

DOCKET NO. 173

Number Term Year

380 November 1960

The Curley Adjustment Bureau, Inc.

Versus

Darrell Rydbom

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE CURLEY ADJUSTMENT BUREAU, INC.)

Plaintiff

Vs.

) No. 380 November Term, 1960

DARRELL RYDBOM

Defendant

PRAECIPE TO CERTIFY JUDGMENT AND RECORD

To William T. Hagerty, Esq.
Prothonotary

Sir:

You are hereby requested to certify the judgment and record in the above captioned matter and forward same to the Commonwealth of Pennsylvania, Department of Revenue, Bureau of Motor Vehicles, for the purpose of revocation of the above captioned judgment debtor's Pennsylvania operating privileges and motor vehicle operator's license, as such judgment is the result of a motor vehicle accident, which was in violation of the Pennsylvania Motor Vehicle Safety Responsibility Act and its amendments.

KELLEY, JOHNSTON & CIMINO

By

Eugene L. Cimino

Dated: March 10th, 1961

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PA.
NO. 380 NOVEMBER TERM, 1960

THE CURLEY ADJUSTMENT BUREAU,
INC. Plaintiff

vs.

DARRELL RYDBOM
Defendant

PRAECTIVE TO CERTIFY JUDGEMENT
AND RECORD

KELLEY, JOHNSTON & CIMINO
ATTORNEYS AT LAW
PHILIPSBURG, PA.

JUDGMENT NOTE

Coalport, Pennsylvania, date 3/5/58, \$243.10

FOR VALUE RECEIVED, I/we promise to pay to the order of Curley Adjustment Bureau, Inc. the sum of Two hundred forty three and
10/100 dollars, with interest at the rate of 6%
per annum from maturity, said sum to be payable as follows:

4 fifty and 00/100 Dollars (\$ 80.00)
on the 15 day of March, 1958, and
4 fifty 00/100 Dollars (\$ 50.00) on 15 the
day of each and every month thereafter until the 15 day of July
1958, on which date the entire balance of the principal then unpaid shall become due
and payable.

Upon failure to make any payments as herein agreed, this note shall, at the option of its holder, become immediately due and payable, without demand or notice.

And further, do hereby authorize and empower the Prothonotary or any attorney of any Court of Record of Pennsylvania or elsewhere, to appear for and confess judgment for the sum due and payable hereon, with or without declaration, with costs of suit, release of errors, without stay of execution; and also waive the right of inquisition on any real estate that may be levied upon to collect this note; and do hereby voluntarily condemn the same and authorize the Prothonotary to enter said voluntary condemnation upon any Fieri Facias that may be issued to collect said judgment; and further agree that said estate may be sold on a Fieri Facias, and do hereby waive and release all relief from any and all appraisement, stay of execution, exemption or bankruptcy laws of this or any other state now in force or hereafter to be passed.

X Darrell Rydstrom (L.S.)

(L.S.)

It is specifically agreed that any judgment entered by the holder thereof, by reason of the automobile accident which occurred on December 3rd, 1957 at or near Coalport, Pennsylvania shall constitute a judgment under the Pennsylvania Motor Vehicle Safety Responsibility Act as amended, upon a cause of action on an agreement of settlement for damages sustained in the aforesaid accident.

X Darrell Rydstrom (L.S.)

(L.S.)

CURLEY ADJUSTMENT BUREAU, INC.
ALTOONA, PA.

versus

DARRELL RYDBOM
Coalport, Pa.

In the Court of Common Pleas of
Clearfield County,

of No. 380 2nd January Term, 19 60

STATEMENT AND CONFESSION

Debt, - - - - - \$243.10..

Attorney's Commission, \$.....\$.....

Interest from 7-15-1958

Due 7-15-1958

The Plaintiff's claim in this case is founded on a single bill, with power of attorney to confess judgment, of which the following is in accordance with the exact terms of the original executed judgment note, which is attached hereto and made an integral part hereof.

The Plaintiff claims that the above single bill remains due and unpaid.

CURLEY ADJUSTMENT BUREAU, INC.

By John F. Gallagher
John F. Gallagher
Branch Manager

Commonwealth of Pennsylvania

County of Clearfield

} ss.

By virtue of the Power of Attorney above recited, I do hereby appear for the said Defendant, Darrell Rydbom

and confess judgment against him and in favor of the said Plaintiff
Curley Adjustment Bureau, Inc.

for the sum of Two hundred forty-three & 10/100 (\$243.10) Dollars debt, and
Dollars attorney's commission in all
Dollars,

with interest on the debt from the 15th day of July A. D. 19 58
due and payable July 15, 1958 costs of suit, release
of all errors, and without stay of execution and inquisition, and extension upon any levy on real
estate is hereby waived, and condemnation agreed to, and the exemption of personal property from
levy and sale on any execution thereon is also hereby expressly waived, and no benefit of exemption
to be claimed under and by virtue of any exemption law now in force, or which may be hereafter
passed.

KELLEY, JOHNSTON & CIMINO

By George L. Kelley
Attorneys for Defendant
Darrell Rydbom
Coalport, Pa.
Judgment Debtor

I hereby certify that the residence of the Plaintiff in this judgment is

Curley Adjustment Bureau, Inc. of 1218 Thirteenth Ave., Altoona, Pa.
(Blair County) and that the Branch Manager thereof is John F.
Gallagher; and that the residence of defendant, Darrell Rydbom
is Coalport, Clearfield County, Pa.

KELLEY, JOHNSTON & CIMINO Attorneys for Plaintiff
and Defendant

By *Edward T Kelley*

Court of Common Pleas of

County,

Term, 19.....

No. _____

versus

Statement in Assumpsit and Confession
of Judgment

Judgment, - - - - - \$.....

Debt, - - - - - \$.....

Attorney's Commission, - \$.....

Int. from _____

Filed and judgment entered thereon the

day of _____

19.....

Prothonotary.

Attorney for Plaintiff.

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CENTRE : SS.
: :

AFFIDAVIT OF DEFAULT

JOHN F. GALLAGHER, being duly sworn according to law, deposes and says that he is Branch Manager of the Curley Adjustment Bureau, Inc., and that he is familiar with the matter referred to in the attached judgment note dated March 5, 1958 at Coalport, Clearfield County, Pennsylvania, wherein Darrell Rydbom, of Coalport, the judgment debtor, executed the attached judgment note payable to Curley Adjustment Bureau, Inc. in the sum of Two Hundred Forty-three Dollars and Ten Cents (\$243.10), together with interest thereon at the rate of six (6%) per cent. payable at the rate of Fifty (\$50.00) Dollars per month, beginning on March 15, 1958, and the last payment thereon to be made July 15, 1958, and in case of default the entire unpaid principal to become due and owing; and that there is further incorporated in said judgment note a confession of judgment clause, together with a statement to the effect that the automobile accident, which occurred on December 3, 1957 at or near Coalport, Pa.; and the damages resulting therefrom are the purpose of the within judgment note and that any confession of judgment thereunder shall constitute a judgment under the Pennsylvania Motor Vehicle Safety Responsibility Act and its Amendments.

Furthermore, that said judgment debtor, Darrell Rydbom, is in default in making payment on said judgment note, having paid no monies upon either the principal or interest set forth in the attached judgment note which was executed March 5, 1958, and the last payment thereon which was due on July 15, 1958.

Consequently, the entire principal of said judgment note, which is attached hereto and by reference thereto made an integral part of this Affidavit of Default, is presently due and owing; said judgment note dated March 5, 1958 was in the principal sum of \$243.10, together with interest thereon at the rate of six per-

cent (6%) per annum from the maturity date thereof on July 15, 1958.

Hence, in addition to the principal sum of \$243.10 there is also due and owing interest thereon in the sum of amount of Thirty-six and 45/100 (\$36.45) Dollars, or a total sum or amount including both principal and interest of \$279.55 now due and owing by said judgment debtor, Darrell Rydbom, to the judgment creditor, Curley Adjustment Bureau, Inc.

Hence, in view of the aforesaid facts, the creditor or affiant, through their duly authorized agent, seek a confession of judgment upon the authorization and warrant contained in the attached judgment note.

Further, Affiant sayeth not.

CURLEY ADJUSTMENT BUREAU, INC.

By John F. Gallagher
John F. Gallagher
Branch Manager

SWORN and subscribed to before

me this 29 day of December, 1960

J. F. Gallagher
Notary Public ALDERMAN

My commission expires; JAN. 6, 1964

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. 351 Term, 1960

THE CURLEY ADJUSTMENT
BUREAU, INC. Plaintiff

vs.

DARRELL RYDBOM

Defendant

AFIDAVIT OF DEFAULT
AND
STATEMENT AND CONFESSION OF
JUDGMENT
AND
ENTRY OF APPEARANCE
FOR DEFENDANT



KELLEY, JOHNSTON & CIMINO
ATTORNEYS AT LAW
PHILIPSBURG, PA.