income and expense statement, as would otherwise have been required by the Rules of Civil Procedure. Each pa rty is aware of the assets and debts of the other party hereto, sufficient to his or her own satisifaction.

11. Each party represents to the court that he or she has received indempendent legal representation in arriving at the settlement detaile din this consent divorce decree, and that the entire agreement is continued herien.

BY THE COURT,
P. Richard Thomas,

Apr 1, 1997 Notice of Election to Retake Maiden Name: **Mary L. Lindquist** TO BE KNOWN AS: **Mary A. Larson, filed.**

Tammara Lynn Fuller

vs.

Samuel F. Fuller

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of record

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Oct. 10, 1990 Petition To Modify Permanent Physical Custody and Shared Legal Custody filed. (2 copies (atty)).

Oct. 30, 1990 Supplemental Order filed. And now, October 26, 1990, when a companion support case is before the Court for adjudication, counsel for the mother asks the Court to review its hearing notes regarding the previous custody and visitation hearing held September 7, 1990. It is the contention of the mother that the Court ordered weekend visits for the father every other weekend, but through error or oversight the first paragraph on Page 2 of the Court's Order grants the father temporary custody every weekend of the month commencing September 15, 1990. The Court has reviewed its hearing notes and these notes clearly show that it was the Court's intention to grant the father weekend custody of the children every other weekend.

Accordingly, the Order heretofore entered September 7, 1990, is amended to the effect that the weekend visits of the father between 10:00 a.m. Saturday and 7:00 p.m. Sunday shall be every other weekend. The Order heretofore entered is amended accordingly, and the new schedule will commence so that the father will have the children the weekend of October 27 and 28, 1990, and November 10 and 11, 1990, and every other weekend thereafter.

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

Nov. 1, 1990 Copies of order put in R. Charles Thomas and Joan Mason's box.

Dec. 12, 1990 Temporary Order filed. AND NOW, this 11 day of December, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HER EBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.
2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.
3a. The parties shall divide primary physical custody of the children. The mother shall have primary physical custody each week from Sunday at 5:00 p.m. through Friday at 5:00 p.m. and the father shall have primary physical custody from Friday at 5:00 p.m. through Sunday at 5:00 p.m.
b. Those ofthe subject minor children above the age of five shall have the right to telephone the parent not having physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.
4. Holiday visitation shall be arranged as follows:
a. Christmas holiday visitation shall be arranged as follows: There shall be two Christmas visitation periods, the first beginning on Christmas Eve at noon and ending on Christmas Day at noon and the second beginning Christmas Day at noon and ending Christmas Day at 7:00 p.m. For Christmas, 1990, the father shall have the first period and the mother, the second, and the parties shall thereafter alternate the visitation periods.
b. Thanksgiving holiday visitaiton shall be arranged as follows: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 5:00 p.m. and ending at 5:00 p.m. of the friday after Thanksgiving; and the second beginning at 5:00 p.m. of the Friday after Thanksgiving and ending on the Sunday after Thanksgiving at 5:00 p.m. For Thanksgiving 1991, the father shall have the first period and the mother the second, and the parties shall thereafter alternate the holiday periods.
c. The other holidays to be observed are New Years Day, Memorial Day, Independence Day, Labor day, Easter, and each ofthe children's birthdays. 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 fther shallhave visitation for New Years Day, 1991, and the parties shall thereafter alternate theholiday periods.
d. The children shall spend fther's Day with their father from 9:00 a.m. to 7:00 p.m., and MOther's Day with their mother, during the same hours.
e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soonas he or she know of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
6. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other.
7. Each par ty shall teach said children to gove to the other party that love and repsect which is due a parent from his or her childrne.
8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and cutody of the subject minor children. The parties are cuationed that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.
9. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the lawof Pennsylvania.
10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the toehr in a pol ite and respectful manner when in the childrne's presence and each party shall instruct his or her relatives and friends todo likewise and also not to disparage the other party in the childrne's estimation.
11. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.
12. The mediator has noted for the Court that the father has charged the mother with neglecting the children and has submitted medical reports to substantiate the claim. The mediator has secured from the parties an authorization for release of confidential informoation and the mediator will investigate the matter further and schedule further mediation if he believes it necessary. It shall be the father's obligation to pay the physician's for their time in submitting the reports requested by the mediator.
13. Either party may request a review of this Order during the summer previous to the entry of the oldest of the subject minor children into kindergarten.
14. The mediator has noted for the court that the income level of this family, soon to be five persons, is scarcely above poverty level and therefore costs and fees are assessed to Crawford County.
15. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

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

Dec. 14, 1990 Copies of order put in william Pineo, R. Charles Thomas and Joan Mason's box.

Aug. 12, 1991 Motion For Further Mediation and Order filed. And now, August 9, 1991 This mater is r eturned to William Pineo, Esquire, the original Custody Mediator, for further mediation.

P R. Thomas, S.J.

AUg. 15, 1991 Copies of order put in box for Atty. Mason, Thomas & Pineo

Continued on Next Page . . . .

TAMMARA LYNN FULLER

VS.

SAMUEL FRANK FULLER

Record Continued from Page 562

of

AD 1989-211

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Sept 18, 1991 Petition to Clarify and/or Modify Order and Order filed: AND NOW, this 18th day of September, 1991, upon consideration of the attached Petition, this matter is hererby referred back to the custody mediator, William Pineo, for further hearing.

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

Sept 19, 1991 Copies of order put in Attys. Pineo, Mason and Thomas' boxes.

Oct. 4, 1991 Temporary Order filed. AND NOW, this 2nd day of October, 1991, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.

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

3a. The parties shall divide primary physical custody of the children. The mother shallhave primary physical custody each week from Sunday at 5:00 p.m. through Friday at 5:00 p.m., except for the last full week of each month, and the father shall have primary ph ysical custody from Friday at 5:00 p.m. through Sunday at 5:00 p.m., except for the weekend following the last full week of each month. During the last full week of each month, the father shall have primary physical custody from Sunday at 5:00 p.m. through Friday at 5:00 p.m., and the mother shall have primary physical custody from Friday at 5:00 p.m. through the following Sunday at 5:00 p.m.

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

4. Holiday visitaiton shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows:

There shall be two Christmas visitation periods, the first beginning on Christmas Eve at noon and ending on Christmas Day at noon and the second beginning Christmas Day at noon and ending Christmas Day at 7:00 p.m. For Christmas, 1990, the father shall have the first period and the mother, the second, and the parties shall thereafter alternate the visitation periods.

b. Thanksgiving holiday visitation shall be arranged as follows:

There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving;at 5:00 p.m. and ending at 5:00 p.m. of the Friday after Thanksgiving; and the second beginning at 5:00 p.m. of the Friday after Thanksgiving and ending on the Sunday after Thanksgiving at 5:00 p.m. For Thanksgiving 1991, the father shall have the first period and the mother, the second, and the parties shall thereafter laternate the holiday periods.

c. The other holidays to be observed are New Years Day, Memorial Day, Independence Day, Labor Day, Easter and each of the children's birthdays. 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 for New Years Day, 1991, and the parties shall thereafter alternate the holiday periods.

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

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

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

6. The father shall provide transportation necessitated by the terms of this order.

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

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The par ties 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 bedroon of the children.

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

10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat othe other in a polite and re spectful manner when in the children's presence and each pa rty shal linstruct his or her relatives and friends to do likewise and also not to disparage the other party in the childme's estimation.

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

12. The parties have indicated to the mediator that they have filed charges against each other for child abuse and harassment. The Mediator discerned form the discussions at mediation that athe oldest child, Dawn, may be developing emotional problems. The mediator is therefore authorized and directed to investigage matters further. Health care personnel, other judical authorities, and children's and Youth's Services of Crawford County, are hereby authorized to release to the mediator any and all information he may request.

13. The parties are directed to arrange for evaluation of their parental skills and of the necessity for counseling in other to determine whether or no tthey are able to fulfill their obligations as parents, given their present status. The parties are also directed to arrange for counseling for their daughter, Dawn. The counselors are authorized and directed to share with the mediator and information they may develop.

14. When the mediator has received the information contemplated in the previous paragraph, he shall schedule further mediation and report further to the Court.

15. The mediator has noted for the Court that the income level of this family, now five persons, is scarcely above poverty level and therefore costs and fees are assessed to Crawford County.

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

By the Court,
Robert L. Walker, J

Oct. 9, 1991 Copies of order put in box for Atty's Pineo, Thomas and Mason

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-b-

TERM

TAMMARA LYNN FULLER

VS.

SAMUEL FRANK FULLER

Record Continued from Page 567(a)

of

AD 1989-211

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Oct 28, 1991 Motion for Hearing De Novo and Order filed: AND NOW, 10-28-91 Hearing Dec 17, 1991 at 1:30 p.m.

P. Richard Thomas, S.J.

Nov 4, 1991 Copies of order put in Attys. Mason, Pineo and Thomas's boxes.

Jan. 27, 1992 MOTION FOR RETURN TO MEDIATION filed.

Feb. 28, 1992 TEMPORARY ORDER filed. AND NOW, this 28th day of February, 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Except as specifically noted below, the provisions of the order of Oct. 2, 1991, are continued.

2. With respect to Sharon Fuller, the parties shall arrange for a series of four introductory visitations between the father and Sharon. Two of the periods shall take place for each of succeeding two weeks, beginning with the week of February 24. The visitations shall take place at the home of the father's grandmother and shall last from one to one and one-half (1 to 1-1/2) hours. During these visitations, the mother will tell the father anything he needs to know in order to be able to care for Sharon. After the introductory visits are completed, Sharon's visitation schedule shall be the same as that of the rest of the children.

3. The mediator notes for the court that in the last order, the parties disagreed over the meeting of the phrase "last full week" set out in paragraph 3a. Last full week means the last week of the month which ends at midnight Saturday.

4. The mediator also notes for the court that the parties became confused over the holiday visitation schedule set out in paragraph 4c because through error, the mediator had recommended that the alternation begin with the father's visitation rights for New Yeaes Day, 1991, rahter than New Years Day, 1992. Therefor, paragraph 4c of the last order is continued except that the mother shall have visitation for Memorial Day, 1992, and the parties shall thereafter alternate the holiday periods.

5. Neither party shall expose the subject minor children to the company of persons of the opposite sex to whom he or she is not related by blood or marriage between the hours of 9:00 p.m. and 8:00 a.m.

6. The mediator notes for the court that the parties have submitted to evaluations of their parental skills by the Meadville Community Health Center but that the reports are not yet submitted to the mediator. When the mediator has received these reports, he will allow the attorneys time to review them and then a further mediation will be scheduled.

7. Costs and fees of this mediation are fixed at $127.00. The mediator notes for the court that the mother is receiving public assistance and the father's job provides him with very little money after his household expenses and child support payments and therefore costs of mediation shall be born by Crawford County.

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

By the Court,
Anthony J. Vardaro, J.

Mar. 4, 1992 copy in box for W. Pineo, C. Thomas, J. Mason, mailed copy to Plf. & Dft.

Jan. 8, 1993 Temporary Order filed. AND NOW, this 6th day of January, 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.

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

3a. The parties shall divide primary physical custody of the children. The mother shall have primary physical custody each week from Sunday at 5:00 p.m. through Friday at 5:00 p.m., except for the last full week of each month, and the father shall have primary physical custody from Friday at 5:00 p.m. through Sunday at 5:00 p.m., except for the weekend follwoing the last full week of each month. During the last full week of e ach month, the father shall have primary physical custody from Sunday at 5:00 p.m. through Friday at 5:00 p.m., and the mother shall have primary physical custody from Friday at 5:00 p.m. throughte following Sunday at 5:00 p.m. Last full week means the last week of the month which ends at midnight Saturday.

b. The father shall have visitation and temporary physical custody with his chilren during the second and third full weeks of June, July and August. During this time, the mother shall have visitation and temporary physical custody of her children on the second and third full weekends of said months. Full weekends means a weekend in which Saturday and Sunday occur within the same month.

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

4. Holiday visitation shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows:

There shall be two Christmas vistiation periods, the first beginning on Christmas Eve at noon and ending on Christmas Day at noon and the second beginning Christmas Day at noon and ending Christmas Day at 7:00 p.m. For Christmas, 1993, the mother shall have the first period and the father, the second, and the parties shall thereafter alternate the visitation periods.

b. Thanksgiving holiday visitation shall be arranged as follows:

There shall be two Thanksgiving holiay vistiation periods, the first beginningon the Wednesday preceding Thanksgiving at 5:00 p.m. and ending at 5:00 p.m. of the Friday after Thanksgiving; and the second beginning at 5:00 p.m. of the Friday after Thanksgiving and ending on the Sunday after 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 the holiday periods.

c. The other holidays to be observed are New Years Day, Memorial Day, Independance Day, Labor Day, Easter, and each of the children's birthdays. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independance Day, when the holiday visitation shall be extended to 11:00 p.m. so that the children may watch the fireworks. The mother shall have visitation for New years Day, 1993, and the parties shall thereafter alternate the holiday periods.

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TAMMARA LYNN FULLER

vs.

SAMUEL FRANK FULLER

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of

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

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

5. Should it be necessary for either party to cancel or modify the vistiations 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 sthe cancellation of modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellations 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 responsibiliy for transportation with the party receiving the children picking them up at the home of the other or such other place as they may arrange. At the request of the party picking up the children, the other party will have them dressed and ready to go when the receiving party appears and the receiving party shal pick them up at the sending party's front door. No one but the parties shall be present at the exchange and the parties themselves shall not say or do anything which would make the exchange unpleasant for the children.

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

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

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

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

11. The 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. The mediator has noted for the Court that the income level of this family, now five persons, is scarcely above poverty level and therefore costs and fees are assessed to Crwaford County.

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

By the Court,
Gordon R. Miller, J

Jan. 15, 1993 Copies of order to Plaintiff, defendant and Atty. Pineo

Apr. 10, 1995 Petition to Modify Custody and Order filed. You, Tamara Lynn Fuller, have been sued in Court to obtain custody of Dawn Fuller, Samuel Fuller, Jr. and Sharon Fuller.

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, an Order for cusotdy, 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: 4/7/95

Anthony J. Vardaro, J

Apr. 10, 1995 Faxed Pineo, Thomas. Watts & Mason

Feb. 14, 1996, Petition for Civil contempt for Disobedience of Custody and/or Visitation Order and order filed. NOTICE AND ORDER TO APPEAR: Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on March 4, 1996, at 3:30 p.m. in C.R. No. 2, Crawford county courthouse, Meadville, Pa.

Feb. 14, 1996,

BY THE COURT,
Gordon R. Miller, J.

2/14/96 copies faxed to Thomas, Watts, MaSON, Rowden, cert. copy to plff.

Feb 15, 1996 Withdrawal of appearance of Watts & Pepicelli, P.C. by Theodore H. Watts, Esquire on behalf of Samuel F. Fuller, filed.

Mar. 11, 1996 TEMPORARY ORDER filed. AND NOW, this 11th day of March, 1996, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

The parties shall share legal and physical custody of the subject minor children,Dawn, Samuel, and Shawn Fuller.

Costs and fees of this Mediation, which are fixed at $272.00, are divided equally between the parties withthe share of each being assessed to him or her as costs of this case.

The deposit required for the appointment of the Custody Mediator was made by the father. The depoosit 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.

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.

3-12-96 Faxed Thomas, Rowden, Pineo & Watson Backup)

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1989

Samuel F. Fuller

vs.

Tamara L. Ricketts

RECORD CONTINUED FROM PAGE 562 -C-

of

AD 1989 - 211

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March 13, 1996 Request for a Hearing and ORDER OF COURT filed. It is hereby ORDERED, ADJUDGED, and DECREED that the Hearing D Novo in the above captioned case is scheduled for the 25th day of April, 1996, at 1:30 p.m., Crawford County Courthouse, Courtroom No. 1 or 2, Meadville, PA.

For The Court
Ann A. Walker, Court Administrator

March 22, 1996 Order FAXED Attys. DeVore, Pineo; given Watson.

Apr. 11, 1996 Motion for Continuance and ORDER filed. AND NOW, this 8th day of April, 1996,upon presentation and consideration of the foregoing Motion for Continuance, the Hearing De Novo is reset for the 24th day of April,1996, at 9:15 o'clock, A.M. in Courtroom No. 1 or 2, of the Crawford County Courthouse, Meadville, PA 16335.

FOR THE COURT,
Ann A. Walker, Court Administrator

4-12-96 Faxed Thomas, Watts &Watson, Distributed DeVore

December 30, 2003- See Computer for further entries.

The City of Meadville

VS.

The City of Meadville Police Dept.,
Colonel Lewis Walker, Lodge No. 97,
Fraternal Order of Police

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OF

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July 10, 1991 Withdrawal of Intervention and ORDER filed. AND NOW, this 10th day of July, AD 1991, upon the application of The Pennsylvania State Lodge of The Fraternal Order of Police, by Francis P. Bascelli, Trustee Ad Litem, and the consent of all parties, the Intervention of The Pennsylvania State Lodge of The Fraternal Order of Police, by Francis P. Bascelli, Trustee Ad Litem, as a party in the abvove captioned matter is withdrawn and said Pennsylvania State Lodge of The Fraternal Order of Police shall no longer be a party in any proceedings or matters relevant thereto from and after the date and time of the entry of this Order.

By The Court:
Gordon R. Miller, J.

July 12, 1991 Copies of Order mailed to Robert Durrant and Gary Lightman. Copies put in Russell Schetroma and William Jorden's box.

July 10, 1991 Stipulation and ORDER filed. AND NOW, this 10th day of July, AD, 1991, in consideration of the pleadings and briefs of counsel and of the Stipulation of the parties, it is hereby ordered and decreed as follows:

1. The Petitioner ("City of Meadville") has recommended to the Police Pension Board that all of the contributions to the pension fund of all members of the Respondent ("Union") be refunded to such members on or before May 30, 1991, together with all interest accrued thereon as of January 1, 1990. The amounts payable to each member are set forth upon the Schedule "A" to this Order.

2. The City of Meadville has encouraged its representatives to the Police Pension Board to vote in favor of the proposed refunding and the Pension Board did authorize said refunding.

3. In each year in which th minimum obligation of the City of Meadville to maintain the actuarial soundness of the Police Pension Fund as calculated under Act 205 or any successor legislation thereto is less than fifty thousand American dollars ($50,000.00 U.S.), the members of the union shall contribute such sums to the pension funds, if any, as may, from time to time be agreed upon between the City of Meadville and the Union or established for the City of Meadville and the Union by Arbitration.

4. In each year after 1994 in which the minimum obligation of the City of Meadville to maintain the actuarial soundness of the Police pension fund as calculated under Act 205 or any successor legislation thereto is greater than fifty thousand American dollars ($50,000.00 U.S.), each member of the Union will contribute to the Police Pension fund the maximum employee contribution permitted or required by law to a maximum employee contribution of three and one-half percent (3.5%).

5. Employee contributions to the Meadville Police Pension Fund shall be adjustd as of January 1 of each year when and if required by the terms of this Order.

6. All employee contributions shall be deducted from the minimum obligation of the City of Meadville and the City of Meadville will contribute the balance from such sources as the City Council of the City of Meadville may elect. The special employee pension contributions at the maximum rate provided by law shall continue for all years in which the minimum obligation of the City of Meadville is calculated to exceed the sum of fifty thousand American dollars ($50,000.00 U.S.) before consideration of the effect of the special employee contributions required hereby.

7. It is the intent of the parties and it is hereby ordered and decreed that employee contributions having been refunded in accord with the Schedule "A" to this Order, the terms and provisions of this Order shall continue as a binding commitment of the parties through all subsequent contracts and arbitration awards and shall not be subject to any future negotiation or arbitration.

8. Except as modified by the terms of this Order, the arbitration award subject to appeal in the above captioned action shall continue as and for a valid and binding award to be interpreted and enforced in accord with applicable law.

By The Court:
Gordon R. Miller, J.

July 15, 1991 Copy of Order mailed to Robert Durrant and Gary Lightman. Copies put in Attys.' Russell Schetroma and William Jorden's box.

ROY C. DEETER PLUMBING & ... HEATING, INC.
VS.
E. B. KAISER CO. t/d/b/a EBKO PIPING SYSTEMS AND E.M. Dailey Associates, Inc.

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of Record
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Jan. 8, 1993 MOTION FOR RECONSIDERATION AND ORDER OF COURT, filed.

Jan. 8, 1993 ORDER filed. AND NOW, Jan. 6, 1993, upon receipt and review of the plaintiff's motion for reconsideration of the memorandum and order of Dec. 22, 1992 said motion for reconsideration is denied without further argument or hearing.

Pa. R.C.P. 126 is not applicable to this dispute. The resolution of this matter is governed by Pa. R.C.P. 2232 and the Superior Court decision in Yates v. Pacor, inc., 352 Pa. Super. 335, 507 A.2d 1258 (1986). In view of that Pa.R.C.P. 126 does not apply.

This order and the plaintiff's motion for reconsideration do not affect the time within which an appeal must be taken from the Order of Dec. 22, 1992.

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

Jan. 11, 1993 Copies of order m ailed to Matthews & given to Fabian, Irwin & Allen.

Jan. 11, 1993 AMENDED COMPLAINT IN CIVIL ACTION, filed.

Feb. 4, 1993 Default Notice filed.

And Now, March 10, 1993 at 11:31 a.m., upon praecipe of plaintiff's attorney judgemtn is hereby entered in favor of the Plaintiff and against the defendant for its failure to plead to the Complaint in this action within the required time. The same is liquidated at the sum of One Hundred Eight-one Thousand Three Hundred Ninety-One and 09/100.

Entered 3-10-93
E - 186
K - 184

Debt: $181,391.09
JUDGMENT
Barbara H . King, Pro.

RECORD CONTINUED...

Dec. 18, 1991
Upon praecipe of plff. attorney, satisfaction of judgment is hereby entered in the above captioned matter.

Lighthouse Cove Owners' Association

VS.

Title-Co., Inc.

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OF

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Feb. 4, 1991 ORDER filed. AND NOW, Jan. 30, 1991, at the conclusion of the nonjury trial the Court defers its verdict for a period of ten (10) days in order that counsel for the Plaintiff in furtherance of their claim for attorney fees may submit a supplement to Plaintiff's Exhibit 6 covering attorney fees and expenses subsequent to Dec. 31, 1990 through Jan. 30, 1991. Upon receipt of the same, the Court will enter an appropriate verdict.

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

Feb. 6, 1991 Copy of Order to Attys. George Monroe Schumann, James H. Joseph.

Feb. 6, 1991 VERDICT filed. After nonjury trial held Jan.30, 1991 the defendant and its counsel failed to appear after due notice had been received, we now enter a Verdict in favor of the plaintiff in the total amount of $3,808.31 representing a storm door installation charge, plus late charges and interest thereon, totalling $55.13 plus attorney fees involved in securing a verdict thereon as permitted by Article 7.00(b) of the Association Bylaws in the amount of $3,753.18.

Total verdict for plaintiff $3,808.31 plus record costs.

Dated: Feb. 5, 1991

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

Verdict entered
2/6/91
T - 185

Feb. 6, 1991, copies mailed to attys. of record.

Feb. 6, 1991, Exhibits filed.

Feb. 11, 1991, Defendant's Motion for Post Trial Relief filed.

Feb. 21, 1991 Plaintiff's Response to Defendants Motion for Post-Trial Relief filed.

Feb 21, 1991 Plaintiff's Objection to Defendant's Request for Transcript of Testimony filed.

Feb 22, 1991 Re: Motion for Post Trial Relief and Order filed: The Defendant filed a Motion for Post Trial Relief in the above case and requested the Court to order a transcript of the testimony.

We hereby direct counsel for the Defendant to deposit the sum of $100 with Court Reporter Elsie Huser, with said deposit to be received within 15 days of this Order. On receipt of said deposit the Court Reporter is directed to transcribe testimony of the trial and file the same and to notify counsel for the defendant of the balance due. The Court Reporter shall also notify counsel for the Plaintiff of the filing of the transcript.

Within 15 days of filing of said transcript, the balance due the Court Reporter shall be paid in full.

After filing of the transcript, either counsel may file a motion with the court to set a date for argument of the new trial motion.

Dated: February 19, 1991.

BY ORDER OF THE COURT,
P. Richard Thomas, Senior Judge

Feb 27, 1991 Copies of order mailed to Attys. Schumann & Joseph.

Apr. 1, 1991, Transcript of Proceedings Taken at time of Non Jury Trial filed.

Apr. 2, 1991 Defendant's Motion for post Trial Relief filed.

Apr. 2, 1991 RE: DEFENDANT'S MOTION FOR POST TRIAL RELIEF - ORDER filed. AND NOW, Apr.1, 1991 argument on the defendant's Motion for post Trial Relief is set for May 10, 1991 at 1:30 p.m. before the undersigned.

The Defendant having requested the right to amend and supplement his motion for post trial relief after transcript is filed, the court hereby grants the defendant an additional period up to April 15, 1991 to file supplemental reasons. In preparation for the argument scheduled May 10, 1991 the defendant will file a brief with the court and a copy to the plaintiff on or before Apr. 23, 1991. Plaintiff is granted the ritht to file a responsive brief prior to, but not later than, May 10, 1991 at 1:30 p.m.

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

Apr. 3, 1991 copies mailed to attys. of record.

May 10, 1991, ORDER OF COURT: filed. AND NOW, to-wit, this 10 day of May 1991, it having been represented to the court by counsel for the defendant that the defendant desires to withdraw its previously field Motion for Post-Trial Relief in this matter, and since counsel for the defendant did not appear at the time scheduled for argument of said Motion for Post-Trial Relief, it is hereby ORDERED, ADJUDGED AND DECREED athat Defendant's Motion for Post-Trial Relief is denied.

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

May 10, 1991, copies of order mailed to Attys. Schumann and James Joseph.

May 22, 1991, Petition for Award of Costs and Attorneys Fees and Amendment of Verdict and Order filed. ORDER: AND NOW, to-wit, this 29 dayof May 1991, upon consideration of palintiff's Petition for Award of Costs and Attorneys fees and Amendment of Verdict, and after opportunity for def. to request a hearing, it is hereby ORDERED, ADJUDGED AND DECREED that said petition is hereby granted. Plaintiff is awarded costs and attorneys fees incurred in its response to Defendant's Motion for post-Trial Relief inthe amount of $1,417.80.

It is further Ordered that the Verdict of this court dated Feb. 5, 1991 is amended to reflect a Total Verdict for plaintiff in the amount of $5,226.11 representing a storm door installation charge, plus late charges and interest thereon, totalling $55.13, plus attorneys fees and costs in the amount of $5,170.98.

The Prothonotary is Ordered to enter judgment onthe above Amended Verdict.

Judgment entered
5/29/91 T - 185

BY ORDER OFTHE COURT,
P. Richard Thomas, S. j.

May 31, 1991 copies of order to Attys. Schumann and James Joseph.

Cont on MARGIN

Ex 1991-74

463

KAREN L. MUMFORD,
PLAINTIFF
VS.
RICHARD D. EDDY
DEFENDANT

CONTINUED FROM PAGE 463
OF RECORD
A. D. 1989 - 463

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ORDER AND NOTICE: AND NOW, this 23rd day of July, 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.

7-23-96 FAXED Keenan, Rowden, Lindsay, Pineo, Sartaro & Walton

July 30, 1996 Motion to Withdraw and Order filed. AND NOW, this 29th day of July, 1996, after careful review of the attached mtoion, leave is hereby granted for J. Wesley Rowden to withdraw his appearance in the above captioned matter.

BY THE COURT,
Gordon R. Miller, J

7-3-96 Faxed Watlon & Rowden

Aug 23, 1996 Certificate of completion of the Seminar for Separating Parents for RICHARD EDDY, filed.

Sept 13, 1996 Certificate of completion of the Seminar for Separating Parents for KAREN MUMFORD, filed.

Sept. 17, 1996 TEMPORARY ORDER filed. AND NOW, this 16th day of September, 1996, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

Mother shall have primary physical custody of child with visitation granted to the father.

Costs and fees of this MEdiation are fixed at $242.00, are divided equally between the parties .

The Deposit was made by the mother for appointment of Custody Mediator. Deposit shall first be applied against the mother's share of costs and remainder, if any, be remitted to her. Father shall pay his share of costs and fees to the Prothonotary within thirty (30) days of the date of this Order.

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

By the Court,
Gordon R. Miller, J.

Sept. 18, 1996 FAXED Attys. Pineo, Walton and Keenan; mailed Plff. and Deft.

Dec. 6, 1996 Certificate of Completition of the Seminar for Separating Parents of Defendant filed.

Katherine K. Kerr and Richard Kerr

vs.

Joseph W. Bell, D.O.

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of

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Feb 11, 1991 Responses to Request for Admissions filed.

Feb 12, 1991 Order filed: AND NOW, this 11th day of February, 1991 Plaintiffs' Motion to Amend its Amended Complaint is granted, and paragraph 6,7, and 10 thereof are deemed hereby amended to comform to the text thereof set forth in Plaintiffs' Motion.

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

Feb 26, 1991 Copies of order mailed to Attys. Lent and Altomare.

Feb 13, 1991 Memorandum and Order filed: AND NOW, February 11, 1991, the defendant's Motion in Limine is no longer appropriate as the parties have agreed that the doctrine of res ipsa loquitur does not apply in this case nor does the cause of the fustula as negligence.

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

Feb 26, 1991 Copies of order mailed to Attys. Lent and Altomare.

Feb 13, 1991 Supplemental Answers to Interrogatories filed.

Feb 13, 1991 Defendant's Supplemental Requested Points for Charge filed.

Feb 13, 1991 Motion in Limine Filed.

Feb 14, 1991 Defendant's Motion for Directed Verdict filed.

Feb 14, 1991 Defendant's Supplemental Requested Points for Charge filed.

Feb 14, 1991 Defendant's Motion for Directed Verdict and Suggested Points for Charge filed.

Feb 14, 1991 Plaintiffs' Points for Charge (Amended) filed.

Feb 14, 1991 Verdict filed. (Proposed)

Feb 14, 1991 Jury Interrogatories filed.

Feb 14, 1991 Motion for Directed Verdict and Binding Instructions filed.

AND NOW, February 11, 1991 @ 1:30 P.M., Jury selected and sworn Feb 12, 1991 @ 10:40 A.M. as follows: 1. Sandra Finck, 2. Timothy Baker, 3. Dale Burgess, 4. Elizabeth Polon, 5. Catherine Chamberlain, 6. George Clark, 7. 8. Guy McUmber, 9. Aldren E. Post, 10. Marian Ross, 11. James E. Fox, 12. Tina Proper, twelve and good and lawful person, who upon their solemn oaths which they have taken, and at least 10 of them say as follows:

S P E C I A L J U R Y F I N D I N G S A N D V E R D I C T

AND NOW, February 14, 1991 at 8:40 P.M. we the jurors empaneled in the above entitled case find as follows:

COUNT I - Negligence

1. Do you find that Dr. Bell was negligent after the operation in failing to recognize and treat Mrs. Ker's condition that ultimately resulted in the fistula?

Yes X No _____

If your answer is yes go on to No. 2. If your answer is no go on to No. 3 and find for the Defendant.

2. Do you find that such negligence increased the risk that Mrs. Kerr would develop a fistula?

Yes _____ No. X

If your answer is yes go on to No. 3 and find for the Plaintiffs. If your answer is no go on to No. 3 and find for the Defendant.

3. If your answer to questions 1 and 2 were both yes, then you must find for the Plaintiffs on the negligence count. If your answer to either question 1 or 2 was no then you must find for the Defendant on the negligence count.

As to the negligence count we find in favor of the:

Plaintiffs _____

Defendant X

COUNT II-Informed Consent

4. Do you find that the development of a bladder injury and subsequent development of a fistula is a medically recognized risk of surgery which was performed on Mrs. Kerr?

Yes X No _____

If your answer is yes go on to No. 5 If your answer is no go to question 7 and find for the Defendant.

5. Do you find that Dr. Bell failed to disclose the risk of bladder injury and subsequent development of a fistula to Mrs. Kerr prior to the performance of the surgery?

Yes X No _____

If your answer is yes go on to No. 6. If your answer is no go to question 7 and find for the defendant.

6. Is the risk of the development of bladder injury and subsequent development of fistula a risk that a reasonable patient in the position of Mrs. Kerr would have considered material to a decision whether or not to submit to treatment?

Yes X No _____

If your answer to question No. 6 is yes go on to question No. 7 and find for the Plaintiffs. If your answer to question No. 6 is yes go on to question No. 7 and find for the Plaintiffs. If your answer to question No. 6 is no, go to question 7 and find for the defendant.

7. If your answers to questions 4,5 and 6 were all yes you must find for the Plaintiffs on the informed consent count. If your answer to any of these questions, 4, 5 and 6 was no, then you must find for the defendant on the informed consent count.

On the informed consent count we find for the:

Plaintiffs x

Defendants _____

Damages

8. If you find for the Plaintiffs on Count 1 (paragraph 3) or Count 2 (paragraph 7) state the amount of damages you find the Plaintiffs have suffered by reason of the conduct of the Defendant.

We award the Plaintiff, Katherine K. Kerr, damages in the amount of $40,000.00.

We award the Plaintiff, Richard N. Kerr, damages in the amount of $-0-.

You may only make one award of damages on all counts.

Elizabeth Polon, Forelady

Continued on Page 568

Katherine K. Kerr and
Richard N. Kerr

vs.

Joseph W. Bell, D.O.

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42 Feb 14, 1991 Exhibits filed in file cabinet under "k".

43 Feb 22, 1991 Reply to Plaintiffs' Motion for Assessment to Delay Damages filed.

44 Feb 22, 1991 Motion for Post Trial Relief filed.

45 Feb. 19, 1991 Motion For Assessment Of Delay Damages Pursuant To Pa.R.C.P. Rule 238 filed.

46 Mar. 4, 1991 Order filed. AND NOW, February 28, 1991, plaintiff's motion pursuant to Pa. R.C.P. 238 is held in abeyance since it appears that the defendant will be filing motions for post trial relief. The motion, originally filed February 19, 1991, shall be returned to the Prohtonotary pending further proceeding pursuant to Pa.R.C.P. 238. See, especially, Pa.R.C.P. 238(c)(3).

BY THE COURT,
Gordon R. Miller,J

Mar. 4, 1991 copies to J. Altomare and Thomas Lent

47 Mar 4, 1991 Plaintiff's Motion for Post Trial Relief filed.

48 Mar 4, 1991 Motion for Extension of Time Under Crawford County Local Rule 19,§2 filed.

49 Mar 6, 1991 Order filed: AND NOW, March 4, 1991, upon presentation and review of the plaintiff's motion for extension of time under the Local Rules, said motion is granted.

The plaintiffs shall file supplemental or additional reasons in support of their motion for new trial within twenty (20) days after plaintiffs' consel received a copy of the transcript of the trial or any portion thereof.

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

Mar 8, 1991 Copies of order mailed to Attys. Lent and Altomare.

50 Mar 6, 1991 Motion to Order Transcription of Record and Motion to Extend Time Under Crawford County Local Rule 19, Section 2 filed.

51 Mar 6, 1991 Order filed: AND NOW, February 28, 1991, upon presentation of the defendant's motion to order transcription of record and to extend time for the filing reasons in support of post trial motions it is ordered as follows:

1. A copy of said motion shall be delivered to the Court Reporters and shall constitute a formal request for a transcript as provided in Rule 5000.5 of the Rules of Judicial Administration. Within ten (10) days of this date counsel for the defendant shall make satisfactory arrangements with the Court Reporters for the deposit of part or all of the transcription fee under Rule 5000.6 of the Pennsylvania Rules of Judicial Administration.

2. The Court Reporter shall complete the transcription of the matters requested within a reasonable period of time.

3. The defendant is granted leave of Court to file additional reasons in support of post trial motion. The defendant shall file additional reasons, if any, within twenty (20) days from the date counsel for the defendant receives a trial transcript that he is now requesting.

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

Mar 6, 1991 Copies of order mailed to attys. Altomare and Lent.

52 June 21, 1991 TRANSCRIPT OF PROCEEDINGS TAKEN AT TIME OF JURY TRIAL VOLUME I OF III filed.

53 Aug. 2, 1991 TRANSCRIPT OF PROCEEDINGS TAKEN AT TIME OF JURY TRIAL - VOLUME II OF III, filed.

54 Aug. 5, 1991 TRANSCRIPT OF PROCEEDINGS TAKEN AT TIME OF JURY TRIAL - VOLUME III OF III, filed.

55 Aug. 21, 1991 ON ARGUMENT LIST FOR SEPTEMBER 1991.

56 Sept. 24, 1991 Motion For Leave To Supplement Motion For Post-Trial Relief filed.

57 Sept. 26, 1991 Motion For Leave To supplement Motion For Post-Trial Relief filed.

58 Sept. 26, 1991 Order filed. AND NOW, September 25, 1991, the plaintiffs' motion for leave to suplement their motion for post trial relief is granted and said additional reason is added to the other reasons already advanced.

One or both of the parties shall file the appropriate motion or praecipe to schedule this matter for argument at the earliest possible convenience. The parties shall comply with the local rules of court regarding briefing.

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

Sept. 30, 1991 Copies of order mailed to Atty's Altomare and Lent.

59 Sept. 30, 1991 Supplement Motion For Post-Trial Relief filed.

60 Dec. 20, 1991 MEMORANDUM AND ORDER filed. ORDER: AND NOW, Dec. 19, 1991 the defendants motion for post trial relief is denied.

Hearing and/or argument on the plaintiffs motion for assessment of delay damages pursuant to Pa. R.C.P. 238 is hereby set for the 27th day of Jan. 1992 at 1:30 p.m. in C. R. No. 1 of the Crawford County courthouse,

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

Dec. 20, 1991 copies mailed to counsel of record.

61 Jan. 6, 1992, Upon praecipe of defendant attorney, Judgment is hereby entered in the above referenced matter on Order of the Hon. Judge Gordon R. Miller, dated Dec. 19, 1991.

Judgment entered
1/6/92
B - 91

JUDGMENT
James F. Simmons,
Prothonotary

Jan. 10, 1992 notice of entry of judgment mailed to Atty. Altomare

Continued on Pg. 568A

62 Jan. 27, 1992, Motion to withdraw Entry of Judgment and Order filed. ORDER: IT IS HEREBY ORDERED, ADJUDGED AND DECREED that th epraecipe for entry of Judgment filed by defendatn dated Jan. 2, 1992 is hereby ordered to be withdrawn and is deemed to be of no effect in the above-referenced matter, insofar as the court has not yet determined the issue of delay damages, and as such the defendant's praecipe was premature.

Gordon R. Miller,, Judge

Jan. 31, 1991, copies of order mailed to Attys Altomare and Lent.

63 Feb. 6, 1992 MEMORANDUM and ORDER filed. ORDER: AND NOW, this 4th day of February, 1992, the plaintiff is awarded damages for delay from Feb. 17, 1989 to Feb. 14, 1991, exclusive of the period of time from May 29, 1990 to Sept. 24, 1990, in the total amount of $7,611.93 calculated as follows:

February 17, 1989 to December 31, 1969 at 11.5%	$3,957.26
From Jan. 1, 1990 to Dec. 31, 1990 less 118 days from May 29,1990 to Sept. 24, 1990, or 247 days at 11.5%	3,112.20
From Jan. 1, 1991 to Feb. 14, 1991 at 11%	542.47
Total	$7,611.93

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

Feb. 6, 1992 copies mailed to attys.

64 AND NOW, Feb. 11, 1992 @ 1:56 p.m. Upon praecipe of Plaintiffs attorney, in accordance with the Orders of the Honorable Judge Gordon R. Miller dated Dec. 19,1991 and Feb. 4, 1992, please enter judgment on the verdict rendered in the above case on Feb. 14, 1991 in the aggregate amount, inclusive of delay damages as awarded by the Court, of $47,611.93 in favor of the Plaintiffs and against the Defendant.

2-11-92 - Judgment Entered JUDGMENT Debt---------- $47,611.93
B - 91 Barbara H. King, Prothonotary
Feb. 20, 1992 notice of entry of judgment mailed to Atty. Altomare

65 Feb 24, 1992 Notice of Appeal to Superior Court of Pennsylvania from Orders of December 19, 1991 and February 11, 1992, Order for Transcript and Proof of Service filed.

66 Mar. 9, 1992 Amended Proof of Service filed.

67 March 10, 1992 Notice of Superiod Court Docket #00390PGH92 filed.

68 Mar. 13, 1992, ORDER CORRECTING AND MODIFYING THE RECORD UNDER PA. R.A.P. 1926, filed.
AND NOW, Mar. 10, 1992, the court having been advised that the transcrpt of the trial does not contain a motion and two rulings that were made at the close of the plaintiffs' case in chief, the court desires to correct and modify the record to properly and accurately reflect exactly what took place in open court at that point.

Accordingly, the court hereby orders that the transcript be corrected and modified as follows:

1. At the close of the plaintiffs' case in chief the defendant presented an oral motion for a compulsory non suit on the claim relating to informed consent based on the fact that the plaintiffs introduced no expert testimony to establish that vesicovaginal fistual was a medically recognized risk o fthe hysterectomy surgery. After oral argument the court denied the defendant's motion for compulsory non suit.

2. During oral argument made by both counsel on the defednant's motion for compulsory nonsuit, as aforesaid, counsel for the plaintiffs presented an oral motion for leave to reopen the palintiffs' case in chief so as to presenT additional evidence on whether or not vesicovaginal fistula was a medically recognized risk of hysterectomy surgery. The court denied the plaintiffs' motion to reopen their case in chief.

The parties are ehreby notified that these corrections and modifications shall become a part of the record unless either party files a written objection, stating precisely the manner in which that party believes the record should be corrected or modified. Said objections shall be filed, in writing, within fifteen (15) days from the date of this order.

BY THE COURT,
Gordon R. Miller, J.

Mar. 13, 1992, copies of order mailed to Attys. Altomare and Lent.

Sept. 4, 1992 MOTION TO CONTINE and ORDER, filed. ORDER: And now, Sept. 2, 1992, Defendant's Motion to Continue the hearing scheduled for Oct. 2, 1992, is granted.

The Court has scheduled a hearing for Sept. 11, 1992, at 9:30 a.m. A new hearing date will be set following that hearing.

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

Sept. 4, 1992 copy sent to Gamble and Plf. by Ct. Adm.

June 7, 1993 Upon Praecipe of Attorney Joseph E.Altomare, Esquire, the above captioned matter is placed on the next available Trial List.

ON TRIAL LIST FOR OCTOBER, 1993

June 22, 1993 Order filed. AND NOW, June 21, 1993, in accordance with a judgment of the Superior Court entered May 30, 1993 at No. 390 Pittsburgh 1992 this case shall be scheduled for trial during the October 1993 term of civil jury trials. The Prothonotary shall palce this case on the trial list. The Court is dispensing with the need for either party to file a certificate of readiness.

BY ORDER OF COURT.
Gordon R. Miller, J

June 29, 1993 Copies of order mailed to Atty's Lent and Altomare

July 2, 1993, Record, Five Transcripts, Judgment Order and Opinion certified by the Su perior Court of Pa., Notice of Remand, filed.

July 2, 1993, OPINION AND JUDGMENT filed. JUDGMENT: ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this court that the judgment of thecourt ofCommon Pleas of Crawford County be, and the same is hereby REVERSED AND THE CASE IS REMANDED FOR A NEW TRIAL. JURISDICTION RELINQUISHED.

BY THE COURT,
5/20/93 Judges McEwen, Ford, Elliott, and Montgomery

Aug. 27,1993 ORDER filed. AND NOW, this 24th dayofAugust, 1993, correspondence received by this Court indicating a dispute between the parties as to the proper scope of issues to be tried following remand of the case by the Superior Court, the matter is set down for argument the 27th day of September, 1993 in Court Room 1 of the Crawford County Courthouse at 9:15 A.M. in accordance with the local rules, Defendant, as proponent,shall file its brief not later than fifteen days prior to the date of argument, and Plaintiff, as respondent,not later than five days prior thereto.

BY THE COURT:
Gordon R. Miller,President Judge

Aug. 30, 1993 Copy of Order to Attys. Altomare & Lent

Nov. 4, 1993 Upon Praecipe of Attorney Altomare, the above-captioned matter settled and discontinued of record.

Exhibit on File Cab A

568B

1989

Stephen G. Santus

vs.

Jane D. Santus

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✓ Apr. 26, 1991, Petition for Related Claims Under the Divorce Code, Attorney's Fees, Costs and Expenses, and ORDER filed. ORDER: AND NOW,this 26 day of April 1991 upon consideration and presentation of the foregoing petition and counsel of recrod having no objection to the joining of plaintiff's claims for atty. fees, costs and expenses, this court refers the matter to the Master, Anthony J. vardaro, Esq. and directs that the Master take testimony and enter a recommendation in regard to these issues in his report to the court.

BY THE COURT,
Gordon R. Miller, J.

Apr. 26, 1991 copies of order to B. Lindsay and A. Gamble attys.

✓ May 29, 1991 Notice of Scheduled Master's Hearing filed.

✓ June 21, 1991 PLAINTIFF'S AFFIDAVIT UNDER SECTION 201 (d) OF THE DIVORCE CODE filed.

✓ June 28, 1991 Affidavit of Consent of Defendant filed.

✓ June 25, 1991 Affidavit of Consent of Plaintiff filed.

✓ July 3, 1991 Motion For Additional Master's Fees and Costs Deposit and Order filed. AND NOW, this 3rd day of July, 1991, upon consideration of the foregoing Motion, the Plaintiff is directed to deposit an additional $1,000 with the Prothonotary of Crawford County and the defendant is directed to deposit an additional $400 both on or before July 8, 1991.

BY THE COURT:
Gordon R. Miller, J

July 7, 1991 Copies of order to B. Lindsay, A. Gamble and A. Vardaro

✓ July 11, 1991 Notice Of Additional Scheduled Master's Hearing Days filed.

✓ July 19, 1991 Notice Of Additional Scheduled Master's Hearing Day filed.

Aug. 9, 1991 Notice of Additional Scheduled Master's Hearing Days filed.

✓ Sept. 25, 1991 Motion To Pay Court Reporter and Order filed. AND NOW, this 25 day of Sept., 1991, upon presentation of the foregoing Motion, the Prothonotary of Crawford County is directed to issue a check to the order of Lois Conklin Reporting Service in the amount of $1,100, such funds to be deducted from the deposit of the parties in the above cpationed matter.

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

Sept. 26, 1991 Copies of orde rto Atty's Lindsay, Gamble and Vardaro

✓ Dec. 18, 1991 MASTER'S REPORT filed. (notice of filing attached) (plff & dft. exhibits in File 8 under "S")

✓ Dec. 30, 1991 Plaintiff's Motion for a Continuance of Time to File Exceptions to the Report of the Master, filed.

✓ Dec. 30, 1991 ORDER filed. ORDER: AND NOW, this 30th day of Dec., 1991, for good cause shown, the Plaintiff's Motion for a Continuance to file exception to the Master's Report is granted and Plaintiff is given until Jan. 29, 1992 to file exceptions to the Master's Report. Defendant shall also have until Jan. 29, 1992 to file exception.

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

Jan. 8, 1992 copy in box for A Hansen-Gamble and sent copy to W. H. Burwell

✓ Jan. 22, 1992 MOTION TO WITHDRAW and ORDER filed. ORDER: AND NOW, this 22nd day of January, 1992, upon presentation and consideration of the foregoing, counsel is permitted wo withdraw as attorney of record for the named defendant and the Prothonotary is directed to mark the record accordingly.

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

Jan. 23, 1992 copy in box for B. Lindsay

✓ Jan. 28, 1992, Defendant's Exceptions to Report of Master filed.

✓ Jan. 29, 1992 Plaintiff's Exceptions to Master's report filed.,

✓ March 25, 1992 ORDER filed Re: Petition for Payment of Master Fees. The Master petitions the Court for payment of Master's fees involving something in excess of 65 hours in this bitterly contested divorce. Parties were ordered to deposit funds to pay Master's fees and Court Reporter's fees and the reporter fees have been paid leaving a balance in the Prothonotary's account of $1,000.

Upon filing of the Master's report, the Defendant Wife filed ten exceptions thereto and Plaintiff Husband filed 54 exceptions. From the record in this case and the report of the Master, it seems obvious to the Court that as far as the parties re concerned this divorce battle has only just begun. We see no reason why the Master in this case should await the final outcome of this case as these litigous parties continue their battle in the Common Pleas Court and in all liikelihool in the Appellate Court.

We direct the Prothonotary to forawrd to Attorney Anthony J. Vardaro, Master, the sum of $1,000 remaining on deposit in the Prothonotary's office. We accept the recommendation of the Master and direct that the unpaid balance of Master fees in the amount of $3,878.74 be paid one-third (1/3) by the Defendant Wife ($1,392.91) and two-thirds (2/3) by the Plaintiff Husband ($2,485.83). Said sums will be paid on or before April 20, 1992 to the Prothonotary's office for distribution to the Master.

This order for payment of counsel fees and the apportionment thereof is entered without prejudice to the right of the Judge entering the final divorce decree to re-allocate the Master's fees between the parties in such manner as he deems appropriate in the final divorce decree.
March 25, 1992

By The Court:
P. Richard Thomas, S. J.

March 24, 1992 Copy of Order to Attys. Ann Hansen Gamble and William Burwell.

✓ Apr. 6, 1992 PLAINTIFF'S PETITION FOR BIFURCATION AND ALLOCATION OF PAYMENT OF COSTS FOR TRANSCRIPT OF THE MASTER'S HEARING and RULE TO SHOW CAUSE, filed. A Rule is issued against the Defendant to show cause why the plaintiff's Petition for bifurcation/payment of transcription costs should not be granted. The rule is returnable on the 20th day of April, 1992 in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pa. at 9:30

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

Apr. 9, 1992 copy mailed to A Gamble & W. Burwell

✓ Apr. 7, 1992 Plaintiff's Excpetions/Request For REconsideration Conerning The Court's Order dated March 25, 1992 filed

✓ Apr. 7, 1992 Order filed. AND NOW, April 6, 1992, a hearing and/or argument on this petition is hereby scheduled for Monday, April 20, 1992 at 9:30 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J

Apr. 8, 1992 Copies of order mailed to plaintiff and dEfendants' attorney

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Stephen D. Santus
vs.
Jane D. Santus

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✓ Apr. 14, 1992 Petition for Alimony, Counsel Fees, Costs and Expenses, filed.

April 21, 1992 ORDER FILED: AND NOW, April 20, 1992 after hearing and argument in connection with the many issues raised by the various documents filed, the following Order is entered:

1. The Plaintiff's Exceptions and Request for Reconsideration of the Court's Order of March 25, 1992 are DENIED, it being the Court's opinion that none of the allegations contained therein have merit.

2. The Order to pay Master's fees is, therefore, confirmed, and each party is required to deposit the money they have been order to pay to the Prothonotary by 12:00 Noon, April 23, 1992. Upon the deposit of that money the Prothonotary is DIRECTED to pay the same to the Master as payment of his fees.

3. The Court reserves ruling on the request for bifurcation of the divorce until such time as the Master's fees are paid.

4. Assuming that the transcription of the testimony taken at the Master's hearing will cost approximately $4,000.00 in stenographic fees, and it appearing that it would be impossible for the Court to rule upon the exceptions that have been filed by both parties without a transcript, the Plaintiff is DIRECTED to deposit with the Prothonotary the sum of $4,000.00 to be available to pay the stenographer. Said sum will be deposited on or before May 13, 1992 and the Prothonotary shall advise the Court if said sum is deposited. If the sum has not been deposited by said date, the Court will treat the failure to make such a deposit as a withdrawal by the Plaintiff of his exceptions and the Court will proceed to dispose of this matter as though such exceptions had never been filed.

If the depsit is made, the Court will allocate the cost of transcription between the parties in the Final Decree as part of that Decree six percent (6%) interest on any amount he deposited, which is ultimately allocated as an expense of the Defendant.

5. The Defendant is awarded alimony pendente lite in the sum of $300.00 per month for a period of six (6) months or until a Final Decree in Divorce is entered, whichever shall first occur, subject to the right of the Court to modify this Order for cause shown and upon application of any party in interest.

Payments of alimony pendente lite shall be delivered by the Plaintiff to his counsel, who shall in turn transfer the same to counsel for the Defendant, it being the Court's opinion that for this relatively short period of time and under all the circumstances that it is not necessary that such payments be made through the Domestic Relations Office.

6. The Plaintiff shall pay to Defendant's counsel the sum of $1,000.00 toward counsel fees within twenty (20) days of of this date. It is not the Court's intention that this be a total figure for counsel fees recognizing that in all probability the Defendant owes substantially more than that to her counsel, but this is made on a temporary basis, it appearing that the Master made an award of counsel fees which is subject of exceptions and will be ultimately dealt with.

The fact that this temporary allocation of counsel fees is awarded will be considered by the Court at the time of a final determination regarding payment of counsel fees.

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

April 21, 1992 copy to William H. Burwell, Esq. and Ann Hansen Gamble, Esq.

May 18, 1993 Exceptions to/ Motion for Reconsideration of Court's April 20, 1992 Order filed.

✓ May 18, 1992 ORDER FILED. AND NOW, May 13, 1992, the plaintiff's exceptions to the Order of the Court entered April 20, 1992, on the last set of exceptions is hereby scheduled for argument and/or hearing on May 26, 1992, at 3:00 P.M., Eastern Daylight SavingsTime,in a Courtroom to be assigned by the Court Administrator.

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

May 18, 1992 Copy of Order mailed to Atty. Gamble and Burwell.

✓ June 2, 1992 MEMORANDUM AND ORDER FILED.AND NOW, June 2, 1992, the Plaintiff's request for bifurcation of this divorce proceeding is granted and either party may submit a request to the Court to enter an order dissolving the marriage and reserving the economic issues for further decision.

All other exceptions and requests for reconsideration are denied.

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

June 2, 1992 Copy of the Order to: William H.Burwell, Esq. and Ann H.Gamble, Esq.

✓ June 17, 1992 Petition for Contempt, filed.

✓ June 17, 1992 ORDER, filed AND NOW, June 17, 1992, a hearing is set on the Defendant's petition for contempt for July 7, 1992 at 10:00 a.m. in a Courtroom to be assigned.

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

June 22, 1992 copy sent to W. Burwell & A Hansen Gamble

✓ June 26, 1992 Affidavit of Mailing filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on June 25, 1992, she sent a copy of the Order of June 17, 1992, to the Defendant by Regular First Class Mail, postage prepaid, to Stephen G. Santus, 592 Maxwell Drive, Titusville, PA 16354, the Defendant's last known address. Ann Hansen Gamble

✓ July 13, 1992 ORDER FILED. AND NOW, July 7, 1992, a hearing in this matter having developed into a more lengthy hearing than the Court and the Court Administrator would have anticipated, this matter is continued to July 15, 1992 at 10:30 o'clock a.m. in Courtroom No. 2, Courthouse, Meadville, Pennsylvania.

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

July 13, 1992 Copy of the Order Mailed to Atty. Gamble, Court Administrator. .

✓ July 14, 1992 Upon Praecipe of Plaintiff,Stephen G. Santus for Review Under §201 (c) of the Divorce Code this case moved to Court.

✓ July 21, 1992 Petition for Leave to Withdraw as Counsel for Plaintiff and Order filed. ORDER OF COURT. AND NOW, THIS 30th day of June, 1992, the motion of William H. Burwell, Esquire and the law firm of Wasson, Egan andWilson for leave to withdraw from the above captioned case as counsel for the Plaintiff is hereby granted, and said William H. Burwell, Esquire and the law Firm of Wasson, Egan and Wilson are relieved of any and all further duties as counsel of record for the Plaintiff.

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

July 21, 1992 Copy of the Order Mailed to William H.Burwell, Esq.

✓ ✓ July 21, 1992 Answer to Petition for Contempt filed.

*July 21, 1992 Petition for Entry of Bifurcated Divorce Decree filed. ORDER FILED. AND NOW, July 15, 1992, it appears that on April 20, 1992, the plaintiff was ordered to pay $300.00 per month alimony pendente lite for a period not to exceed six (6) months and it further appears that no payments htereon have been made.

And it further appears that in said Order, plaintiff was required to pay counsel fees in the sum of $1,000.00 on or before May 10, 1992, which sum has not been paid.

And it further appears that on June 2, 1992, the Exceptions filed by the plaintiff to the Order of April 20, 1992 were dismissed, with the exception of a Request for Bifurcation, which is unrelated to this proceeding.

The plaintiff is adjudicated in willful contempt since he has offered no evidence of any reason why he is unable to make the payments. The plaintiff may purge himself of contempt by making the payments that were due May 20, 1992 and June 20, 1992, in the total sum of $600.00 on or before July 24, 1992, the sum of $500.00 towards counsel fees on or July 24, 1992, the balance of the counsel fees on or before August 24, 1992, and maintain payments of alimony pendente lite as required for the six-month period.

*See Page 571.
Continued of record to page 571.

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The original Order provided that the payments of alimony pendente lite would be made by the plaintiff to his own counsel and then transmitted to counsel for the defendant without the interevention of theDomestic Relations Office. HOWEVER, it now appears that the plaintiff is proceeding pro se and has no counsel through whom payments can be made and so the Order for payment of alimony pendente lite and counsel fees is modified by providing that all payments, both of alimony pendente lite and counsel fees,shall be made through the Domestic Relations Office of Crawford County.

Upon receipt of any of payments hereunder, theDomestic Relations Office shall submit payments allocated to alimony pendente lite to the defendant and any payments alocated to counsel fees to the defendant's counsel.

Defendant's counsel shall see that a copy of this Order is delivered to theDomestic Relations Office of Crawford County and that an appropriate bookkeeping account be established to handle these payments.

This Order is made without prejudice to the plaintiff's right under the original Order of April 20, 1992 to request a modification thereof in the event of a change in circumstances.

The plaintiff's request for an opportunity to present evidence to establish that the defendant had no grounds for the petition for alimony pendente lite and counsel fees as contained in the defendant's Answer to the Petition for Contempt filed at the time of the initial hearing herein on July 7, 1992 is denied, without prejudice to the right of the plaintiff to apply for a modification of the original Order based upon a change in circumstances.

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

Copy of the Order to: Ann Hansen Gamble, Esq., Plft.

* ✓ July 21, 1992 Petition for Entry of Bifurcated Divorce Decree filed.

DIVORCE DECREE FILED

✓ July 31, 1992 DIVORCE DECREE FILED. AND NOW, July 28, 1992, pursuant to a prior order permitting a bifurcation of the count in divorce from all other counts and claims it is ordered and decreed as follows:

1. Stephen G. Santus and Jane D. Santus are hereby divorced from the bonds of matrimony.

2. All economic issues and other issues raised by the pleadings and petitions are preserved and remain unabated until a full and finl disposition of those matters. This Court retains continuing jurisdiction to resolve the claims of either party through equitable distribution of marital property, alimony pendente lite, alimony, counsel fees, costs and expenses as the case may be.

3. Until final resolution of the ancillary economic claims both parties are enjoined and restrained from alienating, assigning, concealing, conveying, dissipating, encumbering, hypothecating, pledging, secreting, transferring or otherwise disposing of any of the marital real estate and marital personal property.

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

✓ Aug. 13, 1992 PETITION FOR FRAUD AND DECEIT and RULE TO SHOW CAUSE, filed. RULE: AND NOW, a rule is entered upon the Defendant to show cause why the Plaintiff's petition for Fraud and Deceit should not be granted, returnable on the 2nd of October, 1992 in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pa. In entering this order for a hearing the Court notes that the Plaintiff's allegation in paragraph 2 and other allegations involving alleged conduct of Attorney Ann Gamble do not make her a party defendant in this case.

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

Aug. 13, 1992 copy mailed to Atty Gamble & Plf.

✓ Aug. 13, 1992 PETITION FOR CONTEMPT and NOTICE AND ORDER TO APPEAR, filed. ORDER: Legal proceedings have been brought against you alleging you have wilfully disobeyed an orders of court of April 20, 1992, Juen 2, 1992, July 15, 1992.

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 October 2, 1992, at 9:00 a.m. in Courtroom 1, at the Crawford County Courthouse, Meadville, Pa.

Aug. 11, 1992

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

Aug. 14, 1992 copy to A. Gamble & Plf.

✓ Aug. 17, 1992 Plaintiff's Exceptions/Request for Reconsideration Concerning the Court's Order dated July 15, 1992 and Order filed. AND NOW, August 17, 1992, after receipt and review of the Plaintiff's Exceptions/Request for Reconsideration Concerning the Court's Order dated July 15, 1992, the said petition is denied without hearing or argument.

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

August 17, 1992 Copy of Order to Ann Hansen Gamble, ESq. and Stephen G. Santus.

✓ Aug. 28, 1992 Recusal filed. AND NOW, August 24, 1992, this Court, after receipt and review of the plaintiff's petition for fraud and deceit the Court hereby schedules a hearing on a preliminary matter to determine whether or not this Court should recuse itself in considering said petition. The undersigned is satisfied that he is able to be free, independent and unbiased. Nonetheless the plaintiff should know that this Court was at one time a partner of Mrs.GAmble, that partnership having ended on June 30, 1987. Since the plaintiff's petition for fraud and deceit alleges that Ms. Gamble acted improperly and is therefore a personal challenge against her this Court desires to give the plaintiff an opportunity to either agree that this Court may continue to hear the case or recuse itself and seek another judge from the Pennsylvania Supreme Court.

A hearing on whether or not this Court should recuse itself is hereby set for the 11th day of September, 1992 at 9:30 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. The plaintiff shall appear at that hearing as shall the defendant and her counsel.

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

Aug. 28, 1992 Copy of the Order mailed to Atty. Gamble and Pltf.

→ *See Below

✓ Sept. 11, 1992 Petition for Rule to Show Cause and Petition for Recusal filed.

✓ Sept. 11, 1992 Petition to Extend Alimony Pendente Lite, Additional Cousnel Fees, Costs and Expenses filed.

✓ Sept. 17, 1992 ORDER filed. AND NOW, Sept. 11, 1992 it is ordered as follows:

1. This Court recuses itself from hearing the Plaintiff's petition for fraud and deceit. The Court Administrator shall make application to the Pennsylvania Supreme Court for the assignment of another judge from out of county to hear that petition and to hear the other matters referred to in this order.

RECORD CONTINUED ON PAGE 572.....

*Sept. 4, 1992 Motion to Continue and Order filed. And now, September 2, 1992, Defendant's Motion to Continue the hearing scheduled for October 2, 1992, is granted.

The Court has scheduled a hearing for September 11, 1992, at 9:30A.M. A new hearing date will be set following that hearing.

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

9=4-92 Copy sent to GAmble & Plf. byCt. Adm.

STEPHEN G. SANTUS
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2. The Plaintiff filed this date, contrary to the Rules of Civil Procedure with respect to motions practices and notice, a petition for recusal that would include Judge Thomas and Judge Walker and a petition to modify or rescind the Rule to Show Cause entered Aug. 13, 1992 and to enter another rule to show cause with different language. The Defendant has also filed a petition not in conformity with local motions practice to extend alimony pendente lite, additional counsel fees, costs, and expenses. These three petitions shall be heard by the judge assigned by the Supreme Court to hear the Plaintiff's petition for fraud and deceit, at a time to be scheduled by the Court Administrator and that judge. This Court does not now know when that will be.

In addition, presently pending before this Court is the Defendant's petition for contempt The hearing on that is continued generally, to be heard by the judge assigned at a time to be determined by that judge and the Court Administrator.

Accordingly, the five petitions referred to herein shall be heard by an assigned judge.

3. Based upon an agreement of the parties, the court reporter, Lois Conklin, shall submit the transcript of the testimony and proceedings before the master first to the Plaintiff. The Plaintiff shall turn the transcript over to counsel for the Defendant within 10 days after he receives it. Counsel for the Defendant shall file that transcript with the Prothonotary within 10 days after she receives that transcript from the Plaintiff.

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

Sept. 17, 1992 Copy of Order mailed to Atty. Ann Gamble, Lois Conklin; copy given to Court Adm. and Atty. Gary Fabian; copy mailed to plaintiff.

✓ Oct 8, 1992 Plaintiff's Exceptions Concerning The Court's Order Dated September 11, 1992 and ORDER filed. Order; And now, September 30, 1992 this petition/request is denied. Gordon R. Miller, P.J.
Oct 9, 1992 copy to A. Gamble and Plf.

✓ Oct. 14, 1992 Plaintiff's Petition to Postpone Attachment of Income and Order filed. AND NOW, October 9, 1992, the plaintiff's petition to postpone attachment of income is denied as it was not filed in conformity with the local motions rules.

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

Oct.14, 1993 Copies to Mr. Santus, Atty. Gamble & Dom.Rel.

✓ Nov. 6, 1992 Motion for Protection Order Under Rule 4012(a) filed.
Nov. 6, 1992 Order filed. AND NOW, NOvember 5, 1992, upon receipt and review of the defendant's motion for protective order received by the Court Administrator on October 30, 1992, a rule to show cause is hereby entered and directed to the plaintiff to show cause if any he has why the protective order should not be entered.

Said rule is returnable for hearing and/or argument at a time to be scheduled by the Court Administrator of Crawford County afer the Pennsylvania Supreme Court appoints a judge to hear several matters already pending before this Court in this case.

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

Nov.6, 1992 Copy mailed to Atty.Gamble and Mr. Santus.

✓ Nov. 25, 1992 Exceptions to the Court's November 5, 1992 Order and Motion For Judgment on the Pleadings, filed.

✓ Nov. 25, 1992 ORDER filed. AND NOW, Nov. 24, 1992 upon receipt and review of the plaintiff's exceptions to the order of Nov. 5, 1992 said exceptions and motion for judgment on the pleadings shall be heard at a time to be scheduled by the Court Administrator after the Pennsylvania Supreme Court appoints a judge to hear other pending matters in this case.

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

Dec. 1, 1992 copy to Al Gamble & Mr. Santus.

✓ Nov. 25, 1992 Countermotion to Defendant's Motion for Protective Order Under Rule 4012(a), filed.

✓ Nov. 25, 1992 ORDER filed. AND NOW, NOv. 24, 1992, upon receipt and review of the within motion hearing and/or argument on said motion shall take place at a time to be scheduled by the Court Administrator of Crawford County after the Pennsylvania Supreme Court appoints a judge to hear several matters already pending before this Court in this case.

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

Dec. 2, 1992 copy to A. Gamble & Mr. Santus

✓ Jan. 5, 1993Petition to Dismiss Attachment of Income filed.
✓ Jan. 5, 1993 Order filed. AND NOW, January 4, 1993, upon receipt and review of the plaintiff's petition to dismiss attachment of income a rule to show cause if hereby entered and directed to the defendant to show cause if any he has why the prayer of said petition should not be granted.

Said rule is returnable for hearing and or argument at a time to be scheduled by the Court Administrator of Crawford County after the Pennsylvania Supreme Court appoints a judge to hear said several matters already pending before this Court inthis case.

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

Jan. 5, 1993 Copies given to Ct. Adm. by Court and mailed to Atty. Gamble & Plft. by Pro.

✓ Jan. 21, 1993 Motion for Judgment on the Plaintiff's November 20, 1992 Petition to Dismiss Attachment of Income filed.

✓ Jan. 21, 1993 Order Filed. AND NOW, January 15, 1993 after receipt and review of the plaintiff's motion for judgment on his November 29, 1992 petition to dismss the attachment of income, said motion is denied.

The plaintiff's motion to dismiss the attachment to income has been referred to another judge, to be appointed by the Supreme Court to hear this case and therefore the within motion is improper and untimely. Furthermore, the plaintiff's petition to dismiss the income attachment is not a pleading under Pa. R.C.P. 1034. See further Pa. R.C.P. 1017.

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

Jan. 21, 1993 Copies mailed to Santus & Atty.Gamble.

Jan. 28, 1993 Petition To Amend Plaintiff's PetitionFor Fraud and Deceit filed.

✓ Jan. 28, 1993 Order filed. AND NOW, January 28, 1993, upon receipt and review of the plaintiff's petition to amend his original petition for fraud and deceit a rule to show cause is hereby entered and directed to the defendant to show cause, if any she has, why the prayer of said petition should not be permitted.

Said rule is returnable for hearing and/or argument at a time to be scheduled by the Court Administrator of Crawford County. This rule to show cause shall be heard at the dame time other matters are heard by a judge appointed by the Supreme Court of Pennsylvania to hear pending matters in this case.

BY ORDER OF COURT,
Gordon R. Miller, J

Jan. 28, 1993 Copies mailed to Gamble and pltf.

✓ Jan. 28, 1993 Countermotion to Defendent's Second Motion for Protective Order Under Rule 4012 (a) filed.

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STEPHEN G. SANTUS
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Jan. 28, 1993 Order filed. AND NOW, January 28, 1993, upon receipt and review of the plaintiff's countermotion to defendent's second motion for protective order under 4012 (a) filed January 15, 1993, said motion shall be resolved by a judge to be appointed by the Pennsylvania Supreme Court to hear pending matters in this case.

The hearing and/or argument on all pending matters shall be scheduled by the Court Administrator of Crawford County. The matters raised in the plaintiff's counter motion will be also considered at that time.

This Court cannot advise the plaintiff on what motion or petitions he filed nor the content of them. He is not required to file something every time the defendant files a motion or petition. If the defendant files a motion or petition the plaintiff is not required to file a "countermotion." In fact "countermotion" is not really an appropriate or recognizable term.

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

Jan. 29, 1993 Copies mailed to Atty.Gamble & pltf.

Feb. 11, 1993 Order Setting Hearing filed. And now, February 10, 1993, hearing in the above matter is hereby set for April 20, 1993, in Courtroom 1, 2 or 3 of the Crawford County Courthouse, before Senior Judge John Q. Stranahan, Specially Assigned by the Supreme Court, at 9:30 AM

FOR THE COURT,
Ann A. Walker, C.A.

Feb. 10, 1993 Copies distributed by Court Administrator

Feb. 12, 1993, ERATTA filed by Walter A. Podurgiel, Jr. Ct. Reporter, filed.

Mar 12, 1993 Petition to Amend Petition for Recusal and Order filed. ORDER: AND NOW, March 11, 1993, this Court, after receipt and review of the Plaintiff's Petition to Amend Petition for Recusal the Court grants leave to the Plaintiff to file an Amended Petition for Recusal. Said Petition shall be heard by the judge appointed by the Supreme Court to hear several matters pending before this Court in this case.

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

Mar. 15, 1993 copy to A. Gamble & Plf.

Mar. 25, 1993 Motion and Order Filed. AND NOW, this 22nd day of March, 1993, defendant's motion is granted.

BY THE COURT:
Gordon R. Miller

Mar. 29, 1993 Copy of Order to Atty. Gamble & Pltf.

Mar. 29, 1993 Petition Filed.

Mar. 29, 1993 Plaintiff's Petition for Damages Against Ann Hansen Gamble and Rule to Show Cause filed. AND NOW, a rule is entered upon Ann Hansen Gamble to show cause why the Plaintiff's Petition for Damages against Ann Hansen Gamble should not be granted, returnable on the 20th of April, 1993 in Courtroom No. 1, 2 or 3 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
Gordon R. Miller,

Apr.2, 1993 Copy of Rule to Atty.Gamble & Plft.

Mar. 31, 1993 Defendant's Second Motion for Protective Order Under Rule 4012 (a) and Order filed. AND NOW, March 31, 1993, upon receipt and review of the Defendant's Motion for Protective Order under Rule 4012(a) from Plaintiff's Interrogatories for Plaintiff's Petition for Fraud and Deceit Addressed to Defendant a rule to show cause is hereby entered and directed to the plaintiff to show cause if any he has why the motion of the defendant should not be granted.

Said rule is returnable for hearing or argument at a time to be scheduled by the Court Administrator of Crawford County after the Pennsylvania Supreme Court Appoints a Judge to hear the several matters already pending before the court in this case.

The duty of the Defendant to answer the said interrogatories is stayed until the matter is heard.

Gordon R. Miller

Apr. 5, 1993 Copy of Order to Plaintiff and Atty.Gamble.

Apr. 12, 1993 Preliminary Objections to Plaintiff's Petition for Damanges against Ann Hansen Gamble filed.

Apr. 12, 1993 Certificate of Service of Preliminary Objections to Plaintiff's Petition for Damages Against Ann Hansen Gamble filed.

Apr. 13, 1993 Plaintiff's Exceptions To The Court's March 22, 1993 Order Granting Defendant's March 19, 1993 Motion Filed "Motion" and Order filed. AND NOW, a Rule is entered upon Ann Hansen Gamble to show cause why the Plaintiffs prayer in Plaintiff's Exceptions To The Court's March 22, 1993 Order Granting Defendant's March 19, 1993 Moiton titled "Motion" should not be granted, returnable on the 20th of April, 1993 in Courtroom No. 1, 2 or 3 of the Crawford County Courthouse, Meadville, PA.

BY THE COURT,
Gordon R. Miller, J

Apr. 15, 1993 Copies of order to Plaintiff and Atty. Gamble

Apr. 22, 1993 Order Filed. AND NOW,April 20, 1993 the Court raffirms the order of Judge P. Richard Thomas directing that Ann Gamble, counsel for the Defendant, shall not be a party to this case.

BY ORDER OF THE COURT,
John Q. Stranahan, S. J.

4-22-93 Copy of Order mailed to Atty.Gamble & Mr. Santus.

Apr. 22, 1993 Order filed. AND NOW, April 20, 1993 the order of this Court that the Plaintiff Stephen G. Santus shall pay to Ann Hansen Gamble, attorney for the Defendant Jane D. santus the sum of $10,000 in attorney;s fees. It is the intent of this order that this does not limit a request for additional attorney's fees at a later stage in this case, nor does it indicate the total amount that this Court may determine is owed at this time.

BY ORDER OF THE COURT,
John Q. Stranahan, S.J.

4-22-93 Copies of order mailed to Atty. Gamble & Mr.Santus.

Apr. 22, 1993 Order filed. AND NOW,April 20, 1993 it is directed that the alimony pendente lite in the amount of $300 per month continue until a disposition is made of this entire matter and the attachment of the Plaintiff's wages shall continue.

BY ORDER OF THE COURT,
John Q. Stranahan,S.J.

4-22-93 Copies of order mailed to Atty. Gamble & Mr.Santus.

Apr. 23, 1993 Order filed. AND NOW, April 20, 1993 the petition to review the April 20, 1992 hearing is DENIED.

BY ORDER OF THE COURT,
John Q. Stranahan,S.J.

4-23-93 Copy of Order to Atty. Gamble & Mr. Santus.

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✓ April 23, 1993 Order filed. AND NOW, April 20, 1993 the motion for protective order filed October 30, 1992 is GRANTED. Also the motion for protective order for the Plaintiff's Second set of Interrogatories is also GRANTED.

BY ORDER OF THE COURT,
John Q. Stranahan, S. J.

Apr. 23, 1993 Copies dist. by Pro. to Atty.Gamble & Mr. Santus.

✓ Apr. 23, 1993 Order filed. AND NOW,April20, 1993 the Defendant's petition for fraud and deceit is DISMISSED.

BY ORDER OF THE COURT,
John Q. Stranahan,S.J.

4-23-93 Copies of Order dist. to Atty. Gamble & Mr. Santus.

✓ May 12, 1993 ORDER filed. AND NOW, May 10, 1993, this Court dismisses the following petitions and exceptions:

1. Plaintiff's Exceptions to the April 20, 1993 hearing;
2. Plaintiff's Petition for a Mistrial;
3. Plaintiff's Petition for Jurisdiction.

BY THE COURT:
John Q. Stranahan, Senior Judge

May 13, 1993 Copies of Order given to Atty. Gamble and Pltf.

✓ May 12, 1993 FINAL ORDER filed. AND NOW, May 10, 1993, in compliance with R.C.P. 1920.55(c) this Court has reviewed the Master's Report and the Accompanying transcript of the Master's hearings, and has reviewed the exceptions to the Master's Report filed by both Plaintiff and Defendant. The Court fidns no merit in the exceptions of both Plaintiff and Defendant and dismisses both exceptions. In doing so the Court adopts the findings of fact and conclusions of the Master.

The Court orders that the marital property shall be divided 55 percent to the wife and 45 percent to the husband (items 1 to 12 on pages 15 to 27 of the Master's Report) and affirms the Master's findings as to what is marital property. This Court orders distribution of $45,017.81 of the assets to the husband and $44,926.48 to the wife and adopts the schedule of distribution of the Master (page 27 of Master's Report). In the event the amounts have changed because of added interest or appreciation of value, the shre of the husband or wife shall be enhanced in such amount.

It is further ordered that the parties shall forthwith take the necessary steps to comply with the distribution as set forth in the Master's Reprot and as ordered by this Court.

In the event that signatures, transfers or orders are needed to transfer stocks, bonds, bank accounts, personal or real property in accordance with this final order, the parties shall comply. Any expenses incident to the transfer shall be paid by the party receiving the property.

This Court adopts the Master's findings as to non-marital property (p. 28 of the Master's Report).

This Court orders that the cost, if any, remaining from the master's hearing and report shall be paid two-thirds by the husband and one-third by the wife. The cost of filing any petition by the husband subsequent to April 21, 1993, shall be paid entirely by him.

This Court further orders the husband to pay a total of $10,000.00 toward the wife's attorney fees. Said amount to be paid in 6 days of the date of this Order. In the event husband fails to pay this amount the Prothonotary of Crawford County shall enter a judgment in favor of the wife and against the husband in the amount of $10,000. plus interest and costs.

BY THE COURT:
John Q. Stranahan, Senior Judge

May 13, 1993 Copies given to Atty. Gamble and Plaintiff.

✓ June 8, 1993 Plaintiff's Exceptions To Judge Stranahan's Order Dismissing Plaintiff's Petition For Mistrial and Plaintiff's Petition for Jurisdiction filed.

✓ June 8, 1993 Order filed. AND NOW, June 7, 1993, upon receipt and review of Plaintiff's Exceptions to Judge Stranahan's Order Dismissing Plaintiff's Petition for Mistrial and Plaintiff's Petition for Jurisdiction are denied without further proceedings.

BY ORDER OF COURT,
Gordon R. Miller,

June 8, 1993 Copies dist. to Santus and Gamble

✓ June 8, 1993 Petition For Review Of The April 20, 1993 Hearing By The President Judge of Crawford County Filed.

June 8, 1993 Order filed. AND NOW, June 7, 1993 after receipt and review of the plaintiff's Petition forReview of the April 20, 1993 Hearing by the President Judge of Crawford County said petition is denied without any further proceedings.

BY ORDER OF COURT,
Gordon R. Miller,

June 8, 1993 Copies dist. to Santus and Gamble

✓ June 8, 1993 Petition For President Judge of Crawford County To Determine Jurisdiction filed.

✓ June 8, 1993 Order filed. AND NOW, June 7, 1993 after receipt and review of the plaintiff's Petition for President Judge of Crawford County to Determine Jurisdiction, said petition is denied without any further proceedings. Once the two active Judges in Crawford County could not hear this case (Judge Vardaro because he was Master before becoming a Judge and Judge Miller who recused himself because the plaintiff asserted that defendant's consel, a former partner of Judge Miller, defrauded him potentially requiring the testimony of the attorney and a determination of credibility) we believe that the Judge appointed by the Supreme Court did have the authority to hear all aspects of this case.

BY ORDER OF COURT,
Gordon R. Miller,

June 8, 1993 Copies dist. to Santus & Gamble

✓ July 8, 1993 Plaintiff's Exceptions to the April 20, 1993 Hearing filed.

✓ July 8, 1993 Petition for Mistrial Filed.

✓ July 8, 1993 Petition for Jurisdiction filed.

✓ July 6, 1993, NOTICE OF APPEAL of plaintiff (pro se) to the Superior Court of Pennsylvania from the Order entered in this matter on the 7 day of June 1993 and from the Order entered in above case on the 10th day of May, 1993, filed.

✓ July 16, 1993, Return of Notice of Appeal filed. (reason: A separate Notice of Appeal must be filed for each order being appealed)

July 16, 1993, copies mailed to Atty. Gamble and Mr. Santus.

✓ JUly 16, 1993 Petition (Amended) For Recusal filed.

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July 16, 1993, MEMORANDUM AND ORDER filed. ORDER: AND NOW, July 14, 1993, the defendant's amended petition for recusal is denied. BY ORDER OF THE COURT, Gordon R. Miller, P.J.

July 16, 1993, copies mailed to Attys. Gamble and Mr. Santus.

July 29, 1993 Exhibits filed.

Aug. 9, 1993 Notice of Appeal toSuperior Court filed.

Aug. 9, 1993 Notice of Appeal to Superior Court filed.

Aug. 9, 1993 Notice of Appeal to Superior Court filed.

Aug. 9, 1993 Notice of Appeal to Superior Court filed.

Aug. 27, 1993 Superior Court of Pennsylvania Official Docket, Docket Number #01328PGH93 filed.

Sept. 1, 1993 Notice of Appeal Docketign Superior Court Docket No. Assigned 01329PGH93, filed.

Sept. 1, 1993 Notice of Appeal Docketing Superior Court Docket No. Assigned 0133oPGH93, filed.

Sep. 3, 1993 Superior Court of Pennsylvania Official Docket #01327PGH93, filed.

Sep. 10, 1993 ORDER filed. AND NOW, September 9, 1993, after receipt and review of the plaintiff;s petition for mistrial dated September 2, 1993 and received bythe Prothonotary September 2, 1993 the Prothonotary is ordered and directed to return the petition tothe plaintiff without filing. Since the plaintiff has taken an appeal to the Superior Court this Court, the trial court, may no longer proceed further in the matter. Pa.R.A.P.1701 (a).
The plaintiff shall file no further documents in this Court. If he does the Prothonotary shall return them to him unfiled. We know of nothing that can be filed in this Court that would come within the purview of Pa. R.A.P. 1701 (b).
BY ORDER OF COURT
Gordon R. Miller, P. J.

9-10-93 Copies of Order dist. to Plft. & Gamble & Petition returned toPlft per Ct. Order

#112 Sept. 28, 1993 Exceptions To The Court's September 9, 1993 Order filed.

#113 Sept. 28, 1993 Order filed. AND NOW, September 27, 1993 after receipt and review of the plaintiff's Exception to the Court's September 9, 1993 Order said petition is denied without further proceedings. This case is on appeal. This is not a matter which the lower court should address during the appeal. We will not ask the Supreme Court to appoint a Judge to handle this matter nor will we ask Judge Stranahan, who has been appointed previously, to review this matter.
BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 28, 1993 Copies dist. to Santus and Gamble

#114 Sept. 28, 1993 Petition for Court to Overrule Preliminary Objections and Enter Judgment on Pleadings filed.

#115 Sept. 28, 1993 Order filed. AND NOW, September 27, 1993, after receipt and review of the plaintiff's Petition for Court to Overrule Preliminary Objections and Enter Judgment on Pleadings said petition is denied without further proceedings. This case is on appeal. This is not a matter which the lower court should address during the appeal. We will not ask the Supreme Court to appoint a Judge to handle this matter nor will we ask Judge Stranahan, who has been appointed previously, to review this matter.
BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 28, 1993 Copies dist. to Santus and Gamble

#116 Sept. 28, 1993 Petition For The Court To Hear Plaintiff's Petition For Recusal filed.

#117 Sept. 28, 1993 Order filed. AND NOW, September 27, 1993 after receipt and review of the plaintiff's petition for the court to Hear Plaintiff's Petition for Recusal said petition is denied without further proceedings. This case is on appeal. This is not a matter which the lower court should address during the appeal. We will not ask the Supreme Court to appoint a Judge to handle this matter nor will we ask Judge Stranahan, who has been appointed previously, to review this matter.
BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 28, 1993 Copies dist. to Santus and Gamble

#118 Oct. 13, 1993 Petition for Writ of Supersedeas Upon Alimony Pendente Lite filed.

#119 Oct. 13, 1993 ORDER filed. AND NOW, October 11, 1993, upon receipt and review of t he plaintiff's petition for supersedeas as to alimony pendente lite pending appeal t he matter shall be referred to a judge to be appointed by the Pennsylvania Supreme Court on application of the Court Administrator of Crawford County. The two sitting judges in Crawford County are disqualified. Judge Vardaro was the Master in this divorce action when he was a practicing attorney and the undersigned has recused himself at the request of the plaintiff.
BY ORDER OF COURT
Gordon R. Miller, P.J.

10-21-93 Copy of Order to Pltf, Ct. Adm. and Atty. Gamble.

#120 Dec. 30, 1993 Motion for Jurisdiction filed.

#121 Dec. 30, 1993 Memorandum filed. AND NOW, December 29,1993, the motion for jurisdiction filed by Stephen G. Santus and received by the Prothonotary on December 21, 1993 shall be forwarded by the Court Administrator to the Honorable John Q. Stranahan since the appointment of Judge Stranahan by the Supreme Court was a blanket appointment to hear all matters in this case. BY ORDER OF COURT
Gordon R. Miller, P.J.

Jan. 3, 1994 copies dist to A. Gamble, S. Santus & Ct. Adm.

RECORD CONTINUED ON PAGE 576.....

#122 ✓ Jan. 10, 1994 ORDER filed. AND NOW, this 6th day of Jan., 1994, IT IS HEREBY ORDERED that on Feb. 8, 1994 at 10:00 a.m. this Court will hear the following motions and petitions:

1) Petition for Judge miller to petition Superior Court to hear plaintiff's appeals;
2) Petition to reconsider the Court's Order of October 11, 1993;
3) Petition for Contempt to follow Order of Sept. 17, 1992;
4) Petition to terminate Alimony Pendente Lite;
5) Petition for writ of supersedeas upon Alimony Pendene Lite;
6) Petition by defendant for Alimony, Counsel Fees, Costs, etc;
7) Petition for Court to overrule preliminary objections and enter judgment on pleadings;
8) Exceptions to the Court Order of Sept. 9, 1993;
9) Petition for the Court to hear plaintiff's petition for recusal;
10) Any other petition or motion by either party that is presently outstanding.

IT IS FURTHER ORDERED that both parties shall be prepared to present testimony, if necessary and to present oral arguments at the hearing and if briefs are desired to submit such briefs ten days prior to said hearing.

It is the intent of the Court to dispose of all outstanding matters in this case.

BY THE COURT:
John Q. Stranahan, Senior Judge

Jan. 10, 1994 Copies mailed by Ct. Admin. office to: Attys. A. Gamble and Stephen Santus, 592 Maxwell Dr., Titusville, PA 16354.

#123 ✓ Jan. 24, 1994 Petition For Judge Miller To Petition Supreme Court To Grant Plaintiff's Petition For Allowance of Appeals filed.

#124 ✓ Jan. 24, 1994 Memorandum filed. The plaintiff's "Petition for Judge Miller to Petition Supreme Court to Grant Plantiff's Petition for Allowance of Appeals" shall be forwarded to the Honorable John Q. Stranahan, Senior Judge, who has been appointed by the Supreme Court to hear these matters.

The undersigned judge did sign some orders which were routine and clear and where no hearings or judicial discretion were required.

However it is clear that Judge Stranahan, by reason of said appointment, is the only judge that can entertain any matters at the Common Pleas level.

BY ORDER OF COURT,
Gordon R. Miller, PJ

Jan. 25, 1994 Copies of order to Pltf. and Atty. Gamble

#125 Feb. 3, 1994 Petition for Additional Cousnel Fees, filed.

#126 Feb. 3, 1994 Motion to Quash Subpoena, filed.

Mar. 14, 1994 Exhibits filed.

#127 Mar. 14, 1994 ORDER filed. AND NOW, March 9, 1994, this Court having considered the petitions filed by both Plaintiff and Defendant enters the following order:

AS TO PLAINTIFF'S PETITIONS:

1. The Petition for Judge Miller to Petition Superior Court to Hear Plaintiff's Appeal is refused.
2. The Petition to Reconsider the Court's October 11, 1993, Order is refused.
3. The Petition for Contempt to Follow the Order of September 17, 1992 is refused.
4. The Petition to Terminate Alimony Pendente Lite is refused.
5. The Petition for Writ ofSupersedeas upon Alimony Pendente Lite is refused.
6. Petition for Court to Overule Preliminary Objections and Enter Judgment on Pleadings is refused.
7. The exceptions to the Court's September 9, 1993 Order are granted in part and vacated in part. The Order directing the Prothonotary not to receive or file any further petitions or exceptions is vacated. Ot her than this, the Order of September 9, 1994, shall remain in effect.
8. The Petition for Court to Hear Plaintiff's Petition for Recusal is refused.
9. The Petition for Judge Miller to PetitionSupreme Court to Grant Plaintiff's Petition for Allowance of Appeal is refused.
10. The Exceptions to December 29, 1993 Order Transferring Plaintiff's Motion for Jurisdiction to Judge Stranahan are denied.

AS TO DEFENDANT'S PETITIONS:

1. The Motion to Quash Subpoena is refused.
2. The Petition for Additional Counsel Fees is granted and Defendant's Counsel is awarded $2,000.00 to be paid by Plaintiff within sixty (60) days of this date. This is in addition to other counsel fees allowed by prior orders.

BY THE COURT:
John Q. Stranahan, Senior Judge

3-14-94 Copies mailed to: Attys Gamble & Santus

#128 ✓ March 23, 1994 Petition to file Exceptions To And Request For Reconsideration Of Judge Stranahan's Order Received By Court Administrator March 14, 1994 filed.

#129 ✓ Mar. 24, 1994 Memorandum Opinion of Judge Stranahan, filed.
3-24-94 Copies Mailed by Ct. Adm. to Atty. Gamble & Pltf.

#130 ✓ Mar. 24, 1994 Exceptions and Request for reconsideration of Judge Stranahan's Order received by the Court Administrator March 14, 1994, filed.

3-28-94 Copy of Exceptions sent to Judge Stranahan.

#131 ✓ Apr. 4, 1994 Notice of Appeal to the Superior Court of Pennsylvania, filed.

#132 ✓ Apr. 4, 1994 Plaintiff's Memorandum in Response to Judge Stranahan's Memorandum Opinion Received by the Court Administrator March 22, 1994, filed.

#133 ✓ Apr. 4, 1994 Motion for Jurisdiction (Refiled), filed.

#134 ✓ Apr. 4, 1994 Petition for Mistrial, filed.

#135 ✓ Apr. 4, 1994 Petition to Transfer Title of Plaintiff's House, filed.

#136 ✓ Apr. 4, 1994 Petition to End Alimony Pendente Lite, filed.

#137 ✓ Apr. 7, 1994 ORDER filed. AND NOW, April 5, 1994, the Exceptions and Request for Reconsideration of this Court's Order of March 9, 1994, are refused.

BY THE COURT:
John Q. Stranahan, SEnior Judge

4-7-94 Ct. Dist. Copies to: Stephen G. Santus & Atty. Gamble.

#138 ✓ Apr. 28, 1994 Notice of Superior Court Docketing, Docket #00556PGH94 filed.

Continued to Page 577

#139 #140

✓ May 6, 1994 Motion for Judgment on the Pleadings, filed.(Copy to Judge Stranahan)

✓ May 19, 1994 ORDER filed. AND NOW, May 18, 1994, the above case presently under appeal to the Appellate Courts of Pennsylvania, this Court has no authority, under Rule 1701 of the Rules of Appellate Procedure, to act on the following petitions or motions filed subsequent to the appeal:

1) Motion for Jurisdiction;
2) Petition for Mistrial;
3) Petition to End Alimony Pendente Lite;
4) Petition to Transfer Title to Plaintiff's House.

BY THE COURT:
John Q. Stranahan, Senior Judge

5-19-94 Copies dist.by Court

May 20, 1994 Upon praecipe of defendants attorney, judgment is entered against Stephen G. Santus and in favor of Jane D. Santus in the amount of ten thousand ($10,000.00) dollars together with interest and costs. The said interest to run from July 10, 1993, to date hereof all as specified in the order of court dated May 10, 1993, in above captioned matter.

JUDGMENT
S-153
Judgment entered - 5/20/94.
Barbara H. King,
Prothonotary

May 31, 1994, Record, Certified copy of Order Remanded and Notice of Remand filed.

May 31, 1994, ORDER OF COURT Certified from the Superior Court of Pa. filed. The appeals at Nos. 1329 and 1330 from interlocutory orders entered in 1992, are quashed sua sponte as unnecessary. It is not essential that a separate notice of appeal be filed to each interlocutory order that the appellant wishes to contest. If the issue has been preserved, the issue can be raised inthe appeal from the final order. If the issue has not been preserved, filing a notice of appeal will not preserve it.

The appeal at no. 1327 is quashed sua sponte as untimely. The final equitable distribution order was entered May 10 1993. Therefore, under Pa. R.A.P. 903, the last day to file an appeal from that order was June 9, 1993. The appeal filed on July 6 is therfore untimely.

The appeal at No. 1328 is dismissed as untimely. The petitions filed by the appellant was nothing more than a petition for reconsideration of the final order in this case. A petition for reconsideration does not extend the final appeal time. Valentine v. Wroten 397 Pa. Super. 526, 580 A.2d 757 (1990).

The petition to Consolidate and Petition for Continuance are dismissed as moot.

Date: Oct. 25, 1993. PER CURIAM.

June 29, 1994 ORDER filed. AND NOW, June 29, 1994, the Plaintiff, pro se, appears at Motions Court Requesting a Court Order that title to jointly owned real estate awarded to the Plaintiff in a Divorce Decree be transferred to him together with other ancillary requests.

By the Plaintiff's own admission he is still contesting the property division Decree in this bifurcated divorce, and counsel for teh wife advises that an appeal to the Superior Court sustained the Decree, and a petition for Allocatur to the Supreme Court filed pro se by the Plaintiff was denied. The Plaintiff advises the court he has petitioned the Supreme Court for reconsideration of their previous Order denying Allocatur and this matter remains unresolved in the Supreme Court's hands.

The Court determines that there is no Final Decree in the property distribution issue of the divorce action, and accordingly, the Court has no authority to issue Orders transferring the title to the real estate to the Plaintiff so he may sell the same, nor does the Court have the power to act upon the ancillary issues raised in his Petition.

The Petition is ORDERED filed, but the Court DIRECTS that no hearing thereon be scheduled until such time as the Supreme Court acts on the Plaintiff's petition for reconsideration of the denial of Allocatur.

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

June 29, 1994 Copy of Order distributed to S. Santus and Attorney Hall.

Jun. 29, 1994 Petition for Court to Order Transfer of Title on Plaintiff's House, filed.

July 14, 1994 ORDER filed. AND NOW, this 6th day of July, 1994, the Petition for Reconsideration of Petition for Allowance of Appeal is denied.

Mr. Justice Monemuro is sitting by designation as Senior Justice pursuant to Judicial Assignment Docket No. 94 R1801, due to the unavailability fo Mr. Justice Larsen, see No. 127 Judicial Administration Docket No. 1, filed October 28, 1993. Deputy Prothonotary Supreme Court of Pa.

Jul. 19, 1994 Petition for Reconsideration filed.

Jul. 19, 1994 Memorandum and Order and ORDER filed. AND NOW, jUly 12, 1994, motion for reconsideration is granted and Plaintiff may file said petition. Counsel for Defendant wife is not required to file an answer to Plaintiff's pro se petition. Defendant is is directed to file whatever ancillary petition she wishes by July 20, 1994. Argument and hearing on both petitions is set before the undersigned for July 25, 1994 at 9:00 A.M. in Courtroom No. 1 or 2.

BY THE COURT:
P. RichardThomas, S. J.

7-19-94 Copies mailed Santus, Faxed to Atty. Gamble.

July 29, 1994 ORDER filed. AND NOW, July 25, 1994, at the time scheduled for hearing on the Plaintiff's Petition for reconsideration of this Court's Order of June 29, 1994, counsel for the Defendant/Wife appears. Shortly before the time set for eharing at 9:00 a.m., the undersigned Court received a telephone call from the Plaintiff advising that he had been out of town and had just returned on July 24th and had not opened his mail containing a notice of this hearing until the morning of July 25th and, therefore, could not be present for the hearing. This Court advised the Plaintiff simply because he was acting pro se accorded him no additional privileges over parties represented by counsel who can arrange for opening of their mail in their absence, and the Court would proceed without his presence.

Accordingly, the hearing proceeded with only testimony in narrative form from counsel for the Defendant, and the Court finds no merit to the Plaintiff's petition that he deposit funds due on mortgage payments in a special escrow account subject to certain terms and conditions, and additionally since we heard no testimony on the Plaintiff's contention that we should impose sanctions upon Defendant's counsel for her alleged dilatory tactics we deny this request.

Counsel for Defendant/Wife explains to the Court that the Plaintiff's petition to the Supreme Court for reconsideration of the final order awarding a divorce was recently denied, and there remains only the implementation of the Divorce Decree, which requires certain acts on behalf of both parties.

Counsel also advises there is admittedly some confusion over the correct amount of attorney's fees due in accord with Judge John Stranahan's previous Orders that can only be clarified by a further hearing before Judge Stranahan who will not be available until after the first week of September, 1994.

Accordingly, this Court acting on an emergency basis regarding the Plaintiff's Petition to allow Plaintiff to conditionally deposit funds and, in effect, hold Attorney Gamble in contempt is denied.

Unless the parties reach an amicable agreement on implementation of the Divorce Decree, this matter is continued for further hearing on implementing the Decree before Judge John Stranahan on a date to be set in the month of September.

RECORD CONTINUED ON PAGE 578.....

Additionally, at said hearing counsel for Defendant will ask for a supplemental Order from Judge Stranahan specifically establishing the amount of counsel fees owed by the Plaintiff to counsel for the Defendant.

A copy of this Order will be forwarded to Judge John Stranahan by the Court Administrator of Crawford Co. requesting Judge Stranahan to establish a date and time to return to Crawford Co. to hold a hearing and enter an Order implementing the Divorce Decree and establishing the exact amount of attorney fees owed by the Plaintiff to counsel for the Defendant.

This Court notes in the voluminous files of this case wherein the Plaintiff represents himself pro se that he seemingly is under the impression that any Order entered by a Court becomes an appealable Order. The Court finds the above Order is not a final appealable Order from which the Plaintiff can appeal, and the Prothonotary is DIRECTED not to accept any notice from the Plaintiff or any appellate court to forward the files in this case to the appellate courts on the basis of any appeal of this Order taken by the plaintiff.

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

Aug. 1, 1994 Copies distributed to Mr. Santus, Atty. Gamble, Ct. Adm. and Judge Stranahan.

Aug. 17, 1994 Petition to Reconsider and Vacate the Court's July 25, 1994 Order and ORDER filed. Aug. 16, 1994 Petition for Reconsideration denied.
P. Richard Thomas, S. J.

8-17-94 Faxed to Atty.Gamble, mailed to Steve Santus

Sept. 13, 1994 Petition for Contempt and ORDER filed. AND NOW, this 12th day of Sept., 1994, the Court Administrator having been instructed by Senior Judge John Stranahan to set a hearing in this case regarding implementation of the divorce decree, to clarify the amount of attorney's fees to be paid by the plaintiff, and to resolve any and all other outstanding matters herein including Defendant's Petition For Contempt filed this date, that hearing is hereby scheduled for Oct. 4, 1994 at 10:00 A.M., in Courtroom 1, 2 or 3 before Judge Stranahan, Crawford Co. Courthouse, Meadville, PA.

FOR THE COURT,
Ann Walker, Ct. Administrator

Sept. 13, 1994 Copies of Order distributed by Court Adm.

Sept. 21, 1994, Petition for Reconsideration of the Court Administrator's Order of Sept. 12, 1994 filed. (copy mailed to Judge Stranahan - 9/22/94)

Sep. 27, 1994 Answer and New Matter filed. (Certified copy sent to Judge Stranahan)

Sep. 27, 1994 Answer in Opposition toSeptember 7, 1994 Petition forContempt, filed. (Certified copy SEnt to Judge Stranahan)

Sep. 27, 1994 New Matter in Opposition to September 7, 1994 Petition for Contempt filed. (Certified Copy sent to Judge Stranahan)

Sep. 30, 1994 Petition forEmergency Special Relief, filed. (Copy Mailed Judge Stranahan)

Sep. 30, 1994 Motion to Compel Answers to First Set of Interrogatories to Defendant Jane D.Santus, filed. (Copy Mailed Judge Stranahan)
(In error See AD 1994-370)

Sep. 30, 1994 Answer and New Matter filed. (Copy Mailed Judge Stranahan)

Oct. 4, 1994 Order filed. AND NOW, September 30, 1994 the Plaintiff appears pro se in Motion Court with a petition for emergency special relief with regard to this divorce.

The undersigned is theonly judge available in this court this day and we note that prior to commencing our tenure on the bench we were the Master with respect to this divorce action in 1991.

The petition adresses issues which were litigated before the Master and the Plaintiff is essentially seeking special relief with regard to the potential sale of the marital home.

As we indicate to the Plaintiff and to counsel for the Defendant (present in Court), we do not feel that we can make a decision in this case due to ourprior involvement.

It appears that Senior Judge P.Richard Thomas may have had some involvement in this matter and it also appears SEnior Judge John Q.Stranahan likewise has been involved. A review of the court calendar indicates that Judge Thomas will not be available apparently at least until October 5, 1994 and at this time,hearing with respect to other matters in this case are scheduled before Judge Stranahan for 10:00 a.m.on October 4, 1994.

Accordingly, this matter will be scheduled in front of Judge Stranahan on October 4, 1994 at 10:00 a.m. for him to make a determination as to whether he may address it or whether he believes it should be addressed by another judge.

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

10-4-94 Copies dist. to Mr. Santus, Atty. Gamble,Ct. Adm. & Judge Stranahan

Oct. 4, 1994, Transcript of Testimony of Bruce Smith, Esq. Taken at time of Hearing filed.

Oct. 4, 1994, Transcript of Testimony of Ann H. Gamble, Esq. TaKEN AT Time of Hearing filed.

Oct. 4, 1994, ORDER: AND NOW, Oct. 4, 1994, the parties in this amtter together with counsel shall meet on Oct. 12, 1994 at 10:00 a.m. at office of Fuller, Kinnunen, Petruso, Gamble, Fabian and Hall, 116A, West Spring ST. titusville, Pa. The purpose of said meeting shall be for the parties to carry out the distribution as set forth inthe Master's Report and affirmed by this court. The order of this court that counsel fees in the sum of $10,000.00 are awarded to Ann Gamble, counsel for the dft. In the event that this is not paid by Oct. 12, 1994 or arrangements made therefore, it is DIRECTED that Ann Gamble shall have the right to entere a judgment against the plaintiff in the sum of $10,000.00

We will refuse the petition for emergency relief.

BY ORDER OFTHE COURT,
John Q. Stranahan, S. J., specially presiding

10/5/94 copies dist. to Ct. ADm, Gamble and S. Santus.

Oct. 14, 1994 Petition to Reconsider The Court's October 4, 1994 ORDER, filed. (Copies mailed Judge Stranahan)

Oct. 14, 1994 Petition for Contempt of Court Regarding Oct. 12, 1994, filed. (Copies mailed Judge Stranahan)

Oct. 14, 1994 Petition For Conference Hearing, filed.

Oct. 14, 1994 Pcetition For Emergency Special Relief filed.

Oct. 14, 1994 Motion To Direct Defendant To File Responsive Pleading To Plaintiff's Answer and New Matter in Opposition To Defendant's Sept. 15, 1994 Petition For Additional Counsel Fees, filed.

Oct. 14, 1994 Motion To Direct Defendant To File Responsive Pleading To Plaintiff's Answer and New Matter in Opposition To Defendant's Sept. 7, 1994 Petition For Contempt, filed.

RECORD CONTINUED ON PAGE 578 (a).....

STEPHEN G. SANTUS

VS.

JANE D. SANTUS

RECORD CONTINUED FROM PAGE 578

OF

AD 1989 - 411

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Oct. 14, 1994 Peition For Emergency Stay Pending Appeal Under Pa. R.A.P. 1732 filed.

Oct. 14, 1994 Petition For President Judge of Crawford County To Protect Plaintiff's Constitutional Rights To Due Process, filed.

Oct. 14, 1994 ORDER filed. AND NOW,October 12, 1994, the undersigned Judge having reviewed a number of petitions and motions which the plaintiff filed on Oct. 7, 1994 in Motions Court hereby directs the Court Administrator to send said petitions and motions to the Honorable John Q. Stranahan who has been specially appointed by the Supreme Court to hear all matters in this case.

The matters to be forwarded to Judge Stranahan are:

1. Petition for Conference Hearing.
2. petition for Emergency Special Relief.
3. Motion to Direct Defendant to file Responsive Pleadings to Plaintiff's Answer and New Matter in Opposition to Defendant's Sept. 15, 1994 Petition for Additional Counsel Fees.
4. Motion to Direct Defendant to file Responsive Pleading to Plaintiff's Answer and New Matter in Opposition to Defendant's Sept. 7, 1994 Petition for Contempt.
5. petition for Emergency State pending Appeal under Pa. R.A.P. 1732.

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

Oct. 17, 1994 Order FAXED Attys. Gamble; copy mailed Pltf.

Oct. 26, 1994 ORDER filed. AND NOW,October 26, 1994, a rule to show cause is issued against Stephen G.Santus, as to why he should not be held incontempt of court for failing to comply with this Court's Order concerning disposition of property.

Said rule is returnable the 4th day of November, 1994,at 9:30 a.m., Courtroom No., Crawford County Courthouse, Meadville Pa., at which time a hearing will be held.

BY THE COURT:
John Q.Stranahan,Senior Judge

10-26-94 Faxed to Atty.Gamble & Mailed to Pltf.

Oct. 27, 1994 ORDER filed. AND NOW, October 27, 1994,theCourt Administrator having been directed by Judge Stranahan verbally tochange the time of the hearing set for November 4, 1994 at 9:30 A.M., the same is changed to 2:30 P.M. on November 4, 1994, in Courtroom No.3 at the Crawford County Courthouse,Meadville,PA

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

10-27-94 Copies dist.by Court

Oct. 31,1994 ORDER filed. AND NOW, October 31, 1994, the Court Administrator having received oral request from the plaintiff for a continuance of the hearing set for November 4, 1994 at 2:30 P.M., and having been directed by Judge Stranahan to grant thatrequest and to reschedule the hearing, the hearing is now set for November 10,1994,at 10:00 A.M., in Courtroom No.3 at the Crawford County Courthouse, Meadvile,PA

FOR THE COURT,
Ann A.Walker,Court Administrator

10-31-94 Copies dist. by Court

Nov. 2, 1994 Answer and New Matter filed.

Nov. 2, 1994 Preliminary Objections on behalf of Plaintiff, filed.

Nov. 10, 1994 ORDER filed. AND NOW,November 10, 1994, this Court finds Stephen G.Santus in contempt in that he has failed to take the necessary steps to make distribution as ordered by the Master and approved by the Court, that at a hearing on October 4, 1994, he agreed that he would meet with counsel for his former wife, Jane D. Santus, and do the necessary things to consummate the distribution of property, whichhe failed to do, it is, therefore, DIRECTED that he be remanded to the Crawford County Jail, that he shall remain there until he shall take the necessary steps to comply with the Order of this Court and make distribution of the property as set forth in the Master's report and approved by the Court.

It is further ORDERED that in the event it is necessary that he obtain various documents in order to effect this distribution, that the Sheriff of Crawford County shall transport him to wherever it is necessary to get these documents and return him to the Crawford County Jail. Upon compliance with the Court Order he shall forthwith be released from the jail.

BY ORDER OF THE COURT,
John Q.Stranahan, S.J., Specially Presiding

11-10-94 Copies dist. to Jail, Plft at jail, Sheriff & Gamble

Nov. 28, 1994 Emergency Petiton For Reconsideration of the Court's November 10, 1994 Order, filed.
Nov. 28, 1994 copies of everything sent to Judge Stranahan

Nov. 28, 1994 Petition For Court to Appoint Counsel For Plaintiff, filed
Copies sent to Judge Stranahan

Nov. 28, 1994 Petition For Writ of Habeas Corpus, filed.
Copies sent to Judge Stranahan

Dec. 2, 1994 ORDER filed. AND NOW, November 30, 1994, the plaintiff's petition for court to appoint counsel for plaintiff filed November 28, 1994 shallbe forwarded by the Court Administrator to the Honorable John Q.Stranahan who has been assigned in this matter.

Gordon R. Miller,P.J.

12-5-94 dist.to Pltf & Atty.Gamble. 11-28-94 coy of Petition sent to Judge Stranahan by Prothonotary.

Dec.2, 1994 ORDER filed. AND NOW, November 30, 1994,the plaintiff's petition for writ of habeas corpus filed November 28, 1994 shall be forwarded by the Court Administrator to the Honorable John Q. Stranahan who has been assigned in this matter.

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

12-5-94 dist.to Pltf & Atty. Gamble. 11-28- copy of Petition sent to Judge Stranahan by Pro.

Dec. 2, 1994 ORDER filed. AND NOW, November 30, 1994, the plaintiff's petition for reconsideration of the November 10, 1994 order shall be forwarded by the Court Administrator to the Honorable John Q. Stranahan who has been assigned in this matter.

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

12-5-94 Dist to Pltf & Atty. Gamble 11-28-94 copyof Petition sent to Judge Stranahan by Pro.

Continued to page 578 B

Dec. 8, 1994 ORDER OF COURT filed. AND NOW, to-wit, this 7th day of December, 1994, Appellant's Motion for Continuance is hereby DENIED. Appellant's Motion for Bail is GRANTED in an amount to be determined by the trial court.

PER CURIAM
Eleanor R.Valecho, Deputy Prothonotary

12-8-94 Copy given to S.Santus. 12-13-94 Faxed to Atty. Gamble

Dec. 13, 1994 Petition, filed.

12-13-94 Copy mailed to Judge Stranahan

Dec. 15, 1994 Petition for Release From Jail, filed.
12-15-94 Mailed copy to Judge Stranahan per order.

Dec. 15, 1994 ORDER filed. AND NOW,December 15, 1994, it is ordered as follows:

1. A hearing to set bail pursuant toanorder of December 7, 1994 entered by the Pennsylvania Superior Court shall be held at 9:30 o'clock a.m. in Courtroom No.3 of the Mercer County Courthouse, Mercer, Pennsylvania before the Honorable John Q.Stranahan, Senior Judge.

2. The Sheriff of Crawford County shall transport the defendant from the Crawford County Jail to the Mercer County Courthouse and return him to the Crawford County Jail so that he may attend this hearing.

3. This Order is entered bythe undersigned as President Judge of Crawford County at the request of Judge Stranahan because Judge Stranahan has been ill and cannot travel to Meadville for a prompt hearing and because he desires to hold a hearing as quickly as possible.

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

12-15-94 Faxed to Atty. Gamble, mailed Judge Stranahan, given Sheriff, Warden & Pltf.

Dec. 20, 1994 This Judgment Satisfied, See Paper filed.

Dec. 19, 1994 ORDER filed. AND NOW, Dec. 16, 1994, in compliance with an order of the Superior Court dated Dec. 7, 1994 directing that bail be granted in an amount to be determined by this Court, IT IS THEREFORE ORDERED that Stephen G. Santus shall be released from the Crawford County Jail upon his compliance with the following condition:

That he shall post a bond of either cash or by a surety approved by this Court in the amount of $70,000.00 conditioned upon his performance on or before Jan. 9, 1995 of the Decree of Distribution as ordered by this Court.

In the event that Stephen G. Santus shall fail to comply with the Decree of Distribution by Jan. 9, 1995, the bond shall be forfeited and the proceeds thereof shall be used to pay Jane D. Santus the amount of money owing to her under the Decree of Distribution together with any interest on said amounts that may have accumulated as a result of the failure of Stephen G. Santus to comply with the order of Court.

BY THE COURT:
John Q. Stranahan, Specially Presiding

Dec. 29, 1994 Order FAXED Atty. Gamble; copy mailed Mr. Santus.

Dec. 22, 1994 Motion to Release Prisoner and ORDER filed. AND NOW, this 22nd day of December, 1994,upon consideration of the attached Motion, the prayer thereof is granted and Stephen G.Santus is hereby purged of contempt and the Warden of the Crawford County Jail is directed to release Stephen G. Santus from jail upon presentment of a copy ofthis Order.

IT IS FURTHER ORDERED that upon the filing of this Motion and Order, the Prothonotary is hereby directed to issue a check to Ann Hansen Gamble, attorney for Jane D.Santus, in the amount of $46,404.48 and a check to Henry Ray Pope III, Esquire, for the amount of any remaining funds.

BY THE COURT:
Gordon R. Miller

12-22-94 Faxed Gamble, given Jail by Pope, Stranahan by Court.

Jan. 27, 1995 ORDER filed. AND NOW,January 25, 1995, the matters presented by the plaintiff in Motions Court on January 20, 1995 shall be forwarded by the Court Administrator to the Honorable John Q. Stranahan, who has been appointed by teh Supreme Court to hear all substantive matters in this case.

The undersigned judge did recuse himself at the request of Mr. Santus sometime ago. After doing so the President Judge could not select the judge that would hear this case and therefore made application to the Administrative Office of Pennsylvania Courts for an assignment. Once that assignment has taken place all substantive matters must be heard by the judge assigned. That judge is Judge Stranahan.

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

Jan. 27, 1995 mailed Santus & Gamble

Jan. 31,1995 ORDER filed. AND NOW,January 25, 1995, the matters presented by the plaintiff in Motions Court on on January 20,1995 shall be forwarded by the Court Administrator to the Honorable John Q. Stranahan, who has been appointed by the Supreme Court to hear all substantive matters in this case.

The undersigned judge did recuse himself at the request of Mr. Santus sometime ago. After doing so the President Judge could not select the judge that would hear this case and therefore made application to the Administrative Office of Pennsylvania Courts for an assignment. Once that assignment has taken place all substantive matters must be heard by the judge assigned. That judge is Judge Stranahan.

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

2-2-95 Faxed Gamble, mailed Santus & Judge Stranahan w/Motions

Dec. 20, 1994 Motion for consent Order Requesting Net Proceeds from Sale of Marital Assets be paid to Prothonotary and ORDER OF COURT,filed. ORDER OF COURT. AND NOW, this 20 day of December, 1994, upon consideration of the within Motion, the Prayer thereof is granted and the net proceeds from the sale of the property owned by Stephen G.Santus and Jan Santus, which property is defined by parcel number 5700-000-E8-A-26, shall be paid to the Prothonotary of Crawford County, who shall retain the net proceeds until further Order of this Court.

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

12-20-94 Faxed to Atty. Gamble, given pltf, mailed Gamble.

Feb. 9, 1995 opinion in support of order filed.

The plaintiff has filed a notice of appeal indicating an appeal from the order of the undersigned judge entered December 22, 1994. We did not direct the plaintiff tofile a statement of matters complained of (Pa.R.A.P. 1925(b). We now comply with Pa. R.A.P. 1925 and give a brief opinion in support of our order.

The plaintiff may have alreadyestablished a record, or is fast approaching a record, for the number of appeals he files in the same case and for the number of documents,some of which are frivolous, that he files inthe same case. This appeal has absolutely no basis and adds further stress to a tremendously overburdened court system.

The undersigned recused himself at the plaintiff's request a few years ago because the plaintiff was making a personal attack on the defendant's lawyer who, several years ago, was in the same firm as the undersigned judge. Crawford County is a two judge county and, as coincidence would have it, the other active judge was the Master in the divorce case.

Continued to Page 578 C

We therefore made application to the Supreme Court, throughthe AOPC, for the appointment of a judge. The Supreme Court appointed the Honorable John Q,.Stranahan, Senior Judge from Mercer County. From that moment on Judge Stranahan entered all of the substantive orders in this case.

Judge Stranahan held the plaintiff in contempt of court by an Order entered November 10, 1994, remanded the plaintiff to the Crawford County Jail and set forth terms by which he could purge himself from contempt and gain release from jail.

The plaintiff sent numerous motions, petitions and letters to the undersigned President Judge for relief from incarceration. We referred all of those matters to Judge Stranahan in view of his appointment.

On December 22, 1994, while the undersigned judge was presiding over another matter in court, an attorney appeared with a "Motion to Release Prisoner" in this case. The motion was signed by the plaintiff and the attorney for the defendant. It set forth conditions for release of the plaintiff from the Crawford County Jail and indicated that the conditions had been met.

Rather than refer the matter to Judge Stranahan we signed the order that was presented with the motion in order to release the plaintiff from the Crawford County Jail at the earliest possible moment.

Therefore the order that we entered was entered athe request of and with the consent of the plaintiff. Furthermore it gave him release from incarceration just before Christmas 1994.

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

2-9-95 Copies dist. to Gamble & S.Santus

Feb. 13, 1995 MEMORANDUM and ORDER filed. ORDER. AND NOW, February 10, 1995, the following petitions are refused:
1) Petition to review Order of Recusal;
2) Petition to Expunge Record;
3) Petition to Return Money to Prothonotary;

All other petitions or motions outstanding as of this date, which have not been ruled upon by the undersigned judge are refused.

BY THE COURT:
John Q. Stranahan, S.J.

2-14-95 Copies Dist. to Pltf & Atty.Gamble

July 12, 1995, Certificate of Contents of Remanded Record and Notice of Remand under Pa. Rules of Appellate Procedure 2571 and 2572 filed. (Record in 2 parts, Judgment Order and Opinion)

July 12, 1995, JUDGMENT AND OPINION from the Superior Court of Pennsylvania filed. JUDGMENT: ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this court that the judgment of the Court of Common Pleas of Crawford County be, and the same is hereby AFFIRMED.
Date: Mar. 22, 1995

BY THE COURT:
Rowley, P.J., Hudock and Cercone, JJ

Aug. 19, 1995 Petition to Return Plaintiff's Petition for Mistrial (Refiled) to Competent Jurisdiction, filed.

Aug. 18, 1995 ORDER filed. AND NOW, August 16, 1995, the undersigned Judge has reviewed the plaintiffs "Petition to Return Plaintiff's Petition for Mistrial (refiled) to Competent Jurisdiction" and believes that the matter should be referred to the Honorable John Q.Stranahan who was appointed by the Pennsylvania Supreme Court to hear these matters after the undersigned President Judge recused himself at the request of the plaintiff.

We have been through this matter with this plaintiff several times. The two sitting Judges in Crawford County are Anthony J. Vardaro and Grodon R.Miller. Judge Vardaro was the Master in this divorce case and could not hear any matters once he became a judge. Once the undersigned recused himself, at the plaintiff's request, there was no active sitting judge in Crawford County to hear this case. The only process this Court can follow is to ask theSupreme Court to appoint a judge. This is not a situation where the undersigned President Judge has the ability to seek any other judge. Once the Supreme Court appointed Judge Stranahan all matters must be referred to him.

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

8-18-95 Copies mailed to Santus, Stranahan &Gamble

Sept. 12, 1995, Petition for Hearing for the Court to Produce Proof of Jurisdiction Statements made in the Court's August 16, 1995, order.

Sept. 12, 1995, ORDER filed. AND NOW, Sept. 8, 1995, after review of two petitions filed by the plaintiff, to-wit:
1. Petition to return plaintiff's petition for mistrial (refiled) to competent jurisdiction, and
2. Petition for hearing for the court to produce proof of jurisdiction statements made in the court's aug. 16, 1995 order it is ordered as follows:

Both petitions are denied. Judge Stranahan was appropriately appointed by the Supreme Court tohear matters in this case.

Furthermore,t his divorce action has become final. Other than enforcemtn matters there is nothing further for any court toconsider. BY THE COURT,
Gordon R. Miller, P.J.
9/12/95 mailed to Judge Stranahan, faxed Atty. Gamble, mailed to plff.

May 8, 1998 Petition To Open and Strike Judgment, filed.

May 29, 1998 MEMORANDUM AND ORDER FILED. AND NOW, MAY 29, 1998 for the reasons set forth in the foregoing memorandum the plaintiff's petition to open and strike judgment is denied

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John S. Ferry

vs.

James R. Irwin et al

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Sept. 1, 1994, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Aug. 31, 1994, a motion for summary judgment filed by defendants on July 26, 1994 is refused and dismissed.

BY THE COURT,

James B. Dwyer, S. J.

Sept. 1, 1994, copies dist. to Potter Schaaf and Sundberg.

Oct. 3, 1994, ORDER: AND NOW, Oct. 3, 1994, the court Administrator having been directed by the court to schedule a pretrial conference in the above matter, said conference is hereby set for Oct. 25, 1994 at 10:00 a.m. in C. R. No. 3, before the Hon. James B. Dwyer, sen. Judge at the crawford County Courthouse, Meadville, Pa.

FOR THE COURT,

Ann A. Walker Ct. ADm'.

10/3/94 copies sent by ct. adm.

Nov. 15, 1994 Plaintiff's Motion in Limine to Exclude Evidence of Social Security Disablity Coordination of Benefits Reduction, filed.

Jan 17, 1995 Praecipe for **WITHDRAWAL** of Appearance; **ENTRY OF APPEARANCE** and Order, filed. WITHDRAWAL of appearance of Jill M. Strouss, Esquire. ENTRY of appearance of Susan N. Duke, Esquire for Comm of Pa., Dept.of Labor & INdustry Bureau of Workers' Compensation. AND NOW, this 23rd day of January, 1995, the Withdrawal of Appearance of Attorney Jill M. Strouss and th Entry of Appearance of Attorney Susan N. Duke, for Workers' Compensation Judge Edward A. Pastewka, is hereby APPROVED.

BY THE COURT:

Gordon R. Miller, P.J.

Jan. 24, 1995 Faxed Strouss, Sundberg & Potter, mailed Duke

Mar. 24, 1995 Upon praecipe of plaintiff attorney the above-captioned case is settled and discontinued of record.

Papers on File Cab A

Catherine M. Franz, now by marriage
Catherine M. Cardoso

VS.

Edward J. Franz

RECORD CONTINUED FROM PAGE 369

OF

AD 1989 - 369

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February 24, 1998 Petition for Modification of Custody Order, ORDER AND NOTICE filed. AND NOW, this 27 day of February, 1998, it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford Co. 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 Co. 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.

The Seminar must be completed with forty-five (45) days after application, etc. (SEE PAPER FILED).
Feb. 25, 1998 FAXED Atty. Nelson; copy to Atty. Walton, R. Charles Thomas.

Feb. 24, 1998 ORDER filed. AND NOW, this 23 day of February, 1998, upon presentation and consideration of the within petition, it is Ordered and Decreed as follows:

A. That Kathleen Nelson, Esq., is hereby appointed custody mediator in this case to convene a mediation conference and review the matter of the visitations of Keith E. Franz with his father as heretofore established by and between the Plaintiff and Defendant in this case.

Plaintiff and Defendant shall attend Seminar for Separating Parents prior to mediation conference.

Defendant shall deposti with the Prothonotary the sum of $250.00, which sum shall be deposited immediately upon the signing and entry of this Order appointing the custody mediator. (SEE PAPER FILED).

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 25, 1998 , FAXED Atty. Nelson; copy to Attys. Walton and R. Charles Thomas.

April 2, 1998 CERTIFICATION OF COMPLETION OF SEMINAR FOR SEPARATING PARENTS FILED (PLTF)

Apr 27, 1998 Certificate of completion of the Seminar for Separating Parents for Catherine Franz Cardosa, filed.

June 26, 1998 CERTIFICATION OF COMPLEETION OF THE SEMINAR FOR SEPARATING PARENTS FILED. (EDWARD J. FRANZ)

July 13, 1998 TEMPORARY ORDER FILED. AND NOW, this 13th day of July 1998, after Mediation and upon the recommendation of teh Child Custody Mediator it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Keith E. Franz shall be shared by the Father and Mother the parties to this action with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education religious instruction and medical treatment.
2. Primary physical custody of Keith E. Franz shall be with his mother, subject to the following conditions:
a. The Father shall have the right to take the child into his partial custody every other weekend from Friday when the child gets off the shcool bus at his babysitter's home until Sunday at 8pm
b. Beginning with the summer of 1998 the Father shall be entitled to have the child in his partial custody for two weeks each during the months of June, July,and August. Unless the parents agree to do otherwise the Father shall be entitled to have the second and third weeks in June, the last two weeks in July and the second and third weeks in August. It is the sepcific intent of this Order that Father's period of partial custody during th month of July shall coincide with his employer's shut down schedule.
c. The child in the custody of his Mother on Mother's day between the hours of 9 AM and 8PM and in the custody of his father on Father's Day during the same hours.
d. Holidays:
i. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve Day at 3pm and ending on Christmas Day at 3pm and the second beginning Christmas Day at 3pm and ending on Dec. 26th at 3pm. In 1998, the Mother shall have the first period and the Father the second and the parents shall thereafter altrenate. In addition, the child shall be in the custody of his Fther from Dec 28th at 4pm until 8 pm on the evening preceding the child's return to school each year.
ii. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 4PM and ending on the Saturday following Thanksgiving at 2 pm, and the second beginning on the Saturday following Thanksgiving at 2 pm and ending on Monday following Thanksgiving at 8 pm. In1998 the father shall have the first visitation period and the mother the second and the parents shall thereafter alternate.
iii. Eater: There shall be two Easter holiday visitation periods the first beginning on Good Friday at 9AM and ending Holy Saturday at 6pm and the second beginning on Holy Saturday at 6 pm and ending on Easter Sunday at 8 pm. In 1999, the Mother shall have the first period and the Father the second and the parents shall thereafter alternate.
iv. Memorial Day and labor Day: The Memorial day and labor Day weekends shall beginning on the Friday preceding the holiday at 6 pm and end on the holiday itself at 8 pm. The child shall be in the custody of his Fther during the Labor Day weekend, 1998 and in even years thereafter, and in the custody of the Mother during odd years thereafter. The child shall be in the custody of his Mother during the Memorial Day weekend, 1999 and in odd years thereafter, and in the custody of the Father during even years thereafter.
v. Independence Day: The mother shall have the child on Independence Day 1999 and odd years thereafter, from 9 AM until 11 PM. kIhe Fahter shall have custody of the child on Independence day in even years during the same hours.
vi. The holiday visitation periods shall take precedence over all other visitation periods.
3. Transportation of the child on weekends holidays and summer visits shall be shared between the parents with the parent receiving custody of the child to provide transportation. The proper child restraints i.e. car seat and/or seat belts shall be worn aat all times during the transporting of the child for said viits.
4. Neither parent shall expose the child to any person or situation which may be harmful to the health, safety or well being of the child.
5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each paretn shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.
6. Neither parent shall smoke cigarettes or permit others to do so in the same room as the child, in an automobile in which the child is being transported or in the child's bedroom.
7. Each parent shall inform the other parent immediately of any serious illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number. if the child sustains a minor injury or illness it is sufficient that the parent of same when there is an exchange of custody of the child.
8. Neither parent shall use illegal drugs at any time when that parent has the care and custody of the subject minor child.
9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if such modifications are by mutual consent and in writing and signed by both parents only; ctherwise the provisions contained herein shall govern and this order shall be followed completely as it si written.
10. The cost of the mediation conference shall be divided equally between the parents. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remairder refunded to him, less the cost of the Court's Order.
11. This Order is a temporary Order but shall become a permanent Order unless eitehr parent files a request for a Hearing DeNovo within twenty days of the date hereof

BY THE COURT:
Gordon R. Miller, J.
7/14/98 FAXAED JONES & THOMAS

Continued on Pg 584

Sharon Tingley

VS.

Kevin Tingley

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AD 1989 - 468

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May 1. 1991 Petition To Modify Custody filed.

May 1, 1991 ORDER filed. AND NOW, this 1 day of May, 1991, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before Mediator William Pineo, Esq., at a time to be set by the Mediator in the Crawford County Courthouse with theChild Custody Mediator as required by Rule 31(e) of the Court of Common Pleas of Crawford County, PA.

It is further ordered and decreed that pending final determination by the Court, the aforesaid minor child shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

By The Court:
Gordon R. Miller, J.

May 1, 1991 Copy of Order to Atty. James Irwin and William Pineo.

June 21, 1991 **TEMPORARY ORDER** filed. ORDER: AND NOW, this 19 day of June, 1991, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

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

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

3a. The mother shall have primary physical custody of the subject minor child. The father shall have temporary physical custody and visitation every weekend, except for the last full weekend of each month, from Friday at 5:00 p.m. through Sunday at 7:00 p.m. On the last full weekend of each month, the father shall have visitation and temporary physical custody from Friday at 5:00 p.m. through Saturday at 7:00 p.m.

In addition, the father shall have the right to designate two two-week periods, the first to take place in December, and the second to take place during the month of February, when he shall have physical custody of Jonathan. He shall notify the mother, one month in advance of the two-week period he wishes to select.

b. When Jonathan shall have reached the age of five, he 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 havding physical custody.

4. Holiday visitation shall be arranged as follows:

a. Christmas holiday visitation shall be arranged as follows:

There shall be two Christmas holiday visitation periods, the first beginning Christmas Eve at 8:00 a.m. and ending Christmas Eve at 9:00 p.m. and the second beginning at Christmas Eve at 9:00 p.m. and ending Christmas Day at 8:00 p.m. The father shall always have the first period and the mother, the second.

b. Thanksgiving holiday visitation shall be arranged as follows:

There shall be two Thanksgiving visitation periods, the first beginning Thanksgiving Day at 8:00 a.m. and ending Thanksgiving Day at 2:00 p.m. and the second beginning Thanksgivign Day at 2:00 p.m. and ending Thanksgiving Day at 8:00 p.m. The mother shall have visitation during the first period and the father, the second.

c. The Easter vacation visitation shall be arranged as follows:

There shall be two Easter holiday visitation periods, the first beginning at 8:00 p.m. of Holy Saturday and ending at 1:00 p.m. on Easter Sunday and the second beginning at 1:00 p.m. on Easter Sunday and ending at 8:00 p.m. Easter Sunday. The mother shall have the first period and the father, the second.

d. The other holidays to be observed are Memorial Day, Independence Day, and Labor. 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 for July 4, 1991 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 or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

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

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

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that 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 are being transported or in the bedroom of the child.

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

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

11. Neither party shall expose the subject minor child to the company of persons of the opposite to whom they are not related by blood or marriage between the hours of 9:00 p.m. and 7:00 a.m.

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

13. Either party may request a review of this Order two years from date hereof to make any adjustments.

14. Costs and fees of this Mediation, which are fixed at $127.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothony of Crawford County.

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

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

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Sharon Tingley

vs.

Kevin Tingley

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July 22, 1991 Order filed. AND NOW, July 18, 1991, upon receipt and review of a letter signed by the defendant dated July 8, 1991 the Court will treat said letter as a request for hearing de novo.

Accordingly, a hearing on this matter shall be held before the Court on the 12th day of August, 1991 at 1:30 o'clock p.m. in Courtroom 1 or 2 of the Crawford County Courthouse.

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

July 23, 1991 Copies of order put in box for Atty.'s Irwin & Ferguson and copy mailed to Kevin Tingley

July 31, 1991, Motion for continuance and Order filed. ORDER: AND NOW, this 29th day of July 1991 upon presentation and consideration ofthe within Motion this hearing is resc heduled for the 29th day of Aug. 1991 at 1:30 p.m. in C. R. No. 1 or 2.

BY THE COURT,
Gordon R. MIller, J.

Aug'. 1, 1991, copies to J. Irwin, D. Ferguson and copy mailed to K. Tingley.

Aug. 30, 1991 Order filed. AND NOW, August 29, 1991, Temporary Order having been entered by P. Richard Thomas, Senior Judge, on June 19, 1991, and defendant-father having requested hearing de novo which has been held this day, and no evidence having been produced to support any change in said Temporary Order, said request for modification is denied and said Temporary Order shall remain in full force and effect.

BY ORDER OF THE COURT,
J. Quint Salmon, S.J.

Sept. 5, 1991 Copies to Atty. Irwin and Defendant filed.

Aug. 7, 1992, Petition for Contempt Under Rule of Civil Procedure 1915.12 and order filed,- ORDER: AND NOW, this 5 day of Aug. 1992, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to SHow Cause is hereby entered upon respondent, to show cause why he should not be held in contempt of court.

Said rule is returnable onthe 29 day of Sept. 1992, in C. R. No. 1 or 2 of theCrawford County Courthouse, Meadville, pa. at 2:00 p.m.

**BY THE COURT,
Anthony J. Vardaro, J.**

Aug. 11, 1992, copies of order to J. Irwin, D. Ferguson and Kevin Tingley.

Oct. 1, 1992 Order filed. AND NOW, September 29, 1992, the request under paragraph 4(a) of the Petition for Contempt to adjudicate the defendant in contempt for a violation of paragraph 11 of the existing Order is hereby denied. The Petition to Hold the defendant in Contempt under other provisions of the Order is granted and he is hereby adjudicated in contempt. At this point, no sanctions are imposed and the defendant may purge himself of contempt by complying with the following Order, provided further that the plaintiff ocmplies with those protions of the Order applicable to her:

1. The defendant shall pick up the child for weekend vistiations in accordance withthe court Order, paragraph 3(a) thereof, at 5:00 o'clock p.m. In the event he has not either picked up the child or telphoned with an explanation of when he experts to pick up the child by 5:15 p.m., the mother may disregard that visitation privilege until Saturday morning at 10:00 o'clock a.m. and need not keep the child in readiness to visit the father.
2. If the defendant calls at or before 5:15 p.m. and is unable to arrange for the pickup of the child by himself or some other responsible adult by 5:40 p.m., the mother may also disregard that visitation period.
3. The mother shall disconnect her answering machine from the telephone and answer the telephone personally between 4:45 pm and 5:30 p.m. on the evenings whenthe defendant is scheduled to pick up the child.
4. Any failure to comply with the Order of June 19, 1991 as herein amended or any physical confrontation of any nature, shall result in a remand of the defendant on the contempt of court charge to the Crawford County Jail and the Sheriff of Crawford County is authorized to implement this and immediately report such remand to the County Jail to the Court for prompt action in connection therewith.
5. The defendant shall at all times keep the plaintiff advised of his telephone number, whether listed or unlisted, so that contact between the parties can be made in case of any emergency relating to the hcild, but the plaintiff shall not utilize the knowledge of that telephone number to harass the defnedant.
6. The defendant shall not go to the residence of the plaintiff's mother, Thelma Geiser, for any purpose whatsoever at any time and shall not go inside the plaintiff's mobile home, but shall wait at the door when his is picking up the child. By the same token, in the vent the plaintiff is obtaining the child form the defendant, she shall not go inside of his residence.

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

Oct. 1, 1992 Copies mailed or givent o Atty's IRwin and defendant

Frank J. Cunningham

vs.

Joyce L. Cunningham

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Oct 5, 1990 Upon Praecipe of Plaintiff's attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Oct. 15, 1990 Moiton to withdraw Petition and Order filed. AND NOW, October 15, 1990 Motion allowed.

BY THE COURT,
Robert L. Walker, J

Oct. 16, 1990 Copies of order put in Joan Mason and Joseph Kulwicki's box.

Oct. 22, 1990 S T I P U L A T I O N A N D D E C R E E F I L E D.

AND NOW, this 22nd day of October, 1990, the court orders and decrees as follows:

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

2. Real Estate: Defendant, Joyce L. Cunningham, shall transfer to Plaintiff, Frank J. Cunningham, all of her right, title and interest in the jointly owned residential real estate and the mobile home thereon, located at Route 3, Conneaut township, Linesville, Pennsylvania, in consideration for which Plaintiff shall assume full responsibility on the mortgage owed to Defendant's name will remain on the mortgage, but Plaintiff will be fully responsible for the payments thereundeer, and Plaintiff shallindemnify and hold Defendant harmless regarding said mortgage. Likewise, Plaintiff shall be responsible for all real estate taxes on said property.

3. PERSONAL PROPERTY AND HOUSEHOLD CONTENTS: Plaintiff shall retain all household contents, appliances and tangible personal property used in connection with the home and real estate, with the exception of the personal property now in Defendant's possession, which she shall retain.

4. VEHICLE Plaintiff shall retain the 1979 Buick Regal automobile, which is titled to him alone, and Defendant hereby relinquishes any right she may otherwise hav ein said vehicle.

5. DEBTS: Plaintiff shall assume full responsibility for the debt owed to Sharon Beck, and for the Pennbank loan of approximately $700.00 to $800.00 owed at date of separation.

6. COUNSEL FEES AND COSTS: Plaintiff shall pay to Defendant's attorney, Joseph F. Kulwicki, the sum of $1,000.00 to be paid at the rate of $100.00 a month beginning, September, 1990, with the frist payment to be made by September 10, 1990. Said payment shall be secured by a lien against Pl aintiff's real estate, being said proeprty referred to in paragraph 2 above. Plaintiff shall owe no further counsel fees and court costs to defendan tor defendant's attorney.

7. WAIVER OF FILING OF DOCUMENTS: Neither party hereto shall require the other party hereto to file an inventory and appraisement nor an income and expense statement as would otherwise have been required by the Pennsylvania Rules of Civil Procedure. Each par ty is aware of the debts and assets acquired during the marriage.

8. ALIMONY, ALIMONY PENDENTE LITE: Defendant hereby waives and withdraws any request for permanent alimony and alimony pendente lite.

9. 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,
P. RICHARD THOMAS, S.J.

Catherine M. Franz, now Cardoso
vs.
Edward J. Franz

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July 31, 1998 Request for a Hearing filed.

Aug. 21, 1998 Reply to Request for Hearing filed.

Oct 7, 1998 Withrawal of C. Barton Jones, Esquire, filed.

November 17, 1998 Order Setting Hearing Filed. And Now, November 17, 1998 upon consdieration of Defendant's Request for Hearing DeNovo in the above custody action, this matter is set for Tuesday December 29, 1998 at 9:15 AM CR #1 Crawford County Courthouse.

For the Court
Ann A. Walker, Ct. Admin.

11/17/98 Faxed Jones & Thomas

December 10, 1998 Praecipe for Entry of Appearance Filed. Appearance of Shafer, Swick, Bailey Irwin Stack & Millin by James R. Irwin Esq. for Catherine M. Cardoso, Plaintiff in the above-captioned case.

Feb. 10, 1999 Order Setting Hearing filed. AND NOW, February9, 1999, having been directed by the Court to reset the above de novo custody hearing from December 29, 1998, due to unavailablity of the Court, this matter is set for Wednesday, March 24, 1999, at 2:45 p.m., CR #2, Crawford County Courthouse.

FOR THE COURT,
Ann A. Walker, C.A.

2-11-99 Faxed Irwin & Thomas

March 25, 1999 Order filed. And Now, March 5, 1999 the Court having been presented with emergency petitions in another case which we have scheduled for the time set for this case it is ordered as follows:
1. The hearing in this custody de novo case which is set for Wednesday March 24, 1999 is hereby continued on the Court's own motion to make room for another case.
2. The hearing in this case shall be held on FRi. April 16, 1999 at 1 pm in Courtroom No. 2 of the Crawford County Courthuse.

By Order of the Court
Gordon R. Mille, PJ

3/25/99 Faxed Irwin & Thomas

April 23, 1999 Order filed. And Now, April 16, 1999 this matter comes before the Corut for a DeNovo Hearing with both parties represented by counsel.

It is agreed by the parties that the temporary order entered on July 13, 1998 which became a permanent order shall be modified as follows:
1. During the months of October, Jan, and Feb. of each school year the Defendant, fahter shall have an additonal weekend of Temporary physical custody for a totla of three weekends in each such month. Those three weekends shall be the first, third and fourth weekends with the dfirst weekend based on the month in which Friday falls.
2) With regard to March and April of each school year if Easter falls in March, the Defendant father shall havae temporary physical custody of the child on the first, third and fourth weekends of April and if Easter falls in April he shall have temporary physical custody of the child in the first, third and fourth weekends in March.
3) With regard to the reference to Memorail Day and Labor Day in Para 2 D-IV of the July 13, 1998 Order, when the Defenant fahter does not have Labor Day, he will receive an additonal weekend period of temporary physical custody the following weekend and with regard to Memorail Day when the Defendant father does not have that holiday, he shall recieve a third weekend period fo temporary physical custody duing the month of May.
In all other respects in which this order is not inconsistent with the Order of July 13, 1998 the same shall reamin in full force and effect.

By Order of the Court
Anthony J. Vardaro, J.

4/23/99 Faxed Irwin & Thomas

1989

RALPH E. BRIDGES AND
MARTHA A. BRIDGES, HIS WIFE

VS.

HENRY H. COBLENTZ AND
MARY H. COBLENTZ, HIS WIFE

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Aug 28, 1990 Exhibits filed with papers.

August 28, 1990 Plaintiff's Reply to Defendants' Counterclaim filed.

Aug 28, 1990 General Findings, Discussion and Verdict filed: AND NOW, August 28, 1990 the Court sitting nonjury finds in favor of the Defendants on the Plaintiffs' complaint and in favor of the Plaintiffs on the Defendants' counterclaims.

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

Aug 28, 1990 copies mailed to Attys. Felton and Altomare.

Aug 28, 1990 Plaintiffs' Reply to Defendants' Counterclaim filed.

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Steve Baker et al

vs.

Leigh Emerling and
Leigh Emerling Chevrolet,
Inc.

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Feb. 7, 1990, Motion for Leave to Amend Complaint and Order filed. ORDER: AND NOW, this 7 day of Feb. 1990, upon consideratinn of the foregoing motion for Leave to Amend Complaint, plaintiffs are hereby granted leave to amend their complaint inthe above captioned matter. Amended complaint to be filed and served within 10 days. BY ORDER OF THE COURT,
P. Richard Thomas, J.

Feb. 9, 1990, copies to Attys. D. Lewis and R. Schetroma.

Feb. 16, 1990 Complaint filed. 1 copy (atty)

Mar. 1, 1990, Motion to continue and Order filed. AND NOW, this 26th day of Feb. 1990, upon consideration and review of the foregoing motion to continue the trial in this matter said motion is granted and the trial is continued generally with the right of either party to place the case on a future trial list or to specially petition the court to set a trial date.

The Court notes that counsel for the defendants does not object to the continuance but does object tothe fact that the amended complaint now contains a request for a jury trial which said request was beyond the listing of reasons given in support of the plaintiffs petition for leave to file an emended ocmplaint. Since the only matter presently pending beofre the court is the plaitniffs motion to continue the date set for trial and since the court has already entered an order granting the plaintiffs leave to amend their complaint, the court does not now have anything properly beofre it to consider or resolve the defendants objection to the demand for jury trial. At this point we are simply dealing with the motion to continue.

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

Mar. 1, 1990, copies to Don Lewis and R. Schetroma.

Apr. 23, 1990 Certificate Of Readiness filed.

On June 1990 Trial List

May 22, 1990 Defendant's Preliminary Objections to Plaintiffs' Amended Complaint filed.

On October 1990 Trial List

Sept. 28, 1990 Motion for Continuance and Order filed. And NOw, this 27 day of September 1990, in consideration of Defendant Leigh Emerling's Motion for Continuance and the Consent to said Motion by Attorney for the Plaintiffs, trial in the above-captioned case is hereby continued to the next civil trial term of this Court. By The Court,
P. R ichard Thomas, S.J.

Oct. 1, 1990 Copies of order put in Donald Lewis and Glenn Thompson's box.

On February 1991 Trial List

Jan 25, 1991 Motion for Continuance filed.

Jan 25, 1991 Order filed: AND NOW, this 25 day of January, 1991, in consideration of Defendant Leigh Emerling's Motion for Continuance, trial in the above captioned case is hereby continued to the next civil trial term of this Court, over objection of Pl Counsel. Pro Put on June List.

By the Court,
P. Richard Thomas, J.

Jan 25, 1991 Copies of order put in Attys Lewis and Thompson's boxes.

July 26, 1991 Motion for Summary Judgment of Defendant Leigh Emerling filed.

July 26, 1991 Upon Praecipe of Attorney for Leigh Emerling, this case is placed on the Argument List.

ON AUGUST 1991 ARGUMENT LIST

aug. 22, 1991 SUPPLEMENT TO MOTION FOR SUMMARY JUDGMENT OF DEF. LEIGH EMERLIN, filed.

Aug. 29, 1991 Order filed. AND NOW, August 28, 1991, the plaintiffs are granted leave of court to file a brief and appropriate materials under Pa.R.C.P. 1035 in relation tothe motion of Leigh Emerling, one of the defendants, for summary judgment. Said matter shall be filed by the plaintiffs no later than September 5, 1991. BY THECOURT,
Gordon R. Miller, J

Sept. 3, 1991 Copies of order put in box for Donald Lewis and Glenn Thompson

On October 1991 Trial List

(Settlement Conference on Oct. 7, 1991 at 2:30 p.m,)

Oct. 3, 1991 Order filed. This matter is now before the Court on the motion of Leigh Emerling individually, for summary judgment. The Court notes that the case has been on several civil trial lists and is now on the October 1991 civil trial list; and the Court further notes that the defendant sfiled preliminary objections to the plaintiffs' amended complaint on May 22, 1990 which said prel iminary objections have never been disposed of nor brought to the attention of the Court for disposition. Therefore in order to get this case in the proper posture this Court orders as follows:

1. The case is stricken from the civil trial list and shall remain stricken form future trial lists until one of the parties file an appropriate certificate of readiness.
2. The motion for summary judgment of Leigh Emerling, as an individual, is dismssed without prejudice as said motion was file dprematurely and before the pleadings were closed (Pa.R.C.P. 1035)
3. The defendants' preliminary obejctions shall be placed on the November 1991 argument list by the Prothonotary and disposed of at that time. All parties shall strictly adhere to the local rules of civil procedure regarding the filing of briefs.

BY THE COURT,
Gordon R. Miller, J

Oct. 4, 1991 Copies to Atty's Lewis & Thompson

Oct. 9, 1991, Certificate of Service of Brief filed.

On November 1991 Argument List.

On December 1991 Argument List

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1989

Steve Baker et al

vs.

Leligh Emerling and Leigh Emerling Chevrolet, Inc.

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Nov. 22, 1991-Motion To Continue and Order filed. AN DNOW, this 22 day of NOvember, 1991, upon presentation and consideration of the foregoing Mtoion, this matter will be hearon the next available argument list. Dec. 23, 91 No further continuances for any reason.

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

Nov. 26, 1991 Copies oforder put in box for aTty's Lewis and thompson

Dec. 20, 1991 Assignment Of Argument Date filed. AND NOW, December 20, 1991, argument on the above matter is set for January 27, 1992, at 10:00 A.M., in Courtroom 1, before Gordon R. Miller, P.J.

FOR THE COURT,
Imogene Yetman, C.A.

jan. 3, 1992 Copies of order to Atty's Lewis, Schetroma & Thompson

Jan. 21, 1992 Appearance of Watts & Pepicelli, PC by Christopher d. Ferry for Plaintiffs filed.

Jan. 22, 1992 Motion For Continuance, Consent and ORDER filed. AND NOW, this 22nd day of Jan., 1992, upon consideration of the within Motion for Continuance and Consent to said Motion by counsel for Defendants, the within case is continued until the next Argument List.

By The Court,
Gordon R. Miller, J.

Jan. 23, 1992 Copy of Order to Attys. Christopher Ferry,, Glenn A. W. Thompson,, Donald Lewis.

Apr. 15, 1993 Upon Praecipe of Donald E. Lewis, Esquire , Attorney for Plaintiff and Chirstopher D.Ferry, Esquire, Attorney for Plaintiff, the above case marked the above entitled action discontinued of record with prejudice.

Stefanie M. Pierce

vs.

Daniel E. Pierce

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3. Neither of the parties shall say or do anything in an attempt to turn the children against the other, but on the other hand shall do everything in power of each to foster a favorable and loving attitude on the part of the children toward all parties.

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

5. the parties shall inform the other immediately of any illness or injury regarding one or both of the children and all parties agree to keep the other furnished with a current telephone number.

BY THE COURT,
P. Richard Thomas, J.

(3 copies-Atty)

Jan. 29, 1990, Affidavit of Consent of Defendant filed.

Jan. 30, 1990, Complaint Reinstated.

Feb. 28, 1990, Complaint Reinstated.

March 5, 1990 Affidavit of Servcie filed. I, Christopher J. Youngs, hereby certify that I am the Attorney for the Plaintiff, Stefanie M. Pierce, in the within Action and that a copy of the Divorce Complant was hand delivered to the Defendant, Daniel E. Pierce, at the Crawford Co. Courthouse, Meadville, PA 16335 on March 5, 1990.

Christopher J. Youngs, Esq.

March 5, 1990 Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar 13, 1990 Order filed: AND NOW, this 12th day of March, 1990, after review of the records upon praecipe for review filed by counsel for the plaintiff, the Court declines to enter an order or decree at this point until the request of the plaintiff is clarified.

The plaintiff and defendant entered into a stipulation agreeing that the court could enter a prepared decree in divorce that provides for the dissolution or the marriage, division of property and awarding of counsel fees. However, the complaint only asked for dissolution of the marriage. There were no counts in the complaint requesting equitable division of marital property and counsel fees. The Court believes it may only issued decrees and orders affecting only those matters raised in the pleadings (23 P.S. 301(a) and 401(b)). Therefore the court does not believe it has the power to sign the divorce decree that was submitted by the parties.

We will immediately enter a divorce decree dissolving the marriage if that is what the parties desire. On the other hand if the parties desire that the divorce decree they submitted be signed then those matters must be raised in an amended complaint.

BY THE COURT,
Gordon R. Miller, J

Mar 15, 1990 Copies of order put in Atty. Youngs box.

May 3, 1990, Petition for Additional Remedies (Equitable Distribution) filed.
2 copies (atty) Counsel Fees

May 4, 1990, Affidavit of Service of Petition for Additional Remedies filed.

June 20, 1990 Stipulation and Order filed: AND NOW, June 20, 1990, upon Defendant's stipulation and consent, it is hereby ordered, that upon granting of the Decree in Divorce in the within action, the Defednant's former employer, PPG, Inc., is authorized and DIRECTED to pay directly to Christopher J. Youngs, Esquire, 363 Chestnut Stree, Meadville, Pa 16335, the sum of two hundred and fifty ($250) Dollars from any employment benefits which the Defendant may have with PPG, Inc.

BY THE COURT,
Gordon R. Miller, J

3 copies (atty)

June 19, 1990 Affidavit of Consent of Defendant filed.

June 21, 1990 **S T I P U L A T I O N A N D D E C R E E I N D I V O R C E F I L E D**

AND NOW, this 21st day of June, 1990, the parties hereto having stipulated and agreed, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

1. The parties hereto are divorced from the bonds of matirmony the same as if they had never been married.

DIVISION OF PROPERTY

2. Plaintiff Stefanie M. Pierce shall receive the mobile home and all furnishings and household goods therein an don the premises. Defendant Daniel E. Pierce shall on demand sign all documentation necessary to transfer ownership,

3. Vacation pay has already been paid to dEfendant by PPG Industries, Inc., and shall remain Defendant's sole and seperate property. Defendant's pension shall become an remain Defendant's sole and separate property. Defendant's remaining employment benefits shall be paid by PPG Industries, INc., as soon as practicable, as follows:

a. One-half (1/2) of the total by separate check payable to Plaintiff, Stefanie M. Pierce; and

b. The remaining one-half (1/2) by separate check payable to Defendant, Daniel E. Pierce.

4. defendant Daniel E. Pierce shall assume full liability and responsibility for all debts incurred during the marriage, by either or both of the parties. defendant Daniel E. Pierce shall defend, indemnify and hold harmless the Plaintiff, Stefanie M. Pierce, agianst any claim or demand upon any debt or claim referred to herein.

5. Plaintiff Stefanie M, Pierce shall keep and retain as her sole and separate property the vehicle currently in her possession, namely, one (1) 1983 Ford LTD VIN 1FABP39X9DG1D3829. Defendant Daniel E. Pierce shallimmediately sign the certificate of title, sales tax form and any other documents necessary to transfer title to said vehicle.

COUNSEL FEES

6. Defnedant Daniel E. Pierce shall pay to Christopher J. Youngs, Esquire, on behalf of Plaintiffs counsel fees, the sum of two hundred and fifty ($250) dollars immediately.

7. Defnedant Daniel E. Pierce acknowledges and understands, (a) that he has a right to be re presented and adavised by legal counsel, but chooses instead to represent himself in this action and (b) that Christopher J. Youngs, Esquire has acted soley as Plai ntiff's Attorney and has not undertaken to advise or represent Defendant with respect to any matter.

BY THE COURT,
Gordon R. M

Nov. 2, 1990 Order filed (Criminal Case and Support Case see order filed) And Now, October 24, 1990 The Defendant recently received $1200 from his former employer PPG as part of astock option plan, and $900 of said sum now reposes in his jail account. He anticipates receiving approximatley another $1200 in the near future. The Divorce settlement provided for the parties to equally divide the ancillary employment benefits and the Court directs that upon receipt of the second check, the Defendant will see that said proceeds, when added to the sums already received by Danile Pierce, shall accomplish the dividson of property required by the divorce decree. The decree also provided that the Defendant pay Atty. C. Youngs attorney fees in the amount of $250.00. The Defendant shall pay said sum from his funds on deposit in his jail account forthwith. The Defendant, upon securing employment, shall pay support and arrears as required in the order. The Defendant shall pay costs in the Comestic Relations Case in the amount of $105.00 on or before February 1, 1991.

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

INSILCO CORP.,

VS.

MONROE A. SHROCK AND CHRISTINE E. SHROCK, HIS WIFE, AND THE UNITED STATES OF AMERICA,

RECORD CONTINUED FROM PAGE 413

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March 6, 1990, 11:19 A.M., AND NOW upon Praecipe of Plaintiff Attorney ~~with copy of Notice of Intention to file default judgment attached,~~ judgement is hereby entered in favor of Plaintiff and against Defendant for failure to file and answer to the Complaint in Mortgage foreclosure. Answer and damages are assessed as follows: Judgment to be in the amount of $40,533.52 plus additional accrued interest from Dec. 15, 1988 plus attorney and collection fees and litigation expenses plus costs of the suit.

S-114
Judgment entered March 6, 1990

Debt $40,533.52
Interest from 12/15/88
Judgment
James F. Simmons, Pro.

March 6, 1990, 11:20 AM., AND NOW upon Praecipe of Plaintiff Attorney ~~with copy of Notice of Intention to file default judgment attached~~, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file and answer to the Complaint in Mortgage foreclosure. Answer and damages are assessed as follows: Judgment to be in the amount of $40,533.52 plus additional accrued interest from Dec. 15, 1988 plus attorney and collection fees and litigation expenses plus costs of the suit.

S-34
Judgment entered March 6, 1990

Debt $40,533.52
Interest from 12/15/88
Judgment
James F. Simmons, Pro.

EXECUTION NO. 1990 - 17

March 8, 1990 Notice of Entry mailed to Defendants.

Linda A. Smith, now known as Linda A. Hoffman
vs.
Ronald E. Smith

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April 5, 1993, Appearance of Law Offices of William J. Gregg, by Kathleen R. Nelson, attorneys for defendant filed.

April 23, 1993 TEMPORARY ORDER filed. AND NOW, this 22 day of April, 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, Evan Lee Smith.

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

3a. The mother shall have physical custody each week from 6:00 p.m. Saturday through noon on Wednesday and the father shall have physical custody from noon on WEdnesday through 6:00 p.m. on Saturday. In the event that the work schedules of either party are such that this order cannot be complied with without severe difficulty, the parties shall make arrangements so that each parent has substantial periods for overnight visitation and daytime visitation to fit their work schedules.

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

4. Holiday visitation shall be arranged as follows:

a. Major holidays shall be defined as Thanksgiving, Christmas, Easter, and Evan's birthday. The parties shall split said holidays. The visitation periods shall be from 9:00 a.m. to 2:00 p.m. and from 2:00 p.m. to 6:00 p.m. The mother shall have visitation with Evan on the morning of Thanksgiving, 1993, and the parties shall thereafter alternte so that the party having had the morning visitation on a holiday shall have the afternoon visitation for the same holiday in the following year.

b. 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.

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

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necesity 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 shlal attempt at once to arrange for alternative visits or to make alternative arrangement.

6. THe parties shlal split responsiblity for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other.

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

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

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

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

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

12. Costs and fees of this Mediation, which are fixed at $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 shall be remitted to her. The father shall pay his share of costs and fees to the Prothonotary of Crawford Co. within thirty (30) days of the date of this order.

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

By the Court,
Anthony J. Vardro, J.

April 29, 1993 Copy of Order to Attys. Wm. Pineo, Bettie Peterson-Muth, copy mailed to plf. and dft.

May 3, 1993 Motion for Hearing De NOvo and Order filed. AND NOW, April 30, 1993 a Hearing De Novo is scheduled in the above captioned matter on June 9, 1993 at 9:15 o'clock a.m., in Courtroom 1, 2 or 3.

FOR THE COURT,
Ann A. Walker, C.A.

May 6, 1993 Copies of order to Atty's. Muth, Nelson & Pineo

Jun. 22, 1993 Memorandum and Order filed.This order shall become effective on theSunday preceding the beginning of kindergarten classes in the Meadville attendance area until which time the temporary order of April 22, 1993 shall continue in full force and effect.

Paragraphs 3a and 4a of the order of April 22, 1993 are hereby deleted and there is substituted therefore the following:

3a. The father shall have physical custody of the child each week from 6:00 P.M. Sunday through the close of the kindergarten day on Friday. The mother shall have custody of the child from one hour following the end of the child's kindergarten attendance period on Friday until 6:00 P.M. on Sunday. This arrangement shall continue through the school attendance year.

Summer vacations - The mother shall have custody of Evan from one week following the end of school attendance in each year until one week prior to the commencement of the following year's school attendance provided that the fat her shall have the right to three two day visits with Evan to begin at 5:00 P. M. on a day to be designated by the father and to end at 7:00 P.M. on the second day thereafter. The father shall also have a one week visit during the summer. The father shall give the mother at least two weeks notice of the times when such visitations will be exercised.

4a. Holidays shall be defined as Thanksgiving, Christmas, Easter and Evan's birthday. MOther shall have custody of Evan over the Thanksgiving holiday from 6:00 P.M. on Wednesday until 6:00 P.M. on the Sunday following Thanksgiving. The Christmas holiday shall be divided with the mother having custody from the close of school attendance for the Christmas vacation for a period of one week and the balance of the Christmas vacation shall be with the father. During the Easter vacation from school, the mother shall have custody of Evan from 6:00 P.M. on the Thursday before Easter until 6:00 P.M. on Easter Sunday. If Evan's Birthday falls on a school day, the mother shall have custody of Evan from 5:00 P.M. until 8:00 P.M. on his birthday. If his birthday does not fall on a school attendance day, the father shall have custody from 9:00 A.M. Until 2:00 P.M. and the mother shall have custody from 2:00 P.M. to 7:00 P.M.

Continued to page 592

If the living arrangments of the parties are such that transportation in required,the party receiving Evan shall furnish transportation and at the end of the visit the party to whom Evan is being returned shall furnish transportation.

Except as herin modified, the temporary order dated April 22, 1993 is hereby adopted as the permanent order of the Court.

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

6-23-93 Copies given to Muth & Nelson.

July 1, 1993 Exhibits filed.

Feb. 17, 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 6/22/93 . 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,
Anthony J. Vardaro, J

Date: February 13, 1998
Feb. 13, 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)

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

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

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

12. Either party may request a review of this Order two years from date hereof to make any adjustments.

13. Costs and fees of this Mediation, which are fixed at $137.00, are divided equally between the parents with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

14. Either parent may move the Court for a hearing de novo for thirty (30) days from date hereof. If neigher parent so moves, this Order shall be considered permanent.

By The Court:
P. Richard Thomas, PJ

Nov..30, 1989 copies of order to Terry Toomey, Doug, Ferguson, and William Pineo, attys; and Plaintiff and defendant.

Nov. 19, 1990, Affidavit of consent of plaintiff filed.

Apr. 24, 1991, Acceptance of Servcie and Entry of Appearance filed. I, Douglas Ferguson, Esq. do hereby direct the Prothonotary to enter may appearance on behalf of defendant. Further as attorney for the defendant I hereby accept service of the Plaintiff's Complaint in Divorce. 2/9/89
Douglas Ferguson, Esq.

Apr 26, 1991 Affidavit of Consent of Defendant filed.

May 24, 1991 UPon praecipe of Plaintiff Attorney Plaintiff hereby withdraws the claim for equitable Distribution.

May 24, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

May 31, 1991 **F I N A L D E C R E E I N D I V O R C E F I L E D .**

AND NOW, this 31 day of May, 1991, it is hereby ORDERED, ADJUDGED and DECREED that the marriage heretofore existing between James L. Crawford and Diane M. Crawford is hereby dissolved and all legal duties, rights, and claims of either of the parties to the other in pursuant of said marriage are hereby terminated.

Further, it is hereby ORDERED that each of the parties shall be responsible for their own attorney's fees.

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

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JOHN M. Joliet

vs.

Tamara Lynn Parks

We cannot find from the peculiar factual and procedural aspects of this case and the numerous exhibits presented, any prejudice to the defense exists and that there are valid reasons and complex facts that explain the delay inthe same. Applying our good discretion, we deny the defense motion to dismiss this case or enter a judgment of non pros because of the alleged inordinate and unjustified delay by the plaintiff and the alleged absence of docket entries for a two-year period.

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

Dec. 14, 1993, copies dist. to Pepicelli, Purchase and Weiss.

Dec. 22, 1993 Notice of Rescheduled Deposition of John F. Steele, M. D., filed.

Mar. 11, 1994 Notice of Rescheduled Deposition of John F.Steele, M. D., filed.

May 19, 1994 Certificate of Readiness, filed.

ON OCTOBER, 1994 TRIAL LIST

May 23, 1994 Notice of Rescheduled Deposition of John F. Steele, M.D. filed.

Aug. 29, 1994 Upon praecipe of plaintiff attorney, the above captioned case marked settled and discontinued of record.

5. TANGIBLE PERSONAL PROPERTY: Each party shall retain those items of household property now in his or her possession, with Defendant to retain the household property located at 1523 Leslie Road, Meadville, Pennsylvania, and Plaintiff to retain the household personal property located at 292 Loomis Street, Meadville, Pennsylvania and in the apartment she has leased at 1332 Laurel Drive, Meadville, Pennsylvania.

Plaintiff now owns a bedroom suite which is nonmarital property, and which is in the possession of the Defendant. She agrees to sell same to him in exchange for $150.00 , which shall be paid to her out of Defendant's one-half share of the 1988 income tax refund check, which is anticipated to be received in the near future.

During the course of the marriage, an I BM computer was acquired by husband and two co-investors, and a debt was incurred in favor of Pennbank. Plaintiff hereby releases any interest she may have in said IBM computer, and Defendant assumes sole responsibility for any related debt for which either he or both parties may have liability, and he shall hold Plaintiff harmless and indemnify her regarding the same.

6. VEHICLES: Plaintiff shall retain the 1980 Buick Regal automobile, which is titles to her alone, and shall assume the balance of debt on said vehicle, in the amount of $2,100.00,owed to her parents Nick and Jennie Bellan..

Defendant shall retain the 1983 Chevrolet Celebrity automobile, which is titled in both names, and upon which no debt is owed. Plaintiff shall, at Defendant's expense, and at his request, sign any necessary documents to transfer said vehicle to Defendant alone.

7. LIFE INSURANCE: Each party shall retain any life insurance in his or her individual name, and any increase in value on any life insurance he or she owned before this marriage.

8. PENSION AND RETIREMENT BENEFITS: P laintiff shall transfer any right, title and interest she may otherwise have in pension and retirement benefits that have an approximate value of $8,800.00 such that same shall be Defendant's property alone.

9. 1988 INCOME TAX REFUND: The parties hereto are expecting a refund check in the amount of approximately $1, 400.00, which shall be divided equally by the parties, upon receipt.

10. MISCELLANEOUS DEBTS: The parties hereto have divided equally, the responsibility for the Household Card Services Mastercard (previously owed to Colonial National Bank) each party having recently paid $1,750.00 to pay off said debt. In the event that there is an interest or miscellaneous charge, which is anticipated to be minimal, to finish closing the account out, the parties shall equally share said expense.

Each party shall assume full responsibility for any individual loans, charge cards, medical bills, or debts, incurred by himself or herself alone, whether during the marriage or otherwise.

11. CUSTODY: The parties hereto shall equally share legal and physical custody of their minor child, Matthew Colin Warp, age nine (9), born July 22, 1980.

Custody shall be shared such that the child will alternate weeks living with each parent, with mother to have the week beginning Friday, September 15, 1989, beginning at 8:00 p.m., and with father to have the child the week beginning September 22, 1989, at 8:00 p.m. and so forth continuing to alternate weeks.

The weekend closest in time to the child's birthday (July 22nd) shall be divided, such that the parent not having the child for the particular weekend involved, shall have the right to elect to have the chill either Saturday or Sunday of said weekend, from 8:00 a.m. to 8:00 p.m. ,,giving ten days advance notice of which day he or she is selecting, said notice to be given to the parent who would otherwise have had Matthew for the entire weekend. If the birthday falls on a Wednesday, the weekend following shall be the applicable weekend.

On mother's birthday (April 16th) if said day does not fall during a time that she has the child, she shall have the right to have the child with her from5:00p.m. until 8:00 p.m. if said day falls on a weekday..Additionally, she shall have from 8:00 a.m. to 8:00 p.m. on Saturday or Sunday of the following or preceeding weekend, with mother to give ten (10) days ad vance notice of which weekend and which day of said weekend she chooses. On father's birthday (February 26th) if said day does not fall during a time that he has the child, he shall have the right to have the child with him from 5:00 p.m. until 8:00 p.m if said day falls on a weekday . Additionally, he shall have from 8:00 a.m. to 8:00 P.M. on Saturday or Sunday of the following or preceeding weekend, with father to give ten (10) days advance n otice of which weekend and which day of said weekend he chooses.

On Mother's Day, regardless of which parent would otherwise have the child, mother shall have the child from 8:00 a.m. to 8:00 p.m. On Father's Day, regardless of which parent would otherwise have the child, father shall have the child from 8:00 a.m. to 8:00 p.m.

For the year 1989, the child shall be with his mother on December 24th until 7:00 p.m., then with his father from 7:00 to 10:00 p.m., at which time father shall return the child to the mother. Mother shall have the child from 10:00 p.m. December 24th until December 25th at 1:00 p.m., to 8:00 p.m. Father shall provide transportation for said Christmas Eve and Christmas Day visitation, 1989.

The following holidays shall be alternated, with the hours of temporary custody to be from 8:00 a.m. to 8:00 p.m., and with mother to have the first said holiday: Thanksgiving Day, Christmas Day (see above paragraph for 1989), New Years Day, Easter Sunday, Memorial Day, teh Fourth of July, and Labor Day. The parent not having the child Christmas Day, shall have him from noon to 10:00 p.m. December 24th (except as set forth above for 1989).

The parent receiving the child shall re ceive him from the home of the other parent, and shall provide transportation of the child from the home of the other parent.

12. WAIVER OF CLAIMS: Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this decree.

13. WAIVER OF FILING OF DOCUMENTS: Neither party hereto shall be required to file an inventory and appraisement, nor an income and expense statement, as would otherwise have been required by the Rules of Civil Procedure. Each party is aware of the assets and debts of the other party hereto, sufficient to his or her own satisfaction..

BY THE COURT,

Robert L. Walker, J.

June 18, 1993 Notice Of Election To Retake Maiden Name filed. Carol A. Warp TO BE KNOWN AS: Carol Ann Bellan

Nov. 17, 1993 Petiton For Modification of Custody and Order, filed. AND NOW, this 10th day of November, 1993, the above captioned Petition for Modification of Custody is hereby referred to Custody Mediator John Fuller for mediation.

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

Nov. 17, 1993 (1 copy atty & 1 copy Mediator)

June 2, 1994 ORDER filed. AND NOW, June 1, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. The parties shall continue to abide by the Order of November 28, 1989 until a new order is entered.

II. The parties shall cooperate in obtaining a custody evaluation from Deborah Gregg who shall furnish a written report to the attorneys for mother and father and the custody mediator.

III. After receipt of the custody evaluation either party may request a further mediation conference

IV. 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 after receipt of a custody evaluation from Deborah Gregg.

V. Costs of the mediation conference shall be equally divided among the parties. The Prothonotary of Crawford County is hereby directed to refund any unused portion of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Anthony J. Vardaro, J.

Continued to page 596

Jun. 13, 1994 Motion to schedule a hearing de novo in the above captioned custody action and ORDER OF COURT filed. And now, June 13, 1994 A de novo custody hearing is set for July 22, 1994 at 9:15 a.m. in Courtroom 1.
Anthony J. Vardaro, J.

6-13-94 Faxed to Attys. Mason & Ferguson

Jul. 28, 1994 Motion to Continue De Novo Hearing and ORDER filed. AND NOW, this 22nd day of July, 1994, the within Motion is granted.
The DeNovo custody Hearing in regard to this matter is continued to September 28, 1994 at 9:15 A.M. in Courtroom #2. A copy of this Notice with the new time for Custody Hearing shall be served upon the Plaintiff Carol Bellan by forwarding a copy of the same to her attorney of record, Joan Mason, Esquire.
BY THE COURT:
Gordon R. Miller, J.

7-28-94 Faxed to Attys. Ferguson & Mason

Sep. 30, 1994 Upon Praecipe of Joan D. Mason, Esquire, Attorney for Plaintiff, to with draw request for hearing de novo in the above captioned matter and Counsel for Defendant has been notified, and has no objection,filed.

Sept. 14, 1995, Motion for mediation Conference and Order filed. ORDER OF COURT: AND NOW, Sept. 13, 1995, this matter is returned to John Fuller, Esq. Custody mediator, for further mediation.
by the court,
Gordon R. Miller, J.

9/15/95 faxed to Thomas, Fuller, J. Mason and Ferguson.

Nov. 28, 1995 ORDER filed. AND NOW, November 27, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Matthew Colin Warp 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 Matthew colin Warp shall be with his mother, subject to the following conditions:

A. Beginning with the Summer of 1996, the child shall be in the custody of the father for a period of four (4) weeks. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visit. The costs of transportation on Summer visits shall be equally divided between mother and father.

B. Holidays shall be defined as the Christmas vacation from school.

On even numbered years beginning in 1996 the child shall be in the custody of the father over the Christmas vacation for a minimum period of seven (7) days. Costs of transporting the child on Christmas vacations shall be equally divided between the parents.

On odd numbered years beginning in 1997, the father, at his option, may have the child in his custody for a three (3) day period at Thanksgiving, but, in such event the costs of transportation shall be the sole obligation of the father.

C. 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.

D. 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.

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

IV. Cost of the mediation conference will be equally divided between the Plaintiff and Defendant. 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, Judge

FAXED 11-28-95 Thomas, Ferguson & Fuller.

Aug. 15, 1996, MEMORANDUM filed.(Custody evaluation filed of record in sealed envelope, to remain sealed and not te be opened without a court order. (in safe) (of Matthew Warp)

8/21/96 copies of memo to Thomas, Fuller, Mason and Ferguson

Aug. 28, 1989 Answer to Plaintiff's Complaint in Divorce, (Equitable Distribution; Alimony Pendente Lite, Counsel Fees, Costs and Expenses filed. (1 copy (atty)

Aug. 28, 1989 Motion for a Hearing on Alimony Pendente Lite, Counsel Fees, Costs and Expenses and Order filed. ORDER: AND NOW, this 28thday of August 1989, a hearing on the Defendant's request for Alimony Pendente Lite, Counsel Fees, Costs and Expenses is scheduled for Sept. 19, 1989 at 9:00 a.m.

BY THE COURT,

Robert L. Walker, J.

Aug. 29, 1989 copies of order in Atty. Ferguson and Atty Frank.L. Kroto, Jr.

Sept. 21, 1989, ORDER filed. AND NOW, September 19, 1989, at the time set for hearing on the issue of alimony pendente lite, plaintiff fails to appear, but his counsel advises he has had recent meetings with him, and he assured him of his presence at the hearing today. The Court notes a sheriff's sale of the residence is scheduled for October 6, 1989. This hearing is contineud until sept. 28, 1989 at 4:00 p.m. before the undersigned.

BY ORDER OF THE COURT,

Sept. 22, 1989, copies to Attys Kroto, and Douglas Ferguson,

Oct. 2, 1989 Order filed. AND NOW, September 28, 1989, the matter is back before the Court and the Court accepts the explanation of the plaintiff for his failure to appear at the September 19, 1989 hearing.

The situation is in a crisis condition as the Sheriff's Sale of the marital residence is scheduled for October 6, 1989 and the payoff figure to bring all past payments due, including attorney fees, is $9,000.00 The plaintiff postulates that he cannot locate the money to make a contribution to that amount to save the equity in the re al estate and his wife postulates that she knows a lender who is ready, willing and above to pay one-half of the $9,000.00. The Court finds it is entirely feasible that the plaintiff has other equipment or liquid assets that he could sell to make a payment of $4500.00 to forestall the foreclosure proceedings. It is obvious if we accept the plaintiff's postulation andhis tax returns that the plaintiff's business is virtually insolvent and it seems senseless that he continue in the building business when, by his own admission, he has outstanding debt obligations of $43,000.00 and in 1986 and 1987 has only marginal income from the business.

The Court finds that the plaintiff has willfully and deliberately allowed the account to fall in default and that he has the assets or the ability to pay his share of the $9,000.00 to forestall the loss of $100,000.00 equity in the real estate.

ACCORDINGLY, he is DIRECTED On or before October 6, 1989, to pay his wife's attorney before the Sheriff's Sale the sum of $4,500.00 as his share of the arrearages on the mortgage payments. This order is entered on the assumption that the wife will pay the balance of $4,500.00.

In Addition, the monthly payments are $613.00 per month, with the next monthly payment due in October if the account is brought current and the plaintiff is DIRECTED to pay to his wife's attorney the sum of $300.00 per month to apply toward his share of the monthly mortgage payment due.

The matter is technically before the Court on an alimony pendente lite and counsel fee request, and the Court DIRECTS that from the aforesaid payment of $4,500.00, th esum of $200.00 per month will be allocated toward alimony pendente lite, and accordingly, the Plaintiff will owe no alimony pendente lite for a period of approximately twenty-two and one-half (22 1/2) months.

The Court make sno award at this time of counsel fees and allows the ultimate allocation of both parties' counsel fees to abide the final outcome of the divorce action.

At the time of a prior hearing in June, both parties were living in the house, but the Court is advised that the parties ar enow separated, with the husband leaving the residence in the month of August, 1989. In order to get this case before a Divorce Master at the earliest possible moment, both parties are required to file income and expense statements within two (2) weeks of this date and the plaintiff is DIRECTED to file an inventory within two (2) weeks of this date listing marital property and his individual property and assets and the approximate values thereof. within ten (10) days after the filing of the same, the wife will file a responsive inventory and appraisement, agreeing or modifying the husband's inventory and making any addendums thereto.

BY ORDER OF THE COURT,

P. Richard Thomas, P.J.

Oct. 3, 1989 Copy of order mailed to Frank Kroto and copy put in Douglas Ferguson's box.

Oct. 11, 1989 Petition For Reconsideration and Order filed. AND NOW, to-wit, this 12 day of Oct., 1989, Petition Denied. P Richard Thomas, J

Oct. 13, 1989 Copy of order mailed to Michael Jan Janin and copy put in Douglas Ferguson's box.

Oct. 26, 1989, Income and Expense Statement of the Defendant, Patricia A. Besonson, filed.

Nov 15, 1989 Petition for Contempt Against the Plaintiff, Gregory L. Besonson, and Order filed: AND NOW, this 15th day of November, 1989, upon consideration of the foregoing Petition for contempt it is hereby ordered and decreed that a hearing in regard thereto is scheduled for Nov. 22, 1989 at 4 P.M.

Service of this Petition and Order shall be made upon the Plaintiff, Gregory L. Besonson, through his attorney Frank Kroto, Esquire by regular mail, and such service shall contitiute service on the Plaintiff, Gregory L. Besonson.

The Plaintiff, Gregory L. Besonson, and his attorney, Frank Krotto, Esq., are hereby notified that in the event they do not appear for said hearing an order may be entered that may effect their rights.

P. Richard Thomas, Judge

Nov 16, 1989 Copies of order to Attys. Ferguson and Kroto.

Nov. 20, 1989, INventory and Appraisement of Gregory L. Besonson filed.

Nov. 20, 1989, Income and Expense Statement of Gregory L. Besonson filed.

Nov. 29, 1989, MOtion to Concel Hearing and order filed. ORDER: And now, Nov. 22, 1989 motion granted.

BY ORDER OF THE COURT,

P. Richard Thomas, J.

Nov. 30, 1989, copies to Attys. Ferguson and Kroto.

Continued on page 598

Gregory L. Besonson

vs.

Patricia A. Besonson

Record continued from page 598

of record
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Dec. 22, 1989 Motion to reschedule contempt hearing and Order filed. AND NOW, December 22, 1989, a hearing on the Defendant's Petition for contempt is rescheduled for Jan. 10, 1990 4:00 PM. Service of this Motion and Order shall be made upon the Plaintiff, Gregory L. Besonson, through his attorney Frank Krotto, Esquire, by regular mail and such service shall constitute service on the Plaintiff, Gregory L. Besonson.

The Plaintiff, Gregory L. Besonson, andhis attorney, Frank Krotto, Esquire, are hereby notified that in the event they do not appear for said hearing an order may be entered that may effect their rights.

P. Richard Thomas, J

Dec. 27, 1989 Copy of order put in Douglas Ferguson's box and copy mailed to Frank Krotto

Jan 15, 1990 Order filed: AND NOW, January 10, 1990, the matter is before the Court again on a postponed contempt citation contending the Plaintiff has not made payaments required by this Court's Order of September 28, 1989. The Plaintiff advises that he will come into possession of approximatley $17,000 on January 15, 1990, pursuant to a building contract, and that he will make the payments due in the amount of $300.00 each for the months od December, January and February. In addition, the Court notes the Bank has imposed a total of $75.00 in late charges and the Court DIRECTS the Plaintiff to pay the same.

The Court believes this matter could have been resolved had the Plaintiff been more cooperative, and accordingly, awards an additional $200.00 in attorney fees.

In accordance with the foregoing, the Plaintiff is DIRECTED to pay $900.00 in alimony payments, plus $75.00 late charges imposed by the bank on the mortgage payments, plus $200.00 attorney fees, with said sum totaling $1,175.00 to be paid to Attorney Ferguson on or before 5:00 p.m. January 17, 1990.

In default of said payment, the Court imposes a sentence of thirty (30) days confinement for wilful and deliberate contempt upon the Plaintiff to be served without further hearing.

At the time of this hearing, the wife requested exclusive possession of the marital residence, which she apparently has, and the Defendant has a living address at P.O. Box 758, Waterford Pennsylvania 16441. The Court inquires of the Plaintiff whether he is willing for the Court to enter an Order awarding the wife exclusive custody of the marital residence without further petition or hearing on the same. In spite of the fact the Plaintiff has now taken up residence in a rental property, he advises he will not agree to the same, contending he apparently has some right to joint use of marital residence. Accordingly, we will schedule a hearing on the issue of exclusive custody of the marital residence for February 7, 1990 at 3:30 p.m..

Since the Plaintiff advises the Court he has all of his possessions out of the premises, but will still not consent to the wife occupying the same, this Court advises the Plaintiff that if it awards the wife exclusive possession of the marital residence, there is the possibility that it will also award additional attorney fees arising by virtue of the Court having to hold a hearing on this occupancy issue.

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

Jan 16, 1990 Copies of order put in Atty Ferguson's box and copy mailed to Atty. Kroto. and mailed to defendant.

Feb. 9, 1990, ORDER filed. The matter is back before the court on a request for exclusive custody of the marital residence with a hearing set pursuant to our order of Jan. lo, 1990. Both parties agree that there is no formal petition for exclusive use of the marital residence but that the matter can be resolved by the court without the necessity of either side filing a petition requesting the same. ACCORDINGLY, we enter the following order:

1. The exclusive use and occupancy ofthe residence is awarded to the wife defendant, with said exclusive use not ot extend beyond July 1, 1990, without further order of court.

2. By agreement of the parties, the plaintiff husband may go to the residence at reasonble times to remove from the marital residence fire extinguishers, filling equipment and from the barn adjoining the property building materials needed in his trade, namely, lumber, unattached dorrs, aluminum soffit and fascia, vinyl siding and insulation

3. The defendant wife and her counsel are directed to file an inventory and appraisement or an appropriate detailid response to the plaintiff's inventory and appraisement by 4:30 p.m. March 2, 1990.

4. The parties mutually agree that if the husband wishes to come to the residence or the barn and make necessary repairs to enhance the sale ofthe pr operty, which is not listed with a realtor, he may do so at such teasonable time as not to interfere with the wife's use of the premises. Any repairs to be made to theinterior of the premises may only be made when the defendant wife is present.

Dated: Feb. 7, 1990

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

Feb. 13, 1990 copies to Attys. Ferguson (box) and mailed to Atyt. Kroto.

Aug. 6, 1990, Amended Complaint Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Aug. 6, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Aug 22, 1990 Petition for Bifurcation and Order filed: AND NOW, to-wit, this 21 day of August, 1990, upon consideration of the foregoing motion, a Rule to Show Cause hearing will be scheduled for the 27 day of September, 1990 at 11:00 a.m. o'clock in Courtroom 1 or 2.

By the Court,
Gordon R. Miller, J.

Aug 27, 1990 Copies of order mailed to Atty Kroto and copy put in Atty. Ferguson's box.

Continued on page 598A

Gregory L. Besonson

vs.

Patricia A. Besonson

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Sept. 13, 1990 Petition For Special Relief and Order filed. AND NOW, to-wit, this 14 day of September, 1990, upon consideration of the foregoing petition, a Rule to Show Cause hearing is to be scheduled for the 27th day of September, 1990 at 11:00 a.m. in Court Room 1 or 2.
1 copy atty.

By the Court,
P. Richard Thomas, J

Sept. 13, 1990 Petition For Contempt and Order filed. AND NOW, tO-w it, this 14 day of September, 1990, upon consideration of the foregoing petition for contempt, a hearing is scheduled for the 27th day of September, 1990 at 11:00 a.m. in Court Room 1 or 2.
1 copy atty.

By the Court:
P. Richar dThomas, S.J.

Sept. 13, 1990 Motion For Reconsideration and Order filed. AND NOW, to-wit, this 14 day of September, 1990, upon consideration of the foregoing petition for reconsideration, a hearing is scheduled for the 27th day of September, 1990 at 11:00 a.m. in Court Room 1 or 2.
1 copy atty

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

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Oct. 2, 1990 ORDER filed. AND NOW, Sept. 27, 1990 the matter is back before the Court on a variety of motions and petitions involving the divorce action. The Defendant does not appear in person but her counsel appears. The issues to be resolved are as follows:

1. BIFURCATION. The requisite 201(d) Affidavit has been field by the Plaintiff and served on the Defendant and counsel for the Defendant wife advises the Court they are not contesting a bifurcated divorce wherein the Court would grant the divorce and reserve all remaining issues. Accordingly, counsel for the Plaintiff may precipe the Court for entry of a 201(d) divorce.

2. CONTEMPT. This issue apparently involves an allegation by the Plaintiff that the Defendant failed to comply with paragraph 3 of this Court's Order of Feb. 7. directing her to file an inventory and appraisement or a detailed response to the Plaintiff's inventory and appraisement, all of which should be filed by March 2, 1990. There seems to be no dispute that this hs not been done, and accordingly the Defendant is directed to comply with the February 7 order within ten (10) days.

3. PETITION FOR SPECIAL RELIEF. This issue invoves primarily the expiration of a realty listing contract and an allegation that Spiegel Realtors had procured a potential customer, but their listing had run out and the Defendant wife refused to sign a renewal. Technically, this special relief petition was never served on counsel for the Defendant, but he agrees the Court can resolve this issue. Counsel for the wife advises the Court can resolve this ussue. Counsel for the wife advised the Court that the wife is willing to sign, upon presentation, a new real estate listing with United Farms Realtors. Said listing is now in possession of the realtor. It shall be the responsibility of the husband to sign the new listing contrat, and he represents to the Court that the listed sale price of $148,000.00 is agreeable with the Defendant wife. The realtor shall then present the same to the wife for signature. In the absence of the wife at this hearing, her counsel postulates to the Court that it is the wife's position that the property should be sold. Her counsel will apparently urge her to sign said agreement, and the Court likewise feels it would expedite this matter if the same was signed. If she refuses, the Court will entertain a motion to re-hear the matter on this issue.

4. MOTION FOR RECONSIDERATION. This issue addresses the fact that the time the Court ordered the Plaintiff to pay $300.00 per month toward the mortgage payment, that the Court did so under the assumption the mortgage payment was $613.00 per month whereas in actuality it was $547.00. Counsel for the wife advises the Court that the $613.00 figure is probably correct due to late charges. Apparently these payments have been made and the mortgage is current. The Court declines to change its original Order.

Another issue addressed in the motion for reconsideration was the fact that the wife is allegedly renting a barn on the property for $100.00 per month. The Court decliens to adjust any payments, but counsel for the parties can call his rental in this case to the attention of the Master and the Court at the time equitable distribution is made.

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

Oct. 2, 1990 Copy of Order to Attys. Frank Kroto, Jr., Douglas Ferguson.

Oct 10, 1990 Praecipe to Transfer Record filed.

Oct 10, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(d) of the Divorce Code, this case is moved to court.

Oct. 22, 1990 **D E C R E E O F D I V O R C E**

AND NOW, this 22 day of October, 1990, it is Ordered and Decreed that GREGORY L. BESONSON, Plaintiff and PATRICIA A. BESONSON, Defendant, are divorced from the bonds of matrimony.

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

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

Oct. 26, 1990, Petition for Contempt and Order filed. 1 copy (atty)
ORDER: AND NOW, to-wit, this 26 dayof Oct. 1990, upon consideraton of the foregoing Petition for Contempt, a hearing is scheduled for the 9 day of Nov. 1990 at 1:30 p.m. in Court Room 1 or 2.

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

Oct. 31, 1990, copies to Attys. frank Kroto, Jr. and D. Ferguson

Nov. 16, 1990, Motion of Atty. Douglas Ferguson, to withdraw appearance for dft. Patricia A. Besonson, filed. 1 copy (defendant)

Continued on Page 598B

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B

1989

Continuation of Besonson vs. Besonson from page 398A (No. AD 1989 - 343)

Nov. 16, 1990, RE: MOTION to Withdraw Appearance and Order regarding Inventory and Appraisement filed. AND NOW, Nov. 9, 1990, at the time set for a contempt hearing because of the defendant's failure to file an inventory and appraisement in accordance with prior court orders, counsel for the parties appear. the court notes that on Nov. 5, 1990, dft. counsel, Douglas Ferguson, filed a motion to withdraw his appearance but apparently neglected to forward a copy fo the same to counsel for the plaintiff. The motion for withdrawal of appearance was scheduled for action at the same time as the contempt matter.

On Nov. 9, 1990, the dft. again fails to appear and court grants the request of her counsel, Douglas Ferguson to withdraw his appearance because of her failure to comply with his instructions regarding signing and returning an inventory and appraisemtn and for the further reason that apparently satisfactory fee arrangements have not been reached between atty. and client.

With regard to the defendant's failure to file her inventory and appraisemtn the court rules that the dft. will be bound by teh inventory and appraisement filed by the plaintiff and will be precluded at the master's hearing from contesting the same.

Counsel for the plaintiff requests the court to allow reasonable atty. fees in view of the fact that his attendance was required at two hearings when the defendant fialed to appear. counsel for plaintiff is directed to forward tothe court a bill for services rendered not to exceed three hours services and the court will act upon the same.

Counsel authorizes the palintiff to file the standard Crawford County praecipe for submission of this diovrce to the court for the appointment of a master.

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

1 copy (atty. for plaintiff)
1 copy (dft.)
1 copy (atty. for defendant)

Dec. 6, 1990 Order filed. AND NOW, December 5, 1990, in accordance with this Court's Order of November 9, 1990, counsel for the defendant submits a bill in the amount of $375.00 for services rendered at two hearings when the defendant failed to appear. Accordingly, the Court directs that the defendant in this case pay said sum of $375.00 direct to counsel for the plaintiff on or before January 30, 1991.

In the event the same is not paid, the Court directs in any equitable distribution of property finally made in this case that the aforesaid sum be deducted from any award of equitable distribution made to the defendant and paid without further court order to attorney for the plaintiff.

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

Dec. 7, 1990 Copies mailed to Frank Kroto and Patricia Besonson

Nov. 30, 1990 Motion For Appointment of Master in Divorce and Order filed. AND NOW, Dec. 5, 1990, David W. Pickens, Esquire is appointed Master in respect to the following claims: Alimony, Equitable Distribution, Counsel Fees & Cost
Deposit required: By Plaintiff $500; by Defendant $300.

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

Dec. 7, 1990 Copies of order mailed to Patricia Besonson and Frank Kroto and copy put in David Pickens box.

April 29, 1991 Petition for Reconsideration and Authorization to file Inventory and Appraisement filed.

May 16, 1991 Inventory and Appraisement of Patricia A. Besonson filed.

June 11, 1991 Stipulation filed.

Aug. 1, 1991 Notice of Scheduled Masters Hearing filed.

Oct. 30, 1991 NOTICE OF RESCHEDULED MASTER HEARING, filed.

Nov. 13, 1991 Motion To Withdraw Count and Order filed. And Now, this 12 day of November, 1991, the within Motion is allowed.

BY THE COURT,
Gordon R. Miller, J

Nov. 19, 1991 Copies of order to Atty's Kirkpatrick and Kroto

Dec. 11, 1991, Application for Master's Fee, Bills, Certificate of Notification of Presentation and Order filed. ORDER: AND NOW, upon receipt and review of the master's .....petition for payment of fees filed Dec. 11, 1991, and without objection of the parties who were notified of the presentation of the petition on that date, it is ordered as follows:

1. A Master;s fee of $268.50 is approved and awarded to the Master based upon 4.1 hours of time legitimately devoted to this case, as represented by the master in his petition, at $65.00 per hour.

2. Eachof the parties shall be responsible for one-half of the fee. That division, which the court independently believes is appropriate, was recommended by the master and neither party has noted an objeciton thereto.

3. The court reporter's fee of $101.98 and copying fee of $6.40 shall also be paid by the parties onthe basis of 50% each.

4. The plaintiff has deposited $500.00 and the defendant $300.00 with the Prothonotary, with a balance remaining for each party of 0.00.

5. The prothonotary is directed to pay the Master $376.88 forthwith and return the remaining $300.56 tothe plaintiff and $111.56 to the defendant forthwith.

6. The master is directed to pay the reporter's fee from the funds first paid by him by the Prothonotary.

BY THE COURT,
Gordon R. Miller, J.

Dec. 11, 1991 copies to Attys. Kirkpatrick, Pickens and Kroto.

Jan. 27, 1992 Motion for Adoption and Incorporation filed.

Continued on Page 598c

Jan. 27, 1992 ORDER filed. AND NOW, this 23rd day of January, 1992, upon consideration ofPlaintiff's Motion to Adopt the Master's Hearing Transcript as the parties Marriage Settlement Agreement and incorporate the Agreement into the October 22, 1990 Divorce Decree, it is hereby ORDERED, ADJUDGED and decreed that Plaintiff's Motion shall be argued on the 2nd day of March, 1992, at 1:30 p.m., Courtroom 1 or 2.
Jan. 29, 1992 copies sent to Quinn Firm per letter.
P. Richard Thomas, S.J.

Mar.6, 1992, ORDER filed. AND NOW, this 6 day of March, 1992, upon consideration of Plaintiffs' Motion to Adopt the Master's Hearing transc ript as the parties' marriage settlement agreement and incorporate the agreement into the Oct. 22, 1990 divorce decree, it is hereby ORDERED, ADJUDGED AND DECREED that Plaintiff's motion is Granted. This Honorable court adopts the trans cript of Thursday, October 31, 1991, Master's Hearing as the parties' marriage settlement agreement and incorporates it into Oct. 22, 1990 divorce decree. Anthony J. vardaro, J.
Mar. 9, 1992, copies to attys. Frank 1. Kroto, Jr., M. Kirkpatrick, and D. Pickens.

Mar. 11, 1992 Motion For Leave To Withdraw and Order filed. And Now, March 11, 1992, this motion is granted. A copy of this Motion and Order shall be sent to Defendant by Ms. Kirkpatrick forthwith.
By the Court,
Gordon R. Milelr, J

Mar. 12, 1992 Copy of order put in Atty. Kirkpatrick's box.

Apr. 22, 1992 Motion to Compel or, In the Alternative, Motion for Possession and Order, filed. ORDER: AND NOW,this 15th day of April, 1992, upon consideration of Plaintiff's Motion to Compel or, in the alternative, Motion for Possession, it is hereby ORDERED, ADJUDGED and DECREED that a rule is issued upon Patricia A. Besonson to show cause, if any that she has, why Plaintiff;s Motion should not be granted. This rule is returnable on the 4th day of June, 1992, in Courtroom 1 or 2 of the Crawford County Courthouse at 1:30 p.m.
BY THE COURT
Anthony J. Vardaro, J.

2 copies (atty)

May 20, 1992 SHERIFF's RETURN FILED. SERVED Patricia A. Besonson personally on May 15, 1992 at 12:26 PM in the Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers,
Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

June 9, 1992 ORDER filed. AND NOW, June 4, 1992, after a formal hearing on the Plaintiff's motion to compel or in the alternative motion for possession, the Court finds as a fact the Defendant has violated the terms and conditions of the agareement entered into between the parties on Oct. 31, 1991, which became a Court Order on Mar. 6, 1992 in that she has not paid $10,000.00 down nor given the Defendant a mortgage for the balance to secure repayment and represent payment for the Plaintiff's interests in the residential property. Accordingly, it is ORDERED as follows:

1. The Defendant shall pay the Plaintiff $10,000.00 in cash no later than July 5, 1992 with interest at 6% per annum from Dec. 1, 1991, to the dat of payment. At the time said payment is made, the Plaintiff shall deliver a quitclaim deed in recordable form to the Defendant convying all of his right, title and interest in the property to Defendant in keeping with the original agreement.

2. The Defendant shall pay to Frank Kroto, Esq., the sum of $600.00 to represent his fees in connection with these proceedings, which said payment shall be made no later than July 5, 1992.

3. The Defendant shall by 12:00 Noon on June 9, 1992 make, execute, acknowledge and deliver unto the Plaintiff a mortgage and bond covering the residential real estate, covering all of her interest in the amount of $50,000.00, which said sum shall be paid as follows:

A. $10,000.00 on or before July 5, 1992 with an interest at the rate of 6% per annum from Dec. 1, 1991 through the date of payment.

B. $40,000.00 on or before Oct. 31, 1992, which said sum shall bear interest at the rate of 9% per annum until Oct. 31, 1992, and thereafter, 12% per annum.

C. Said mortgage and bond shall be in the standard form, but shall provide, inter alia, that the Defendant shall well and truly pay the first mortgage to Marine Bank according to its terms; that she will well and truly pay all real estate and unicipal taxes within thirty (30) days after they become due and payable; that she shall maintain fire insurance coverage on the property in an amount equal to the replacement value with an insurance company licensed and authorized to do business in this Commonwealth and with the Plaintiff's name listed as a loss payee or mortgagee as his interest may appear.

Said policy or binder evidencing said insurance shall be delivered to the Plaintiff no later than 12:00 Noon on Tuesday, June 9, 1992.

In all other respects the mortgage and bond shall be a standard mortgage and bond that is uded in the real estate industry in this locality.

4. The Plaintiff is still an owner of an undivided one-half interest in the property and he shall cooperate with the Defendant in the listing and sale of the property. At the time the property is sold, or when the mortgage is paid or when the mortgage from the Defendant to the Plaintiff is paid, whichever occurs first, all outstanding sums due the Ford Motor Credit Co. shall be deducted from the amount the Plaintiff shall receivce and that shall be reflected int he mortgage and bond.

5. All of the other terms and conditions of the agreement of Oct. 31, 1991, which have been incorporated into a Court Order on March 6, 1992 shall remain in full force and effect without change or modification.

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

June 16, 1992 copy mailed to F. Kroto & Dft.

Sept. 3, 1992 Motion for Contempt and Mtoion for Possession and Order filed. AND NOW, to-wit, this 1st day of Sept.. 1992, upon Motion of quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., attorneys for Plaintiff, and upon consideration of the within Motion for Cnotempt and Motion for Possession, a rule is entered on the respondent, Patricia A. Besonson, to show cause why the prayer of the within petition should not be granted.
Hearing is set for the October 8, 1992 in Court Room "1 or 2" of the Crawford County Court House, at 3:00 o'clock p.m.
BY THE COURT:
Gordon R. Miller, J

Sept. 9, 1992 Copies of order mailed to Atty. Kroto and Dft.

Sept. 29, 1992 Sheriff's Return filed. SERVED Patricia A. Besonson personally on September 24, 1992 at 10:18 aM by handing to her a copy of the Motion for Contempt and Motion for Possession at her residence, Route 8, R.D. #2 Box 22, Union City, Crawford County, PA.
So answers,
Dale A. Collins, Deputy sheriff
Robert M. Stevens, Sheriff

Continued on Page 598D

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1989

GREGORY L. BESONSON
VS.
PATRICIA A. BENSONSON

CONTINUED FROM PAGE 598C
of Record
A. D. 1989 - 343

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Oct. 14, 1992 ORDER filed. AND NOW, Oct. 8, 1992, at the time fixed for hearing on the Plaintiff's Mction for Contempt and Motion for Possession filed Aug. 21, 1992, both parties appeared in court with counsel and believe this matter can be settled under the terms and conditions hereinafter set forth.

ACCORDINGLY, it is ORDERED as follows:

1. This hearing and a resolution of the plaintiff's motion filed Aug. 21, 1992 are continued generally, to be rescheduled on motion of either party.

2. The plaintiff's motion shall be satisfied and no further proceedings held on said motion if the defendant complies with the following terms and conditions:

A) She shall obtain a binding agreement of sale for the marital residence within 10 days from this date.

B) She shall close the sale and transfer and convey all of her right, title and interest in and to the marital property and otherwise consummate the agreement of sale within 45 days from this date.

C) She shall pay the following sums within 45 days from this date or at the time of the closign of the sale of the marital residence, whichever occurs earlier:

i) $50,000.00 in cash or its equivalent to the plaintiff.

II) $600.00 in cash or its equivalent to the plaintiff's attorney, Frank Kroto, Esquire.

3. Except as hereinabove modified, the parties shall within 45 days from this date or at the time of the closing of the sale of the marital residence, whichever occurs earlier, fully and completely comply with all other equitable distribution terms contained int he equitable distribution Order of March 6, 1992, except that the defendant shall not be obligated to pay the plaintiff any interest on any sums she owes him if, in fact, interest is required or provided for in the equitable distribution Order of March 6, 1992.

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

Oct 21, 1992 copy to F. Kroto, B. LIndsay, D. V. Williams

Dec 22, 1992 MOTION TO RESCHEDULE and ORDER, filed. ORDER: AND NOW, this 21st day of December, 1992, upon consideration of Petitioner's Motion to Reschedule, it is hereby ORDERED, ADJUDGED and DECREED that a rule is issued upon Patricia A. Besonson to show cause, if any that she has, why Petitioner's Motionto Reschedule should not be granted. This rule is returnable on the 8th day of January, 1993, in Court Room 1 or 2 of the Crawford County Court House at 10:00 a.m.

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

Dec. 29, 1992 copy to F. Kroto, B. Lindsay, D.V. Williams

Jan. 6, 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 Defendant, and that as such I am authorized to make this verification; that I did on the 30th day of December, 1992, receive a copy of the Motion to Reschedule, dated Dec. 21, 1992, and did send to the above named Defendant, by First Class Mail, on Dec. 30, 1992, a correct copy of the Motion to Reschedule and the attached Order setting the date and time of the Rule to Show Cause Hearing, filed at the above term and number.

Jan. 8, 1993 Motion to Withdraw Appearance of Brian J. Lindsay, Esquire and Order filed. AND NOW, this 6th day of January, 1993, this Honorable Court hereby grants Brian J. Lindsay, Esquire, to withdraw as counsel of record for the Defendant, Patricia A. Besonson.

Gordon R. Miller, J.

Jan. 12, 1993 Copy of Order to Attys. Kroto, Lindsay and Williams.

Jan. 14, 1993 Sheriff's REturn filed. SERVED Patricia A. Besonson personally on January 7, 1993 at 2:07 PM by handing him a copy of the Motion to Reschedule, Notice and Order, to her at her residence, R.D. #2, Box 1063, Union City, Crawford County, PA.

So answers,

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

Jan. 14, 1993 ORDER filed. AND NOW, Jan. 8, 1993 after an informal hearing on the Plaintiff's motion for contempt filed Aug. 21, 1992 the Court finds that the Defendant continues to remain in contempt of court for having violated the order of March 6, 1992 as well as the order of June 4, 1992 and did not purge herself from contempt of court by carrying out the order of October 8, 1992, all without lawful excuse.

The Court further finds that the Plaintiff has incurred additional attorney's fees and costs in pursuing these matters.

In view of the fact that the order of June 4, 1992 gives the Plaintiff what he should have had by the order of March 6, 1992 we will not order and direct the Defendant to sell the property or to return possession of the property to the Plaintiff.

Accordingly, it is ORDERED as follows:

1. The Defendant is ORDERED and DIRECTED to pay to the Plaintiff to apply on his attorney's fees that were incurred in connection with these procedings, the sum of $3,750 within 60 days from this date. Since she owns the real estate, this is a judgment by a Court of competent jurisdiction and may be entered against the Defendant and become a lien as provided for by law if it is not paid within 60 days from today. When the Defendant sells the former marital residence, this sum shall be deducted from ehr share of the proceeds, unless it has been paid before that. That sum shall bear interest at the rate of 6% per annum from this date, the date of the judgment.

2. Since the aforesaid sum of $3,750 includes the $600 which the Court ordered the Defendant to pay in its june 4, 1992 order, paragraph 2 of the June 4, 1992 order is no longer effective because the Defendant should not pay that $600 twice.

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

Jan. 15, 1993 Copy of Order mailed to Atty. Kroto and deft.

Jan. 11, 1994 Plaintiff's Answer to Motion for Stay of Execution (Sheriff Sale), filed.

Jan. 12, 1994, 1:58 PM AND NOW upon Praecipe of plaintiff attorney, judgment is entered in favor of the Plaintiff, Gregory L. Besonson, and against the Defendant, Patricia A. Besonson, in the amount of $3,750.00 plus interest from Jan. 8, 1993 at 6% per annum pursuant to the attached Order of Jan. 8, 1993. (see papers filed)

Debt $3,750.00
Judgment

Barbara H. King, Pro.

B-133
Interest from 1/8/93 at
6% per annum.
Due---
1-14-94 Notice of judgment mailed defendant.

David T Wagner

vs.

Patricia L. Wagner

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8. Each of the parents will teach the children to develop and express that natural love and respect due a parent from his or her child, and neither of the parents sill do anything to blacken the character of either parent in the eyes of the children. This admonition shall extend to the parents and grandparents of both of the parties and all the siblings and friends of the parties; and each parent shall be responsible for seeing that this is carried out by his/her parents, siblings, and friends.

9. This Order shall not prejudice the right of either party to request additional Mediation if there are changed circumstances in the lives of the parties or the children or in the event that the best interests of the children indicate a need for additional Mediation.

10. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either parent or the children reside in the Court's jurisdiction and for at least six months from the date of this Temporary Order.

11. The fee for Mediation shall be paid two-thirds by the father and one-third by the mother.

12. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty (30) days from the date of this Temporary Order.

BY THE COURT,
Robert L. Walker,
Judge

May 5, 1989 Copies of Order mailed to Plaintiff and defendant and copies mailed to Attorneys Barnhart, Gamble and B. Smith.

REBECCA J. STOVER

vs.

ANDREW K. STOVER

Record continued from page 247

of record

A.D. 1989 - 247

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A. Rebecca J. Stover shall retain custody of the minor child on alternating weekends to commence September 7, 1991. A "weekend" shall be defined as Saturday at 9:00 a.m. through Sunday at 6:00 p.m.

(1) It shall be the responsibility of the mother to pick up and return the child or designate another responsible adult to do so.

(2) If th emother is unable to arrive by 9:00 a.m. Saturday, she agrees to notify the father and make alternative arrangements.

(3) If the mother is unable to make arrangments to see the child on a scheduled weekend, she shall notify the father by 9:00 a.m. the Thursday preceding the scheduled weekend.

(4) If the weekend custodial parent does not arraive within one hour of the specified time without prior ntoice and alternative arrangements having been made, he or she relinquishes visitation.

B. During the months of June, July and August, the motehr shall have the right to hav ephysical custody of the child one (1) two (2) consecutive week period, providng she designates the weeks she wants the child at least four (4) weeks in advance. Unless the parties agree otherwise, the week visits shall commence Sunday at 7:00 p.m. and terminate the following Saturday at 7:00 p.m. The first notice in time, designating a parent's summer week preference, shallhave priority over the latter.

C. The major holidays are defiend as Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas, Ne wYear's Day, Mother's Day and fAther's Day. The holiday visitation periods shall begin at 9:00 a.m. the Day of the holiday and end at 7:00 p.m. on the holiday. If the holiday falls on a mOnday following themtoher's weekend with the child, then the weekend shall be extended from Satuday morning to MOnday night at 7:00 p.m. The mother shallhave her child for visitation on Thanksgiving and the parties shall thereafter alternate the periods.

(1) The father shall have custody of the child every Father's Day and the motehr shallhave custody of the child every Mother's Day.

(2) The provisions of this paragraph shall take precednece over the other provisions of this Agreement regarding the custodial and visitation periods.

4. The parties shall keep each other advised of their mailing address and telephone number at all times. Any change of address and telephone number shall be communicated to the other party immediately.

5. The parties agree to permit one another telephone access to Amanda K. Stover at reasonable times during the week.

6. The party having custody of the child shall notify the other parent as soon as possible in the event of illness or injury requirng medical treatment.

7. Neither party shall take the child into any environment which might be commonly thought of as detrimental to her development or the development of her character, or which would be commonly thought of as dangerous to her physical safety.

8. The parties wil allow the child to develop the lovand and respect a child is entitled to have for a parent, and neither pof the parents will do anything to blacken the character of the other parent in the eyes of the child.

9. This Court Order shall supercede the Court Order dated June 21, 1989, entered at Crawford County A.D. No. 1989 - 247.

BY THE COURT,
Gordon R. Miller, J

Sept. 24, 1991 Copies of order mailed to Atty. Rothschild and copy put in Atty. Ferguson's box

Gregory Roydes

vs.

Cynthia Roydes

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of record

A.D. 1989 - 53

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May 3, 1989 Order filed. AND NOW, May 2, 1989, after de novo hearing, the Court believes the best interest of the two (2) minor children, Jeffrey and Christopher, will be served by leaving them in the custody of their mother and provide weekends and other periods of time with the father. Accordingly, we enter the following Order:

1. Primary custody of the children is awarded tothe mother of the children, Cynthia Roydes, but both parents shall have the right to be consulted and give input on important decisions involving the children's health, schooling, and religious training.

2. Commencing with the month of May, 1989, the father shall be entitled to have weekend visits with the childrenon the first and thrid weekends of every month. Weekends shall run from 5:00 p.m. Friday until 7:00 p.m. Sunday night. It shall be the responsibility of the father to pick up and return the children or designate another responsible adult to do so. any time the father cannot keep said weekend visits, he shall give the mother at least twenty-four (24) hours notice, and any time he does not show up by 6:30 p.m., the mother can consider the visit cancelled and need not surrender the children.

3. During the months of June, July and August, the father shall have the right to have three (3) nonconsecutive one (1) week visits with the two children, providing he designates the weeks he wants the children at least three (3) weeks in advance. Unless the parties agree otherwise, the week visits shall commence Sundat at 7:00 p.m. and terminate the following Saturday at 7:00 p.m.

4. As far as holidays are concerned, the Court classifies theholidays as the seven (7) days set forthin Paragraph 2 of the temporary Order of March 15, 1987 and the parents shall alternate said holidays, with the mother having Memorial Day, 1989 and the holdiays alternating with the opposite parent thereafter. Unless the parties agree otherwise, the holiday visitation period shall be from 7:00 p.m. until 8:00 p.m.

5. Each parent shall notify th eother regarding any illness of the children while in their custody and any hospitalizations necessary. The mother shall provide copies of school report cards to the father within ten (10) days of receiving the same.

6. Neither parent shall use or possess illegal drugs inthe presence of the children or at any time the children are in their custoyd, not permit others to possess and sue the smae inthe presence of the children.

7. Neither party shall use alcoholic beverages to excess while in the presence of the children.

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

May 5, 1989 Copies of order given to Tamera Ochs-Rothschild, Gerald Sullivan and William Pineo

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1989

JAMES L. TARACZKOZY

vs.

PA. NATIONAL LIFE INSURANCE CO.

RECORD CONTINUED FROM PAGE 505

OF

AD 1989 - 505

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Sept. 8, 1992 Motion To Continue Argument/Non-Jury Trial and ORDER filed. AND NOW, this 4th day of Sept., 1992, upon consideration of the Plaintiff's Motion for Continuance of the Argumetn/Non-jury trial, argument is reset for Sept. 29, 1992, at 11:00 a.m., in Courtroom to be assigned.

For the Court,
Imogene Yetman, J.

Sept. 10, 1992 Copy of Order to Attys. William Gregg, E. Max Weiss and Nancy Sennett.

Oct.8, 1992 Memorandum and Order Sur Defendant's Motion for Summary Judgment filed.AND NOW, October 7, 1992, it is Ordered as follows:

1. Summary judgment is entred on behalf of the defendant and against the plaintiff on the claim raised by the plaintiff in his complaint against the defendant and the plaintiff's complaint is hereby dismissed.

2. Summary judgment is entered on behalf of the defendant against the plaintiff on the defendant's counterclaim and the defendant is awarded damages in the amount of $3,421.32.

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

Oct. 8, 1992 Copy of the Order given to Attys.Weiss, Sennett, Gregg, Nelson.

And Now, Oct. 15, 1992 Upon Praecipe of E.Max Weiss, Esquire, attorney for Defendant, Judgment is hereby entered on the Order of Court of October 7, 1992, entering summary judgment in favor of the Defendant and against the Plaintiff on the Counterclaim in the amount of Three thousand four hundred twenty-one and 32/100 dollars.

Debt $3,421.32
Judgment
Barbara H. King
Prothonotary

T-94
Entered on 10-8-92
Abstract to Atty. Weiss

Effidavit on File Code A

RICHARD NAGEOTTE

VS.

DIANA NAGEOTTE

Record Continued from Page 359

of

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D. The children shall be in the home of the mother every Easter Sunday and every Christmas Day and in the home of the father every Halloween Day and every Thanksgiving Day and at such other holidays as the parties shall mutually agree.

E. The parties are encouraged to continue family counseling if financially possible

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

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

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

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

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

P. Richard Thomas, Judge

Mar 12, 1990 Copies of order put in Attys. Truax, Toomey and Fuller's boxes.

July 31, 1992 Stipulation For Purpose of Modification Of Order of Court and ORDER filed. AND NOW, this 31st day of July, 1992, after consideration of the proposed Stipulation and the Consents thereto by the Plaintiff and the Defendant, an Order is hereby entered in accordance with the terms and conditions thereof.

BY THE COURT,
Gordon R. Miller, J.

Aug. 5, 1992 Copy of Order to Attys. Terry Toomey and R. Charles Thomas.

Aug. 24, 1993 Petition To Modify Custody and Order, filed. ORDER: And Now, this matter is referred to John fuller, child custody mediator, for further order of the court.

By the Court:
Anthony J. Vardaro, J.

Aug. 27, 1993 copy to t. Toomey, D. Truax, J. fuller

Sep. 3,1993 Affidavit of Service filed. And NOw, August _____, 1993, comes Constance L.Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is thelegal secretary of Attorney for Richard Nageotte,Plaintiff in the above-captioned matter.

2. That on informationfurnished her by the Plaintiff, she caused a copyof the Petition to MOdify Custody to be forwarded by Certified Mail, P 100 621 234; ppostmarked August 25, 1993, to the last known address of the Defendant, Diana Nageotte, Deeter Road, R.D.#1, Box 53, Cochranton,PA 16314.

3. That the Defendant, Diana Nageotte, onAusut 27,1993,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 Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Aug. 31, 1993

Constance L.Deitman

Oct. 25, 1993 ORDER filed. AND NOW, October 18, 1993 after mediatiion conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte 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 affectinga the children such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte shall be with their Father, subject to the followisng conditions:

A. The Mother shall be entitled to visit and take the children into her custody every other weekend from 4:00 p.m. on Friday to 8:00 p.m. on sunday, beginning October 15, 1993, and Mother shall also have custody of the children every Wednesday evening from 7:00 p.m. to 9:00 p.m.

B. Holidays shall be defined as Christmas and Easter. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the chidlren shall be in the custody of the Mother on Christma Eve from 3:00 p.m. to 9:00 p.m. and on Easter Sunday from 9:00 a.m. to 2:00 p.m.

C. Beginning with the Summer of 1994, the children shall be in the custody of the Mothe for a period of two (2) weeks in June, two (2) weeks in July and two (2) weeks in August. The Mother shall give the Father at least thirty (30) days notice of the dates of the Summer visits. During the months of June, July and August there shall be no weekend or weekday visits.

D. Transportation fo 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 the part of the children towards both parents.

F. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being, and they shall not permit the children to be in the company of Father's brother, Phil Nageotte.

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 not permit the children to be in the presence of someone smoking a cigarette.

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 (1/2) is to be paid by the Father and one-half (1/2) by Crawford County. The Prothonotary of Crawford County is hereby directed to refund of the deposit paid in advance by the Plaintiff, if any less the cost of the custody order. Anthony J. Vardaro, J.

Nov. 4, 1993 copy to M.A. Kirkpataarick, C. Brode, J. Fuller, Plf. & Dft.

Nov. 16, 1993 Motion for Hearing De Novo and Order filed. AND NOW, this 16 day of November, 1993, upon presentation and consideration of the wtihin Motion, a Hearing De Novo is scheduled in this matter for the 6th day of January, 1993, at 9:15 am in the Court of Common Pleas of Crawford County, Pennsylvania, in Ct. Room 1 or 2.

This Motion and Order shall be served upon the plaintiff and/or the attorney of record by the Crawford County Sheriff Department or by first class regular mail.

BY THE COURT,
Anthony J. Vardaro, J

Nov. 18, 1993 Copies of order to Atty's Kirkpatrick, Brode and Fuller

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1989

RICHARD NAGEOTTE VS. DIANA NAGEOTTE RECORD CONTINUED FROM PAGE 603 AD 1989 - 359

~~(SEE BELOW)~~

~~ROY C. DEETER PLUMBING & HEATING, INC.~~

~~vs.~~

~~E.B. KAISER CO. t/d/b/a EBKO PIPING STSTEMS, and E.M. DAILEY ASSOCIATES, INC.~~

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~~OF~~

~~AD 1989 - 291~~

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~~Dec. 23, 1992 MEMORANDUM AND ORDER filed. AND NOW, Dec. 22, 1992 it is ordered as follows:~~

~~1. The plaintiff's amended complaint is stricken.~~

~~2. The plaintiff's original complaint as to E.M. Dailey Associates, Inc. is stricken.~~

~~3. The preliminary objections filed by E.B. Kaiser Co., t/d/b/a EBKO Piping Systems are denied in all respects save one. The plaintiff is ordered and directed to file a more specific complaint, specifically stating whether any of its claims, especially its claim based upon express warranties, is in fact based upon a writing and if so, the plaintiff shall attach a copy of the writing, or a material part thereof unless otherwise excused from doing so by Pa. R.C.P. 1019(h). Said amended complaint shall be filed within twenty (20) days from this date.~~

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

~~Dec. 123, 1992 Copies given to Attys. Roger Matthews, Paul Allen, Gary Fabian and James Irwin.~~

In Error see page 291.

RICHARD NAGEOTTE VS. DIANA NAGEOTTE RECORD CONTINUED FROM PAGE 603 AD 1989 - 359

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Jan. 12, 1994 CONSENT ORDER filed. AND NOW, January 6, 1994, at the time the parties are before the Court with respect to a de novo custody hearing, they consent to the following order and accordingly it is so ordered:

1. Legal custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte 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.

2. Physical custody of Ronald Nageotte, Benjamin Nageotte and Elizabeth Nageotte shall be with their father, subject to the following conditions:

a. The mother shall have temporary physical custody of the children every other weekend from 4:00 P.M. on Friday to 8:00 P.M. on Sunday retroactive to the weekend beginning Oct. 15, 1993 and mother shall also have custody of the children every Wednesday evening from 4:00 P.M. until 8:00 P.M. However, the Wednesday visit shall nto interfere with Ronald Nageotte's or Benjamin Nageotte's extracurricular school activities.

b. Holidays shall be defined as Thanksgiving, Christmas and Easter and will be divided as follows:

Thanksgiving. The paraties shall alternate Thanksgiving, that is, in the year 1994 the mother shall have custody from 10:00 A.M. Thanksgiving Day until 8:00 P.M. the day after Thanksgiving unless it is the mother's scheduled weekend temporary custody period, in which case, the mother shall have custody from 10:00 A.M. Thanksgiving Day until 8:00 P.M. the day after Thanksgiving unless it is the mother's scheduled weekend temporary custody period, in which case, the mother shall have the children until Sunday at 8:00 P.M. In 1995, the father shall have custody fo the children on Thanksgiving Day until the next regularly scheduled temporary custody period of the mother.

Christmas. Christmas shall alternte in the following manner: in the calendar year 1994, the children shall be in the custody of their mother from Christmas Eve at 4:00 P.M. until Christmas Day at 12;00 o'clock noon. The father shall have the children from 12:00 o'clock noon Christmas Day until the mother's next regularly scheduled temporary custody period. In calendar year 1995, the father shall have Christmas Eve at 4:00 P.M. until Christmas Day at 12:00 o'clock noon at which time the mother shall have custody of the children until 12:00 o'clock noon December 26th unless the mother has a scheduled period of temporary custody in which case then the mother shall return the children at the end of the regularly scheduled temporary custody period. The parties shall continue to alternate in this fashion.

Trick or Treat Night. The children shall each year spend the evening designated by the municipality as Trick or Treat Night with the father.

Easter. The mother shall have temporary custody of the children every Easter from 9:00 A.M. until 2:00 P.M.

Mother's Day. The mother shall have temporary custody of teh children every Mother's Day from 10:00 A.M. until 8:00 P.M.

Father's Day. The father shall have custody of the chidlren every Father's Day from 10:00 A.M. until 8:00 P.M.

c. Beginning with the summer of 1994, the children shall be in the temporary custody of the mother for a period of two weeks in June, two weeks in July and two weeks in August. The mother shall give the father at least 30 days notice of the dates of the summer temporary custody periods. During the months of June, July and August, there shall be no weekend or weekday visits.

d. By March 15th of each year beginning in 1994, the father will inform the mother the days of his scheduled vacation from work for the summer and during those days the children will be unavailable for temporary custody periods with the mother.

e. In all instances, holiday periods of custody shall take precedence over regularly scheduled periods of custody.

3. Transportation of the children on weekends, holidays and summer visits shall be equally divided as follows: the parent receiving custody shall provide transporation.

4. 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 toward both parents.

5. Neither mothr nor father shall expose the chidlren to any person or situation which may be harmful to the children's health or well being and they shall not permit the children to be in the company of father's brother, Phil Nageotte.

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

7. The parents shall not permit the children to be in the presence of someone smoking a cigarette.

8. The parties are permitted to make alternte changes to the temporary custody schedule provided that it is in the best interest of the children and both parties agree. In the event that the parties disagree as to the suggested alternte change in a temporary custody schedule, this consent order shall govern.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 14, 1994 Copy of Order to Attys. Mary Ann Kirkpatrick, R. Chris Brode, John Fuller.

Harmon E. Silloway
vs.
Nancy Jane Emig

Record continued from page 480B
of record
A.D. 1989 - 480

April 27, 1992 TEMPORARY ORDER FILED. AND NOW, this 24 day of April 1992, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator;

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor child is awarded to her mother, the defendant.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor 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 the right of visitation on alternate weekends, beginning with the weekend of May 2, 1992, from Saturday at 9:00 a.m. through MOnday at 12:30 p.m. In addition, the father shall have temporary physical custody and visitation for three weeks each summer. He shall notify the mother by May 30 of each year which three week period he wishes to select. During the father's three week summer period, the mother shall have the right of visitation and temporary physical custody for one weekend. AT the time the father notifies her of the period he wishes to select, the parties shall work out the mother's weekend visitation.

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

4. Holiday visitation shall be arranged as follows:

a. For 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 and ending Christmas Day at 7:00 p.m. For Christmas, 1992, the subject minor child shall spend the first period with her mother and the second with her father and the parties shall thereafter alternate the periods.

b. For Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on Thanksgiving Day at 9:00 a.m. and ending Thanksgiving Day at 3:00 p.m. and the second beginning Thanksgiving Day at 3:00 p.m. and ending Thanksgiving Day at 7:00 p.m. For Thanksgiving, 1992, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate.

c. For Easter: There shall be two Easter vacation visitation periods, the first beginning on Holy Saturday at noon and ending Easter Sunday at 1:00 p.m. and the second beginning Easter Sunday at 1:00 p.m. and ending Easter Sunday at 7:00 p.m. For Easter, 1993, 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 will be 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, 1992, 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 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 parents are cautioned that bringing up Cammille is their responsibility and not that of other relatives. All negotiations and arrangements shll be made by the parties themselves and not be channelled through intermediaries.

7. The mediator notes for the court that the parties and CAmmille have been counseling with Kathy Berkey, M.A., and that Ms. Berkey has recommended further counseling for the parents so that they may be helped to communicate directly and effectively with each other regarding the arrangements to be made in bringing up CAmmille.

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

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

10. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the helath 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.

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

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

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

14. 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. Payment shall be made to the Prothonotary of Crawford County.

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

By the Court,
Anthony J. Vardaro, J.

April 27, 1992 copy of order to: William Pineo, Esq., Alan Pepicelli, Esq. and R. Charles Thomas, Esq.

Feb. 16, 1994 Appearance of Barbara J. Walton for Defendant, filed.

Mar. 29, 1994 Petition to Modify Custody,Appoint Mediator and NOTICE AND ORDER TO APPEAR, filed. YOU, NANCY JANE EMIG, have been sued in Court to obtain custody of CAMILLE SILLOWAY.

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 Or der, an Order for custody,partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

BY THE COURT:
Gordon R. Miller, J.

Date: 3/28/94
4-4-94 Copy of Order to Attys. Pepicelli, Walton, Thomas & Fuller & Pineo.

Continued to Page 611

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_____TERM

CLIFFORD R. HASINGS

VS.

CATHERINE M. HASTINGS

Record Continued from Page 554A

of

AD 1989-219

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29 Aug 14, 1991 Petition to Bifurcate and order filed: AND NOW, August 14, 1991, hearing on Petition to Bifurcate is scheduled for August 23, 1991 at 9:00 a.m. o'clock in Court Room 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

By the Court,
Gordon R. Miller, J.

Aug 19, 1991 Copy of order put in Atty Kirkpatrick's box and copy mailed Atty. Wymard.

30 Aug 15, 1991 Answer/Objection to Defendant's Inventory and Appraisement and Order filed: AND NOW, August 14, 1991 hearing on Plaintiff Answer and Objections to Defendant's Inventory and Appraisement is scheduled for August 23, 1991 at 9:00 a.m. o'clock in Courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

By the Court,
Gordon R. Miller, J.

August 20, 1991 Copies of order put in Atty. Kirkpatrick's box and copy mailed to Atty. Wymard.

31 Aug. 26, 1991 Order filed. AND NOW, August 21, 1991, in view of the unavailability of defendant's attorney and the controversy regardingnotices of the hearing and other scheduling matters thehearing on the carious matters now pending before the Court shall be continued and shall be held onthe19th day of September, 1991 at 9:30 o'clock a.m. in Courtroom No. 2 of the Crawford County Courthouse.

There shall be no further contininuance for any reason. If counsel for the defendant is unavailable he shalltake the necessary steps to arrange the services ofother counsel. Court has now accommodated his schedule on at least two occasions and he must accommodate the Court schedule at this point.

BY THE COURT,
Gordon R. Miller, J

Aug. 30, 1991 Copies of order to Atty. Kirkpatrick and Wymard

37

Sept. 23, 1991 ORDER filed. AND NOW, Sept. 19, 1991 at the time fixed for hearing and/or argument on the Plaintiff's claim that the Defendant did not comply with the Rules or prior court orders regarding discovery and the filing of an Inventory and Appraisement alleging that, inter alia, account numbers were missing,assets were identified incorrectly, and inconsistencies between the listing of assets on various documents. The parties have generally agreed as to the manner in which the Defendant will supply that information to the Plaintiff and based upon that agreement, it is ordered as follwos:

The Defendant shall file an inventory and appraisement in the form required by the 1990 PA. Rules of Court which shall include all assets organized and headed as required by the Rules, listing assets on March 10, 1986, March 10,1989 and Sept. 19, 1991 (or statements as of the last day of each month); a listing of the account number for each account; and a copy of the bank statement and the supporting statement of account where they exist. In addition, if accounts or assets have been transferred, sold, or exchanged, the Defendant shall provide a statement indicating where the funds represented by those accounts or assets went, in order to allow the Plaintiff to trace those assets from the time they were transferred or exchanged. This information shall ge given as in the manner required by the Rules and shall be in an understandable form. The Inventory and Appraisement shall be signed and verified by the Defendant. This information shall be supplied on or before Oct. 19, 1991.

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

Sept. 24, 1991 Copy of Order to Attys. Mary Ann Kirkpatrick and Joseph M. Wymard.

33 Sept. 24, 1991 **D E C R E E F I L E D .**

AND NOW, this 23thd day of September, 1991 pursuant to the agreement and stipulation of the parties that the Court may enter a decree bifurcating the count in divorce from all other counts and claims, it is therefore decreed as follows:

1. Clifford R. Hstings and Catherine Hastings are hereby divorced from the bonds of matrimony, and all the duties, rights and claims accorded to either of said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and dtermine, and the said parties shall severally be at liberty to marry again as if they has never been married.

2. All economic issues and other issues raised by the pleadings are preserved and remain unabated until a full and final depositionof those matters. This Court retains continuing jurisdiction to resolve the claims of either party to equitable destribution of marital property, alimony pendente lite, alimony, counsel fees, costs and expenses as the case may be.

3. The plaintiff shall continue to provide for the defendant, at no cost to the defendant, medical insurance, including vision insurance and dnetal insurance, comparable to the medical insurance this date in existence which covers the defendant until further order of court.

4. The designation of defendant as beneficiary on any and all life insurance policies, employment benefits and deferred benefit plans which are now in existence and which now name her as beneficiary shall continue until further order of court. To the extent that premiums on such policies, are paid for by the parties and not paid for by the plaintiff's employer, the plaintiff is obligated to pay the first $500 of said premiums and the defendant shall pay the balance.

5. The dead Man's Rule contained in the Dead Man's statute shall be waived by each party in the event either party predeceases the order pending final resolution of all ancillary economic claims. Each party shall sign a waiver of the Dead Man's Rule and deliver it to the other within fifteen (15) days fromthe date of this decree.

6. Spousal support currently paid through the Domestic Relations Section of Crawford County filed at NO. D.R. 1990-209 is hreby converted to alimony pendente lite and shall be payable through the Domestic Relations Section of this Court subject to all rules of procedure and statutes governing enforcement. Alimony pendente lite shall continue indefinitely until changed or modified by further order of court after hearing, upon petition of either party.

7. Until final resolution of the ancillary economic claims both parties are enjoined and restrained from alienating, assigning, concealing, conveying, dissipating, encumbering, hypothecating, pleading, secreting, transferring, or otherwise disposing of any of the marital real estate and personal property.

BY THE COURT,
Gordon R. Miller, J

34 Oct. 21, 1991, Inventory and Appraisement of Catherine Hastings filed.

Oct 26, 1992 Pre-Trial Statement, filed.

Oct. 28, 1992 Plaintiff's Pre-Trial Statement filed.

Nov. 12, 1992 Addendum to Inventory by Mary Ann Kirkpatrick, Esquire for Plaintiff, filed.

Feb. 2, 1993 Notice of Filing Master's Report, filed.

Feb. 2, 1993 Master's Report filed.

Feb. 9, 1993, Defendant's Exceptions to the Master's Recommendation filed.

Feb. 11, 1993 Plaintiff's Exceptions to Master's Report filed.

Continued of record to Page 607

Clifford R. Hastings
vs.
Catherine M.Hastings

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of
AD 1989 - 219

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42 Mar. 3, 1993 Petition for Master's Fees filed.

43 Mar. 3, 1993 Order Filed. AND NOW, March 1, 1993, upon consideration of the Master's petition for the payment of Master's fees, Master's fees are set at $2,750.
The Prothonotary shall pay any amount currently on deposit to the Master forthwith and any amount remaining shall be paid by the parties in equal shares within 30 days of the date of this Order.

BY THE COURT:
Anthony J.Vardaro, J.

Mar. 3, 1993 Copy given to Atty. Spadafore,Atty. Kirkpatrick & Atty.Wymard.

44 Mar. 12, 1993 Memorandum and Order filed. AND NOW, March 12, 1993, although we do not have a written motion in front of us, it appears that there is an oral objection by the attonrey for the Plantiff to our order of March 1, 1993 awarding Master's fees in this matter and therefore we will suspend the portion of that order requiring any further payment by the parties within 30 days of the date of the order until we can provide the parties with such hearing as they request as well as oral argument all considered to be with respect to reconsideration of our order of March 1, 1993 in response to the petition for Master's fees.
Said hearing and argument is set for March 31, 1993, at 9:15 A.M. in Courtroom No. 2 Crwaford County Courthouse.

BY THE COURT
Anthony J. Vardaro, J

Mar. 12, 1993 Copies mailed to wymard, Kirkpatrick & Spadafore

45 Mar. 26, 1993 Praecipe for Argument filed.
ON ARGUMENT LIST FOR APRIL 1993

46 Apr. 6, 1993, ORDER filed. AND NOW, Apr. 6, 1993, after consideration of the objections to the payment to Master raised by the plaintiff and hearing with regard to the same and after further review of the file, we now affirm our order of Mar. 1, 1993, for the payment of the Master's Fees.
Any amount remaining due after the master has been paid the amount on deposit with the Prothonotary shall be shared equally by the parties and paid within 30 days of the date of this order.

BY THE COURT
Anthony j. VArdaro, J.

Apr. 6, 1993, copies to Attys. Kirkpatrick, Wymard and Spadafore.

47 April 13, 1993 Motion To Reschedule Argument and ORDER filed. And, Now, April 13th, 1993, Argument is rescheduled for May 26th, 1993 at 1:30 p.m. o'clock in court room 1 or 2 of the Crawford Co. Courthouse in Meadville, PA.

For the Court:
Ann A. Walker,
Court Administrator

April 15, 1993 Copy of Order to Attys. M. A. Kirkpatrick, Joseph Wymard and Emil Spadafore.

48 June 4, 1993, Petition for Court Reporter's Fees and Order filed.
AND NOW, this 4 day of June 1993, the Prothonotary is directed to pay James I. McCleery, Court Reporter, the sum of Two Hundred Sixty ($260.00) form funds on deposit.

BY THE COURT:
Anthony J. Vardaro, Judge

June 10, 1993, copies of order to Attys. Kirkpatrick Wymard and Spadafore.

49 Aug. 10, 1993 Memorandum and Decree filed.

IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

CLIFFORD R. HASTINGS	:	
PLAINTIFF	:	
VS.	:	**A.D. NO. 1989 - 219**
CATHERINE HASTINGS	:	
DEFENDANT	:	

DECREE

AND NOW, August 6, 1993, noting that a divorce decree has previously been entered and having considered the exceptions of the parties, we hereby order and decree as follows:

A. The following non-marital property is awarded to the Defendant:

1.	Cromwell Connecticut bonds apparently in a Merrill Lynch certificate of deposit in Mrs. Hastings' name	$ 30,000.00
2.	Delaware County bonds	20,000.00
3.	Equibank account #2164431 in Mrs. Hastings' name	30,000.00
4.	Horizon Financial account #11-5235239 in Mrs. Hastings' name. This account was created from the sale of the Connecticut General obligation bonds	10,000.00

B. The following property is awarded to the Plaintiff as non-marital property:

Continued to Page 608

1. Child's rocker
2. Desk and chair
3. Antique lanterns

C. The following marital property is awarded to the Plaintiff:

1.	Marine Bank account #52157927	[illegible]
2.	Marine Bank account #41375176	[illegible]
3.	Equibank IRAs account #95-6-123855 and #95-6-123857	[illegible]
4.	Connecticut Savings Bank account #19404894	[illegible]
5.	Connecticut Savings Bank account #19409893	[illegible]
6.	Cyclops-Cytemp profit sharing	[illegible]
7.	Cytemp pension	[illegible]
8.	300 shares of Thompson McKinnon stock	[illegible]
9.	Pittsburgh Field Club bond	[illegible]
10.	1987 Buick automobile	13,500.00
11.	Georgia International Life Insurance cash surrender value	8,568.35
12.	Crown Life Insurance surrender value	5,526.91
13.	Household property currently in his possession	6,000.00
14.	Household property requested at trial including from the Simon appraisal Items 1, 3, 4, 10, 26, 27, 30 [less contents], 46, 47, 48, 50, 63, 64, and Rug No. 2, 6, and Shiraz saddle bag 2.0 x 2.8	3,600.00
15.	From the escrow account created by the sale of the marital home [plus 45% of any additional accrued interest on the original figure used in our Memorandum]	168,770.23
16.	One-half of the value of Allegheny Ludlum pension	133,718.64

D. The following marital property is awarded to the Defendant:

1.	Allegheny Valley Bank account #31-57542	3,202.00
2.	Allegheny Valley Bank account #31-63474	[illegible]
3.	West Green School District bonds	[illegible]
4.	Pittsburgh Public Parking Authority bonds	[illegible]
5.	John Hancock Life Insurance cash value	[illegible]
6.	All rights to collect the debt due from Sandra Reichel	[illegible]
7.	All rights to collect the debt due from Lynn Jones	4,756.00

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8.	Lake Superior real estate	17,500.00
9.	Three IRAs at Equibank for Mrs. Hastings	11,006.00
10.	1987 Volkswagen automobile	7,500.00
11.	1988 income tax refund	5,637.00
12.	1991 Volkswagen Golf purchased with funds from Merrill Lynch account	10,000.00
13.	Mellon Bank certificate of deposit #B04827 also in Patricia's name	25,000.00
14.	Horizon Financial certificate of deposit #11-5234309	30,000.00
15.	Merrill Lynch certificate of deposit #848-10u56	25,000.00
16.	Remaining personal property from the Simon appraisal	25,098.00
17.	From the escrow account created by the sale of the marital home [plus 55% of any additional accrued interest on the original figure used in our Memorandum]	215,754.73
18.	One-half of the value of Allegheny Ludlum pension	133,718.65

Each party shall cooperate promptly by signing any documents necessary to transfer ownership with the person receiving ownership preparing the document and paying any filing fee necessary with respect to any documents that may be appropriate.

Beginning with August 1993, the Plaintiff shall pay one-half of the monthly benefit of the Allegheny Ludlum pension to the Defendant and the attorney for the Defendant shall produce a proposed qualified domestic relations order to the attorney for the Plaintiff and once there is an agreeable order between the parties it shall be presented to the Court for signature it being the Court's intention that beginning August 1993 and every month thereafter the Defendant shall be entitled to one-half of the Allegheny Ludlum pension even though there may not be a qualified domestic relations order yet entered.

If there are any problems in reaching a qualified domestic relations order either party may petition the Court to resolve that matter.

The Plaintiff shall pay the sum of $8,608 to the Defendant to reimburse her for accountant's fees.

Beginning with August 1993 and continung through October 1994, the Plaintiff shall pay alimony to the Defendant in the amount of $700 per month.

BY THE COURT:

J.

Aug. 10, 1993 Copies dist. to Kirkpatrick & Wymard. Aug. 12, 1993 Copy of Decree to Atty. Spadafore.

50 Sept. 1, 1993 Upon Praecipe of Joseph M. Wymard,Esquire, Attorney for Catherine Hastings, Defendant, on the Decree dated August 6,1993 in the above-captioned matter as a final order or judgment of the Court, filed.

51 Sept. 2, 1993 NOtice of Appeal to Superior Court filed.

52 Sept. 7, 1993, Notice of Appeal Docketing at # 01397PGH93 filed. (Superior Court of Pa.)

53 Sep. 8,1993 Petition for Contempt and ORDER filed. And Now, Sept. 3, 1993,hearing on Plaintiff's Petition for Contempt is scheduled for September 10,1993 at 3:0C P.M. o'clock in courtroom 1 or 2 of the Crawford CountyhCourthouse, Meadville,Pennsylvania.

For the Court:
Ann A.Walker,Court Administrator

9-7-93 Copy to Joseph Wymard,Esq. byCt. Administrator.
9-8-93 Copy to Atty.Kirkpatrick.

54 Sep. 8, 1993 Petition for Stay of Alimony Pendente Lite and for Payment of Amount Awarded as Alimony in Lieu Thereof Pending Appeal and ORDER filed. And Now, September 3rd, 1993, hearing on Plaintiff's Petition for Stay of Alimony Pendente Lite and for Payment of Amount Awarded as Alimony in Liew Thereof Pending Appeal is scheduled for September 10, 1993, at 3:00 P.M. o'clock in courtroom 1 of the Crawford County Courthouse in Meadville,Pennsylvania.

Forthe Court:
Ann A. Walker, Court Administrator

Sep. 9, 1993 Copyof Order to Attys. Wymard & Atty.Kirkpatrick

~~Sept. 7, 1993 Notice of Appeal Docketing Superior Court Docket No. Assigned 01397PGH93 filed~~.

55 Sept. 17, 1993Memorandum and Order, filed. ORDER: AND NOW, September 17, 1993, it is ordered as follows:
1. The plaintiff's petition for contempt is denied for the reasons set forth in the attached memorandum.
2. The plaintiff's request for an order directing that the permanent alimony award be implemented and that alimony pendente lite be terminated is denied for the reasons set forth in the attached memorandum.
3. The defendant's oral request for a supersedeas and/or distribution of the escrow account except for $100,000 which said oral request was made at the time of the argument on September 10, 1993 is denied without prejudice to the defendant to file appropriate written motions or petitions asking for the same and filed in strict compliance with the Crawford County Rules governing motions and petitions practice.

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

Sept. 20, 1993 copies dist to Waymard & Kirkpatrick

56 Sep. 30, 1993 Stipulation filed.

61 Nov. 24, 1993, Transcript of Master's Hearing filed.

58 Nov. 24, 1993, Transcript of Master's Hearing filed.

59 Nov. 24, 1993, Transcript of Master's Hearing filed.

60 Nov. 24, 1993, Transcript of Master's Hearing filed.

Aug 2, 1995 Notice of Filing of Appeal from Superior Court No. 1397PGH93, filed.

Aug 2,1995 JUDGMENT: ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by thsi 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, Dep. Pro.

Aug 2, 1995 Certificat of Contents of Remanded Record and Notice of Remand Under Pa. Rules of Appellate Procedure 2571 and 2572, field.

Sept. 22, 1995 Stipulation filed.

File on Cabinet w/ old dockets

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219	CLIFFORD HASTINGS VS. CATHERINE HASTINGS	CONTINUED FROM PAGE 608 OF RECORD A. D. 1989 - 219

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June 12, 1997 Motion to Adopt Qualified Domestic Relations Order and Order filed. The Court finds, and it is hereby ordered, as follows:

1. This Order shall apply to the Allegheny Ludlum Salaried Pension Plan Employees of Allegheny Ludlum Steel Corporation ("the Plan") and shall be directed to the Plan Administrator, Allegheny Ludlum corporation, Employee Benefits Department, River Road, Brackenridge, PA 15104, as the Administrator of the Plan.

2. For the purposes of this Order, "Participant" means Clifford Hastings, social securtiy number 121-26-5450, date of birth March 5, 1932, and "Alternate Payee" means Catherine Hastings, Social Security #102-24-0290, date of birth October 4, 1932.

3. Last known mailing address of Participant is 121 North Monroe Street, Titusville, Pennsylvania 16354.

4. The last know mailing address of Alternate Payee is 171 Cambridge Drive, Harwick, Pennsylvania 15049.

(SEE PAPERS FILED)

BY THE COURT:
Anthony J. Vardaro, J.
6-12-97 FAXED Wymard & Kirkpatrick

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PETER J. SIMONETTA
vs.
JAMES A. CRIPE and BARBARA J. CRIPE, and BARBARA J. CRIPE SAMPSON, INdividually and d/b/a CRIPE ASSOCIATES,a partnership

Continued from Page 311 of Record

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Jan. 6, 1994 Notice Of Service of Interrogatories filed.

Feb. 23, 1994 Defendants' Motion for Entry of Judgment Non Pros and RULE TO SHOW CAUSE filed. AND NOW, this 22 day of February, 1994, upon consideration of the foregoing Motion for Entry of Judgment Non Pros, the Court grants a rule upon the Plaintiff to show cause why the relief requested should not be granted.
Rule returnable the 8th day of March, 1994 at 1:30 o'clock p.m. at Courtroom 1,2 or 3.
BY THE COURT:
Anthony J. Vardaro, J.

2-28-94 Copy of Rule to Attys.Pineo & Burroughs

Mar. 4, 1994, Motion for Continuance and Order filed. ORDER: AND NOW, Mar. 4, 1994 upon consideration of the foregoing motion, the same is hereby granted. The hearing on the defendants Motion for Non Pros now scheduled for March 8, 1994, at 1:30 p.m. is hereby continued to Mar. 9, 1994 at 3:30 p.m. in Ct. Rm. 1 or 2.
BY THE COURT,
Anthony J. Vardaro, J.

Mar. 4, 1994, copies of order to Attys. Pinro and Burroughs.

Mar. 8, 1994, Answer to Motion for Entry of Non Pros filed.

Mar. 16, 1994 MEMORANDUM AND ORDER filed. AND NOW, March 16, 1994, it is ordered as follows:
1. The defendants' motion for judgment of non pros on the basis of automatic prejudice by the passage of two years is denied.
2. The defendant's motion for judgment of non pros with respect to actual prejudice caused by delays on the part of the plainitff is deferred and the defendants are given sixty days to request a hearing and produce evidence in support of their claim of actual prejudice so the Court may receive additional evidence with respect to documents that were allegedly destroyed to determine if prejudice has actually occurred.
BY ORDER OF COURT
Gordon R. Miller, P. J.

Mar. 16, 1994 Copies dist. to Pineo, Burroughs

May 2, 1996 Upon praecipe of plaintiff attorney the above captioned action is marked discontinue with prejudice.

May 7, 1996, Defendants Motion for Entry of Judgment of Non Pros and Order filed. RULE: AND NOW, this 3 day of May 1996 upon consideration of the foregoing defendants second Motion for entry of Judgment on Non Pros a Rule is hereby Granted upon the plff to show cause why the relief requested should not be granted.
Rule returnable the 28 day of May 1996 at 3:00 p.m. C. R. No. 1.
by the court,
Gordon R. Miller, J.
5/7/96 faxed to Burroughs and Pineo.

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JAMES L. PETRUSO

VS.

SUSAN MARIE PETRUSO
a/k/a Susan Marie Sheets

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of RECORD
A. D. 1989 - 113

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4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Christmas. For 1995 and each odd numbered year hereafter, the father shall have the right to take the children into his care and custody from 4:00 p.m. on December 27 until 2:00 p.m. on January 1.

For 1995 and each even numbered year thereafter, father shall have the right to take the children into his care and custody from 4:00 p.m. on December 24 until 2:00 p.m. on January 1.

b. Thanksgiving. For 1995 and each odd numbered year hereafter, the father shall have the right to take the children into his care and custody commencing at 4:00 p.m. on the Wednesday before Thanksgiving Day until Sunday at 2:00 p.m. Mother shall have the children during the Thanksgiving holiday in 1996 and each even numbered year thereafter.

c. Summer visitation period. The father shall be entitled to take the children into his care and custody during the summer months commencing on the third Friday in June at 6:00 p.m. and concluding on the third Friday in August at 6:00 p.m. Mother shall have the right to take the children into her care and custody on the third weekend in July beginning at 4:00 p.m. on Thursday and concluding at 4:00 p.m. on the following Monday.

For the summer visitation period, the party relinquishing the child to the other parent shall be responsible for the transportation of the children.

d. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

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

6) The parties shall share responsibility for the transportation of the children as stated previously in this Order. 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 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 are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13) The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the entire costs of mediation. The mother shall pay to the Prothonotary of Crawford County the sum of $4.50 within thirty (30) days of the date of this Order.

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

BY THE COURT,
Gordon R. Miller, J.

FAXED 11-9-95 ATTYS J. MASON, WALTON, SPATARO

Dec. 4, 1995 Motion and ORDER filed. AND NOW, December 4, 1995 hearing de novo in the above-captioned case is set for January 23, 1995 at 9:15 A.M in Courtroom 1 or 2.
Anthony J. Vardaro, J.

12-4-95 FAXED Walton, Mason, Spataro.

Jan. 19, 1996, Motion to withdraw de novo hearing and order filed. ORDER: AND NOW, Jan. 19, 1996, Granted.
Anthony J. Vardaro, J.
1/19/96 faxed to Walton and Mason.

Harmon E.Silloway
vs.
Nancy Jane Emig n/k/a
Nancy Ferringer

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Apr. 4, 1994 Affidavit of Service filed. And Now, April 4, 1994, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Motion to Appoint a Custody Mediator and Petition to Modify Custody was mailed to the Defendant via Certified Mail, return receipt on April 1, 1994.

2. That the Defendnt signed the return card on April 2, 1994 and in accordance with Pa.R.C.P. 412, ser vice of the Complaint was made as is evidenced by t he United States Postal Service Return Receipt (Certified No. P708507897) 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.

Jul. 5, 1994 ORDER filed. AND NOW, July 5, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

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

II. Physical custody of Camille Silloway shall be with her mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every other weekend from Friday at 7:00 o'clock p.m. to Sunday at 7:00 o'clock p.m., according to the parent's present schedule.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving.

On even numbered years the child shall be in the custody of the mother on Christmas Day and Easter Sunday, and in the custody of the father from 10:00 o'clock p.m. on December 26 to December 27 at 8:00 o'clock p.m., and Thanksgiving Day.

On odd numbered years the child shall be in the custody of the father on Christmas Day and Easter Sunday (8:00 o'clock a.m. to 8:00 o'clock p.m. both days), and in the custody of the mother on Thanksgiving Day.

C. Beginning with the Sumer of 1994, the child shall be in the custody of the father for three (3) periods of one (1) week each. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits.

D. Transportation of the child on weekends, holidays and Summer visits shall be divided with the party receiving custody providing transportation.

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

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

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days 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 one-half (½) of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Anthony J. Vardaro, Judge

7-8-94 Faxed to Walton. 7-12-94 Faxed to Attys. Pepicelli, Fuller & Thomas

Aug. 10, 1994 Petition for Contempt and NOTICE AND ORDER TO APPEAR filed. Legal proceedings have been brought against you alleging you have willfully disobeyed an Order of Court for custody.

If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the Court you 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 September 8, 1994 at 9:15 a.m. , in Courtroom 3 at the Crawford County Courthouse, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have willfully failed to comply with its order for custody, you may be found to be in contempt of court and committed to jail, fined or both.

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.

By the Court:
Anthony J. Vardaro, J.

8-10-94 Faxed to Atty. R.C. Thomas, given to Atty. Walton.

Sep. 9, 1994 Apperance of Shafer, Swick,Bailey, Irwin& Stack by James R.Irwin, Esquire for Harmon E. Silloway, the plaintiff, filed.

Sept. 12, 1994 Motion To Withdraw Petition For Contempt and ORDER filed. AND NOW, this 9th day of Sept, 1994 upon consideration of the within Motion, Plaintiff's Petition for Contempt is hereby withdrawn.

BY THE COURT:
Gordon R. Miller, J.

Sept. 12, 1994 Order Faxed to Attys. Irwin and Thomas.

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316.	ROBERT M. EIDELL, PLAINTIEE VS. BONNIE D. EIDELL, DEFENDANT	CONTINUED FROM PAGE 316 OF RECORD A. D. 1989 - 316

June 12, 1996 Stipulation for the Entry of "Domestic Relations Order" and ORDER filed. AND NOW, this 12 day of June, 1996, the attached Stipulation and Agreement dated June 10, 1996 of the parties in this case is incorporated, but not merged, into this Order of Court. P. Richard Thomas, S.J.

6-13-96 FAXED Spataro

June 12, 1996 Motion for Entry of STipulation and Domestic Relations Order filed.

1989 TERM

John Panella
vs
Wagon Wheel Motel

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21 Feb. 2, 1995 Notice of Appeal to Superior Court filed.

22 Feb. 9, 1995 Notice of Appeal Docketing No. Assigned 00245PGH95, filed.

Nov. 1, 1995, Certificate of contents of remanded record and notice of remand under Pa. rules of appellate Procedure 2571 and 2572 filed.

Nov. 2, 1995, copy mailed to Superior Court of Pa.

Nov. 1, 1995, Certified copy of Memorandum and Judgment from Superior Court of Pa. filed.

JUDGMENT: ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this court that the judgment of the Court of Common Pleas of Crawford County be, and the same is hereby affirmed.

BY THE COURT,
Judges Del Sole, Beck and Johnson

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