

00-64-CD -  
BARBARA J. KITKO -vs- FREDERICK J. KITKO

~~2000~~ 2000-64-CD  
~~2000~~ ~~2000~~ ~~2000~~  
Barnstable ~~Photo~~ Photo  
R.F.A.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

ORIGINAL

(19) BARBARA J. KITKO, :  
PLAINTIFF :  
vs. : NO. 2000 - 6 4 - C.D.  
(45) FREDERICK J. KITKO, :  
DEFENDANT :  
vs. :

FILED

JAN 19 2000

NOTICE TO DEFEND

William A. Shaw  
Prothonotary

YOU HAVE BEEN ORDERED TO APPEAR IN COURT. If you do not appear at the Hearing, the relief requested by the Plaintiff may be granted in your absence and you may lose money or property rights or other rights important to you; or a BENCH WARRANT may be issued directing the Sheriff to arrest and bring you to Court. Attached is a copy of the Petition which indicates the relief the Plaintiff is requesting. Also, included in the Petition are the Plaintiff's reasons for this request.

You MUST obey the Order which is attached. If you disobey this Order, the police may arrest you. Under federal law, this Order is enforceable anywhere in the United states, and any violation of this Order in another state will result in federal proceedings against you. In addition, if you are subject to a FINAL PROTECTION ORDER, federal law will prohibit you from possessing, transporting, or accepting a firearm.

Attached you will find a copy of the TEMPORARY ORDER issued in this case. You MUST obey this Order until further Order of this Court. Failure to obey the TEMPORARY ORDER may result in your arrest by the police or Sheriff's Office. You will also be subject to the penalties of Indirect Criminal Contempt.

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. YOU HAVE A RIGHT TO BE REPRESENTED BY AN ATTORNEY OF YOUR CHOICE; HOWEVER, EVEN IF YOU DO NOT HAVE AN ATTORNEY YOU MUST APPEAR AT THE HEARING. IF YOU NEED HELP IN LOCATING AN ATTORNEY, PLEASE CONTACT:**

OFFICE OF THE COURT ADMINISTRATOR  
230 EAST MARKET STREET  
CLEARFIELD, PENNSYLVANIA 16830  
(814) 765-2641, EXTENSION 32

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

Barbara J. Kitko

PLAINTIFF

vs.

NO. 2000 - 64 - C.D.

Frederick J. Kitko

DEFENDANT

PRO SE FORM

PETITION FOR PROTECTION FROM ABUSE

1. My name is Barbara J. Kitko

I am filing this Petition on behalf of:  Myself and/or  Another Person(s). If you checked Myself, please answer all questions referring to yourself as "Plaintiff". If you checked Another Person(s), please answer all questions referring to that person as the "Plaintiff", and provide your address here, unless confidential:

If you checked Another Person(s), also indicate your relationship with Plaintiff:

parent of minor plaintiff(s)  
 adult household member with minor plaintiff(s)  
 guardian ad litem of minor plaintiff(s)  
 court appointed guardian of incompetent plaintiff(s)

2.  My residence which is located at a confidential address within this county, said address to be kept confidential for my protection.

My address (which is not confidential) is: \_\_\_\_\_

(street address)

(city/township)

(county)

3. The person I am filing this Petition against is the Defendant, who resides at:

RDI Box 626

(street address)

Coalport

<sup>16627</sup>  
(city/township)

(county)

Defendant's date of birth: 10/13/43 and Social Security No. 205-34-6460

Check here if Defendant is 17 years old or younger.

4. The Defendant's relationship to me is: Husband

5.  I wish the Defendant to be excluded from the following residence:

My residence of which the address is as listed above under question number '2'.

My residence of which the address is confidential.

Residence is owned by: \_\_\_\_\_

Residence is rented by: \_\_\_\_\_

6. Plaintiff and Defendant are the natural/adoptive parents of the following child(ren):

Name _____	D.O.B. ____ / ____ / ____
Name _____	D.O.B. ____ / ____ / ____
Name _____	D.O.B. ____ / ____ / ____
Name _____	D.O.B. ____ / ____ / ____

7. The facts of the most recent incident of abuse towards me [and the minor child(ren)] are as follows:

~~Most Recent~~ Date: Jan 11/2000 Time: 10:00 p.m.  
Location: Box 626, Coalport, Pa. 16627

Describe in detail what happened, including any physical or sexual abuse, threat, injury, or incident of stalking:

~~Most Recent~~ Dec. 11, 2000 My husband walked into the kitchen very drunk, sat at the Kitchen Table and continued to drink Beer. He demanded my cigarettes. He doesn't smoke except when he's drinking. He started to tell me how worthless I am and how I'm ruining his life. My sister called. He wouldn't let me talk. He wouldn't let me call anyone or leave the house. He got increasing violent. Kept pacing around. I got scared and couldn't sit still. He said I'm going to get rid of you, then Ron (his brother) then I'll kill myself. He broke a Corning Ware Cup (They Splinter like glass) and held me down on the couch and put a gash on my left arm and three cuts on my face & neck. I tried to leave but he was out of his mind and wouldn't let me. I crawled in bed & fell asleep.

QUESTION 7 (most recent incident of abuse) CONTINUED:

Next day he said he didn't cut me. He said I did. I ask if he would go to the 7a Hospital for Treatment. At first he said okay. Then he said No he didn't need it. I called Mental Health to see if they would see me & help guide me as I was under a doctor's care and I wanted to go to a Safe House. I also found an empty Bottle of Whiskey in the Back Yard.

Next Recent On Christmas Day We visited my daughter. He drank a bottle of Sloe Gin & Many bottles of Beer. He was out of his mind & kind of pounded me around when we went home. I was terrified. He was screaming at me. He always mentally abused me but never touched me before. I called my son. He took me to his house. Had bruises,

8. The Defendant has committed prior acts of abuse against me, my minor child(ren), or the Plaintiff (if I am filing on behalf of someone else). List examples of such abuse, including any threats, injuries, or incidents of stalking, and state when such acts of abuse occurred:

*725*  
a. In the past he has put A Rifle to my head -  
Several Time) 1980's & 1990's  
Knife to my throat, ~~Pat~~ put A cord around  
my Neck, all when is drinking.  
b. He has disAHHed my CAR - SO I could not  
leave, TRIED TO RUN me over with a CAR.  
c. If I did get out of The house - he call where I  
was at & check on me. - Would not let me use  
the phone. - Was afraid to answer the phone -  
d. Always worried that someone is out to get him. -  
Very Abuse when is drinking

9. The Defendant has used or threatened to use the following weapon(s) against Plaintiff or the minor child(ren) listed above:

Gun - Knife - Car

10. If Plaintiff and Defendant are parents of any minor child(ren), is there an existing Court Order regarding their custody? N/A. Who has primary physical custody under that Order? \_\_\_\_\_.

11. Have you and the Defendant been involved in any of the following court actions? (If you are filing this Petition on behalf of another person, please answer this and all questions using that person as Plaintiff.)

Divorce       Custody       Support       Protection From Abuse

If you checked any of the above, briefly indicate when and where the case was filed and the Court Number, if known:

Clearfield Cottontdale Pa, 1982 - Referred to Keystone  
Legal -

12.  Defendant owes a duty of support to Plaintiff and/or the minor child(ren).

13.  As a result of the abuse described above, I have suffered financial losses.

FOR THE REASONS SET FORTH ABOVE, I REQUEST THAT THE COURT ENTER A TEMPORARY ORDER, and AFTER HEARING, A FINAL ORDER THAT WOULD DO THE FOLLOWING (check forms of relief requested):

[] Restrain Defendant from abusing, threatening, harassing, or stalking Plaintiff and/or the minor child(ren) in any place where they may be found.

[] Evict/~~exclude~~ Defendant from Plaintiff's residence and prevent Defendant from living at or attempting to enter any temporary or permanent residence of the Plaintiff.

[] Require Defendant to provide Plaintiff and/or minor children with other suitable housing.

[] Award Plaintiff temporary custody of the minor child(ren) and place appropriate restrictions on contact between Defendant and the child(ren).

[] Prohibit Defendant from having any contact with Plaintiff and/or the minor child(ren), either in person, by telephone, or in writing, personally or through third persons, including but not limited to any contact at Plaintiff's school, business, or place of employment, except as the court may find necessary with respect to partial custody and/or visitation with the minor children.

[] Prohibit Defendant from having any contact with Plaintiff's relatives and Plaintiff's children listed in this Petition, except as the court may find necessary with respect to partial custody and/or visitation with the minor children.

[] Order Defendant to temporarily relinquish weapons to the Sheriff of this County and prohibit Defendant from transferring, acquiring or possessing any such weapons for the duration of the Order.

[] Direct Defendant to pay Plaintiff for the reasonable financial losses suffered as the result of the abuse, to be determined at the hearing.

[] Order Defendant to pay the costs of this action, including filing and service fees.

[] Order Defendant to pay Plaintiff's reasonable attorney's fees.

[] Grant such other relief as the Court deems appropriate.

[] Order the police or other law enforcement agency to serve Defendant with a copy of this Petition, any Order issued, and the Order for hearing. I will inform the police of any addresses, other than Defendant's residence, where he or she can be served.

### VERIFICATION

I verify that I am the Petitioner in the present action and that the facts and statements contained in the above Petition are true and correct to the best of my knowledge, information, and/or belief.

I understand that any false statements are made subject to the penalties of 18 Pa. C.S. Section 4094, relating to Unsworn Falsification to Authorities.

Date: 01/18/00

Barbara Joann Kitter  
PETITIONER

THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

BARBARA J. KITKO, :  
PLAINTIFF :  
vs. : NO. 2000 - 6 4 - C.D. (PNO)  
FREDERICK J. KITKO, :  
DEFENDANT :  
(d.o.b. 12/02/1937 ) :  
(S.S.# 200-30-6237 ) :

**TEMPORARY PROTECTION FROM ABUSE ORDER**

AND NOW, this 19<sup>th</sup> day of January, 2000, (ISD) upon consideration of the attached Petition for Protection From Abuse, the Court hereby enters the following TEMPORARY ORDER:

( X ) 1. The Defendant shall refrain from *abusing, harassing, and threatening* the Plaintiff and the minor child(ren) or placing her/him/them in fear of abuse in any place where she/he/they may be found.

( ) 2. Defendant shall not threaten or harass a member of the Plaintiff's family or household.

( ✓ ) 3. Plaintiff is granted exclusive possession of the residence where she/he resides which is located at:  
[ : ] \_\_\_\_\_

[ X ] a confidential location, and any subsequent address in which Plaintiff resides during pendency of this Order.

( ✓ ) 4. Defendant is prohibited from having any contact with Plaintiff at any location, including but not limited to any contact at Plaintiff's school, business, or place of employment.

( ✓ ) 5. Defendant is restrained from making any communication with the Plaintiff, including but not limited to, personal, written or telephone contact, or others with whom the communication would be likely to cause annoyance or alarm the Plaintiff.

( ) 6. Pending the outcome of the final hearing in this matter, Plaintiff is awarded temporary custody of the following minor child(ren):

The local law enforcement agency in the jurisdiction where the child(ren) are located shall ensure that the child(ren) are placed in the care and control of the Plaintiff in accordance with the terms of this Order.

( ✓ ) 7. Defendant is prohibited from possessing and/or purchasing a firearm or other weapon. Defendant shall immediately relinquish the following weapons to the local law enforcement agency for delivery to the Sheriff's Office:

ALL GUNS

( ✓ ) 8. The following additional relief is granted:

Defendant shall not possess or consume alcohol

( X ) 9. A COPY OF THIS ORDER SHALL BE SERVED ON THE LAW ENFORCEMENT AGENCY WHERE PLAINTIFF RESIDES AND ANY OTHER AGENCY SPECIFIED HEREAFTER:

( ) 10. THIS ORDER SUPERSEDES [ ] ANY PRIOR PFA ORDER AND [ ] ANY PRIOR ORDER RELATING TO CHILD CUSTODY.

( X ) 11. THIS ORDER APPLIES IMMEDIATELY TO DEFENDANT AND SHALL REMAIN IN EFFECT UNTIL MODIFIED OR TERMINATED BY THIS COURT AFTER NOTICE AND HEARING. (EXP)

#### NOTICE TO THE DEFENDANT

Defendant is hereby notified that violation of this Order may result in arrest for Indirect Criminal Contempt, which is punishable by a fine of up to \$1,000.00 and/or up to six months in jail. 23 Pa.C.S. Section 6114. Consent of the Plaintiff to Defendant's return to the residence shall not invalidate this Order, which can only be changed or modified through the filing of appropriate court papers for that purpose. 23 Pa.C.S. Section 6113. Defendant is further notified that violation of this Order may subject him/her to state charges and penalties under the Pennsylvania Crimes Code and to federal charges and penalties under the Violence Against Women Act, 18 U.S.C. Sections 2261-2262.

#### NOTICE TO LAW ENFORCEMENT OFFICIALS

THIS ORDER SHALL BE ENFORCED BY THE POLICE WHO HAVE JURISDICTION OVER THE PLAINTIFF'S RESIDENCE 'OR' ANY LOCATION WHERE A VIOLATION OF THIS ORDER OCCURS 'OR' WHERE THE DEFENDANT MAY BE LOCATED. IF DEFENDANT VIOLATES ANY PROVISIONS OF THIS ORDER, DEFENDANT SHALL BE ARRESTED ON THE CHARGE OF INDIRECT CRIMINAL CONTEMPT. AN ARREST FOR VIOLATION OF THIS ORDER MAY BE MADE WITHOUT WARRANT, BASED SOLELY ON PROBABLE CAUSE, WHETHER OR NOT THE VIOLATION IS COMMITTED IN THE PRESENCE OF LAW ENFORCEMENT.

SUBSEQUENT TO AN ARREST, THE LAW ENFORCEMENT OFFICER SHALL SEIZE ALL WEAPONS USED OR THREATENED TO BE USED DURING THE VIOLATION OF THIS ORDER 'OR' DURING PRIOR INCIDENTS OF ABUSE. WEAPONS MUST FORTHWITH BE DELIVERED TO THE SHERIFF'S OFFICE OF THE COUNTY WHICH ISSUED THIS ORDER, WHICH OFFICE SHALL MAINTAIN POSSESSION OF THE WEAPONS UNTIL FURTHER ORDER OF THIS COURT, UNLESS THE WEAPON(S) ARE EVIDENCE OF A CRIME, IN WHICH CASE, THEY SHALL REMAIN WITH THE LAW ENFORCEMENT AGENCY WHOSE OFFICER MADE THE ARREST.

( X ) 12. Hearing on this Petition is scheduled for the 24th day of JANUARY, 2000 at 9 : 00 a.m. before Hearing Officer Warren B. Mikesell, II, Esquire, third floor, Clearfield County Courthouse Annex, Domestic Relations Office Conference Room, Clearfield, Pennsylvania. Please note: The only persons permitted to attend this hearing are the Plaintiff, Defendant and any witness(es) which Plaintiff and/or Defendant have requested to be present. All other persons will be asked to leave, but are permitted to wait on the first floor of the Courthouse Annex for the hearing to end. The hearing is scheduled for one (1) hour only.

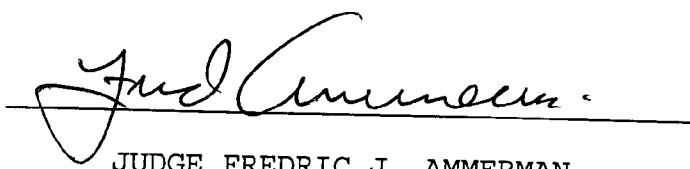
**Absolutely no continuances of the hearing shall be granted unless by Order of Court. The Hearing Officer shall not continue any hearing due to either party's request for counsel as neither party has an absolute right to be represented by counsel in civil Protection From Abuse proceedings.**

( X ) 13. **THE PLAINTIFF AND DEFENDANT ARE HEREBY DIRECTED TO PROVIDE TO THE HEARING OFFICER AT THE HEARING A CURRENT PHOTOGRAPH OF THEMSELVES.**

If the Plaintiff fails to appear for the hearing as set forth in Paragraph 12 above or any subsequent Protection From Abuse hearing, the Plaintiff is advised that filing fee and costs may be assessed against the Plaintiff and that the action may automatically be dismissed.

If the Defendant fails to appear for the hearing as set forth in Paragraph 12 above or any subsequent Protection From Abuse hearing, the Defendant is advised that filing fee and costs may be assessed against the Defendant in addition to the entry of an Order.

BY THE COURT



JUDGE FREDRIC J. AMMERMAN

FILED

RECEIVED  
JAN 19 2000  
1cc-1  
William A. Shaw  
Prothonotary  
2cc shrb  
1cc polb

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

Barbara Kitko,  
Plaintiff

:  
: No. 2000-64-CP

Frederick Kitko,  
Defendant

PRAECIPE TO APPEARANCE

To the Prothonotary:

Please enter my appearance on behalf of Barbara Kitko.

  
\_\_\_\_\_  
Robin Jean Foor  
KEYSTONE LEGAL SERVICES, INC.  
PO Box 950  
Clearfield, PA 16830  
765-9646  
765-1396(fax)

**FILED**

JAN 25 2000

William A. Shaw  
Prothonotary

• **Ward 2000: 2000 Census Data for the United States and the District of Columbia**

Fig. 37

112

## ANSWER

## БОИ ВОЛГАСКОГО ПРИДУ

### Section 101 of the Act

Please see the notes on page 11 for more information.

**FILED**

JAN 25 2000  
o/ 11:45 AM  
William A. Shaw  
Prothonotary  
No C/c

ORIGINAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

BARBARA J. KITKO, :  
Plaintiff :  
:  
vs. : NO. 2000-64-C.D.  
:  
FREDERICK J. KITKO, :  
Defendant :  
:

PROTECTION FROM ABUSE FINAL ORDER OF COURT

Plaintiff's Address: Confidential

Plaintiff's Social Security Number: 205-34-6460

Plaintiff's Date of Birth: October 13, 1943

Counsel of Record for Plaintiff: Robin Foor, Esq.

Defendant's Address: Box 626, Coalport, PA 16627

Defendant's Social Security Number: 200-30-6237

Defendant's Date of Birth: December 2, 1937

Counsel of Record for Defendant: NA

Names of ALL PROTECTED PERSONS, [Plaintiff and/or minor children]:

**FILED**

Barbara J. Kitko

JAN 25 2000

William A. Shaw  
Prothonotary

AND NOW, this 24th day of January, 2000, an action under the Protection From Abuse Statute having been filed by the Plaintiff; the Petition and Notice of said Hearing having been served on the Defendant by the Clearfield County Sheriff's Office on or about January 19, 2000;

Plaintiff  having appeared or  having failed to appear;  
Defendant  having appeared or  having failed to appear;  
( ) following a full Hearing or  
 by Consent Order - *without determination of facts on the underlying complaint*;

upon consideration of the Petition in the above-captioned case, the following Order is Issued:

Plaintiff's request for a Final Protection Order is DENIED; or  
 Plaintiff's request for a Final Protection Order is GRANTED subject to the following terms and conditions:

1. Except as otherwise provided in Paragraph 2, the Defendant is:

01 a. Directed to refrain from abusing, harassing, threatening or stalking Plaintiff or the minor child(ren) named as Protected Persons above.

02 b. Directed to refrain from threatening any member of Plaintiff's immediate family or household.

03 c. Defendant is completely excluded from the residence located at  
Confidential,

(township) \_\_\_\_\_, Clearfield County, Pennsylvania or any other residence where Plaintiff may live. Exclusive possession of the residence is granted to Plaintiff; Defendant shall have no right or privilege to enter or be present on the premises.

04 d. Prohibited from entering the residence, place of employment, business or school of the Plaintiff and/or the minor child(ren).  
Name(s) of Plaintiff and/or minor children is/are listed on Page 1 of this Final Order under ALL PROTECTED PERSONS.

05 e. Prohibited from having ANY CONTACT with:  
Plaintiff, Barbara J. K. K., or  
Plaintiff's minor child(ren) \_\_\_\_\_.

Contact with the Plaintiff and/or the minor child(ren) herein listed shall include, but not be limited to, personal, written and/or telephone contact.

2. Temporary custody of the below named child(ren) is awarded to:

a. The *Plaintiff*  
 b. The *Defendant*

06 The child(ren)'s name(s) is/are: \_\_\_\_\_

until *final Order of Court or as per Addendum "A"* attached to this Order.

Visitation shall be as per Addendum "A", and/or: \_\_\_\_\_

\_\_\_\_\_

07 3. Defendant shall immediately turn over to the local law enforcement agency, or deliver to the Sheriff's Office, any and all weapons used or threatened to be used by Defendant in an act of abuse against *Plaintiff* and/or the minor child(ren). Defendant is prohibited from acquiring or possessing any other like or similar weapons for the duration of this Order.

08 4. The *Plaintiff/Defendant* is/are ORDERED to provide the following additional relief:

\_\_\_\_\_

08 5. The *Plaintiff/Defendant* is ORDERED to permit the

*Plaintiff/Defendant* to return to the *Plaintiff's/Defendant's* residence, as herein described, on

\_\_\_\_\_, \_\_\_\_\_, between \_\_\_\_ : \_\_\_\_

a.m./p.m. and \_\_\_\_ : \_\_\_\_ a.m./p.m. for the sole purpose of permitting the *Plaintiff/Defendant* to retrieve items of personal property belonging to *Plaintiff/Defendant*. Any items of personal property in dispute as to ownership shall remain at the *Plaintiff's/Defendant's* residence until the Court of proper jurisdiction shall have determined its rightful owner. There shall be no conversation as to the basis or circumstances surrounding this Order or the nature of the *Plaintiff* and *Defendant's* broken relationship.

6. Defendant shall pay \$ \_\_\_\_\_ to Plaintiff as compensation for Plaintiff's losses, which are as follows:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

7. The Plaintiff/Defendant shall provide the Clearfield County Prothonotary a recent photograph of herself/himself within fifteen (15) days of this Order.

8. The Plaintiff/Defendant shall pay the costs and fees of this suit within FORTY-FIVE (45) DAYS of the date of this Order to the Clearfield County Protection From Abuse Coordinator's Office located on the second floor in the Annex of the Clearfield County Courthouse (230 East Market Street, Clearfield, PA 16830):

Prothonotary's Office.....	filing fee:	\$ 80.00
Prothonotary's Office.....	state assessment fee:	\$ 0.00
Sheriff's Office.....	service fee:	\$ 56.00
Hearing Officer.....	fee:	\$ 40.00
Hearing Officer.....	costs:	\$ 20.00
Administrative.....	costs:	\$ 10.00
Additional Relief..... (see Paragraph 7):		\$ 0.00
Other.....	costs:	\$ 0.00

TOTAL AMOUNT DUE: \$ 206.00

**PLEASE SUBMIT A MONEY ORDER MADE PAYABLE TO "PROTHONOTARY'S OFFICE" AS PAYMENT. NO OTHER FORM OF PAYMENT WILL BE ACCEPTED BY THE COORDINATOR.**

PLAINTIFF'S share of fees and costs: 0 % / \$ 0.00

DEFENDANT'S share of fees and costs: 100 % / \$ 206.00

**ALL COSTS PERTAINING TO THIS ACTION MUST BE PAID WITHIN THE FORTY-FIVE (45) DAY PERIOD. FAILURE TO COMPLY WITH THIS PROVISION OF THIS 'FINAL ORDER' WILL RESULT IN THE RESPONSIBLE PARTY BEING IN CONTEMPT AND IN THE AUTOMATIC**

ISSUANCE OF A BENCH WARRANT FOR THAT PARTY'S ARREST WITHOUT FURTHER NOTICE OR HEARING. THERE WILL BE ADDITIONAL COSTS ASSIGNED ONCE THE BENCH WARRANT HAS BEEN ISSUED AND THE RESPONSIBLE PARTY WILL BE OBLIGED TO PAY ANY AND ALL ADDITIONAL COSTS RELATED THERETO.

The Plaintiff/Defendant shall ALSO be responsible for payment of all service fees registered with the Prothonotary's Office within thirty (30) days of the date of this Order. Payment shall be made directly to the Protection From Abuse Coordinator within the 45 day payment period.

9. In the event either party shall relocate or have a change of address, the said party shall immediately, in writing, notify the Court of same. Said writing shall contain the new address and shall reference the caption in this matter. All mail shall be addressed to the Protection From Abuse Coordinator, 230 East Market Street, Clearfield, Pennsylvania 16830.

10. BRADY INDICATOR.      [ ] YES response       NO response

a. The Plaintiff or protected person(s) is a spouse, former spouse, a person who cohabits or has cohabited with the Defendant, a parent or a common child, a child of that person, or a child of the Defendant.

b. This Order is being entered either in lieu of a full hearing and by consent of both parties, OR following a full hearing during which the Defendant was present and had an opportunity to be heard or of which the Defendant received actual notice thereof and failed to appear.

c. Paragraph 1(a) of this Order has been checked to restrain the Defendant from harassing, stalking, or threatening the Plaintiff or the listed protected persons.

d. The DEFENDANT represents:

i. A credible threat to the physical safety of the Plaintiff or the other listed protected person(s); OR

ii. The terms of this Order prohibit the DEFENDANT from using, attempting to use, or threatening to use physical force against the Plaintiff or the listed protected person(s) that would reasonably be expected to cause bodily injury.

11. This Order supersedes  
[ ] any prior Protection From Abuse Order AND/OR  
[ ] any prior Order of Court relating to child custody.

12. All provisions of this Order shall expire in one year, on January 24, 2001.

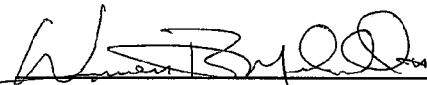
NOTICE TO THE DEFENDANT

VIOLATION OF THIS ORDER MAY RESULT IN YOUR ARREST ON THE CHARGE OF INDIRECT CRIMINAL CONTEMPT WHICH IS PUNISHABLE BY A FINE OF UP TO \$1,000 AND/OR A JAIL SENTENCE OF UP TO SIX MONTHS. 23 PA. C.S. § 6114. VIOLATION MAY ALSO SUBJECT YOU TO PROSECUTION AND CRIMINAL PENALTIES UNDER THE PENNSYLVANIA CRIMES CODE. THIS ORDER IS ENFORCEABLE IN ALL FIFTY (50) STATES, THE DISTRICT OF COLUMBIA, TRIBAL LANDS, U.S. TERRITORIES AND THE COMMONWEALTH OF PUERTO RICO UNDER THE VIOLENCE AGAINST WOMEN ACT, 18 U.S.C. SECTION 2265. IF YOU TRAVEL OUTSIDE OF THE STATE AND INTENTIONALLY VIOLATE THIS ORDER, YOU MAY BE SUBJECT TO FEDERAL CRIMINAL PROCEEDINGS UNDER THAT ACT. 18 U.S.C. §§ 2261-2262. IF PARAGRAPH 12 OF THIS ORDER HAS BEEN CHECKED, YOU MAY BE SUBJECT TO FEDERAL PROSECUTIONS AND PENALTIES UNDER THAT "BRADY" PROVISION OF THE GUN CONTROL ACT, 18 U.S.C. § 922(g), FOR POSSESSION, TRANSPORT OR RECEIPT OF FIREARMS OR AMMUNITION.

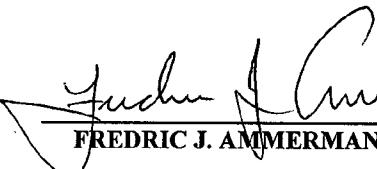
NOTICE TO LAW ENFORCEMENT OFFICIALS

THE POLICE WHO HAVE JURISDICTION OVER THE PLAINTIFF'S RESIDENCE OR ANY LOCATION WHERE A VIOLATION OF THIS ORDER OCCURS OR WHERE THE DEFENDANT MAY BE LOCATED, SHALL ENFORCE THIS ORDER. AN ARREST FOR VIOLATION OF PARAGRAPHS 1 THROUGH 5 OF THIS ORDER MAY BE WITHOUT WARRANT, BASED SOLELY ON PROBABLE CAUSE, WHETHER OR NOT THE VIOLATION IS COMMITTED IN THE PRESENCE OF THE POLICE. 23 PA. C.S. § 6113. SUBSEQUENT TO AN ARREST, THE POLICE OFFICER SHALL SEIZE ALL WEAPONS USED OR THREATENED TO BE USED DURING THE VIOLATION OF THE PROTECTION ORDER OR DURING PRIOR INCIDENTS OF ABUSE. THE CLEARFIELD COUNTY SHERIFF'S OFFICE SHALL MAINTAIN POSSESSION OF THE WEAPONS UNTIL FURTHER ORDER OF THIS COURT. WHEN THE DEFENDANT IS PLACED UNDER ARREST FOR VIOLATION OF THE ORDER, THE DEFENDANT SHALL BE TAKEN TO THE APPROPRIATE AUTHORITY OR AUTHORITIES BEFORE WHOM DEFENDANT IS TO BE ARRAIGNED. A "COMPLAINT FOR INDIRECT CRIMINAL CONTEMPT" SHALL THEN BE COMPLETED AND SIGNED BY THE POLICE OFFICER OR THE PLAINTIFF. PLAINTIFF'S PRESENCE AND SIGNATURE ARE NOT REQUIRED TO FILE THE COMPLAINT. IF SUFFICIENT GROUNDS FOR VIOLATION OF THIS ORDER ARE ALLEGED, THE DEFENDANT SHALL BE ARRAIGNED, BOND SET AND BOTH PARTIES GIVEN NOTICE OF THE DATE OF HEARING.

BY THE COURT:

  
WARREN B. MIKESELL, II, ESQUIRE

BY THE COURT:

  
FREDRIC J. AMMERMAN, JUDGE

Barbara J. Kitter  
PLAINTIFF

John J. Kitter  
COUNSEL FOR PLAINTIFF

Fred J. Kitter  
DEFENDANT

COUNSEL FOR DEFENDANT

**FILED**

JAN 25 2000  
0/11:45 AM  
William A. Shaw  
Prothonotary

- 1 CEN + FAX to PSS
- 1 CEN to SHFF
- 1 CEN to ATTOR FOO
- 1 CEN to DEPT.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

KITKO, BARBARA J.

00-64-CD

VS

KITKO, FREDERICK J.

PROTECTION FROM ABUSE

SHERIFF RETURNS

NOW JANUARY 24, 2000 RETURN THE WIHTIN PFA "NOT SERVED" BY THE CLEARFIELD COUNTY SHERIFF. THE PFA WAS SERVED BY P.S.P. WOODLAND, DATE UNKNOWN.

46.00 SHFF. HAWKINS (COSTS DUE)  
10.00 SURCHARGE (COSTS DUE)

SWORN TO BEFORE ME THIS

26th DAY OF January 2000  
William Shaw

WILLIAM A. SHAW-  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2002  
Clearfield Co., Clearfield, PA.

SO ANSWERS,

*Chester A. Hawkins*  
*by Marilyn Hamm*

CHESTER A. HAWKINS  
SHERIFF

FILED

*JAN 26 2000*  
*019:29*  
William A. Shaw  
Prothonotary

ORIGINAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

BARBARA J. KITKO,  
Plaintiff

1

18

1

vs.

1

1

1

1

FREDERICK J. KITKO,  
Defendant

\* NO. 2000-64-C.D.  
\* PROTECTION FROM ABUSE

FILED

FEB 16 2000

O R D E R

William A. Shaw  
Prothonotary

NOW, this 16th day of February, 2000, pursuant to this Court's Final Order dated January 24, 2000, it is the FURTHER ORDER of this Court that the provisions as set forth below be added to the said Final Order as follows:

4. The Defendant shall not possess or consume alcohol. Furthermore, the Defendant is hereby ORDERED to refrain from entering any establishment which sells or serves alcoholic beverages.

Regarding Defendant's request to make payments on the amounts owed, it is the ORDER of this Court that said request be and is hereby denied. Defendant has until March 10, 2000 to make payment of \$186.00 in full, money order made to the order of the Prothonotary of Clearfield County, 230 East Market Street, Clearfield, Pennsylvania 16830.

By the Court,

Frederick J. Gummow

JUDGE FREDRIC J. AMMERMAN

AVOID

FILED

FEB 16 2000  
O 3-2911 cc by PSP  
William A. Shaw  
Prothonotary

cc Shrub  
cc Sheriff  
cc City Officer  
cc City Fireman

cc Dog

cc

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

(15) BARBARA J. KITKO, :  
Plaintiff :  
:  
vs. : NO. 2000-64- C.D.  
(45) FREDERICK J. KITKO, :  
Defendant :  
:

**FILED**

APR , 0 2000

**O R D E R**

William A. Shaw  
Prothonotary

NOW, this 10th day of April, 2000,  
upon consideration of Plaintiff's Petition to withdraw her/his  
Protection From Abuse Petition and Order entered by this Court  
on the 24th day of January, 2000 and the Court  
having been advised that all filing fees and service costs have  
been paid in full, it is the ORDER of this Court that said  
Petition and Order be and are hereby **WITHDRAWN**. If applicable  
the Sheriff of Clearfield County is directed to return any  
weapon(s) to the Defendant which was/were taken as a result of  
these proceedings.

By the Court:

*Judge J. Ammerman*

JUDGE FREDRIC J. AMMERMAN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

BARBARA J. KITKO

Plaintiff

VS.

NO. 2000-64- C.D.

FREDERICK J. KITKO

Defendant

PETITION TO WITHDRAW PROTECTION FROM ABUSE ACTION

I, BARBARA J. KITKO, do hereby request the Court to withdraw the Protection From Abuse Petition and Order issued on the 16th day of January, 2000 regarding the above captioned case.

I fully understand that by withdrawing this Petition and Orders I will no longer be under the Protection of the terms of this Court's Orders, and that any weapon(s) of the Defendant seized by the Sheriff of Clearfield County or any law enforcement agency will be returned to the Defendant.

I fully understand that all costs associated with filing the Petition and service of same must be paid in full and have been paid as of today's date.

Plaintiff's current address:

R.D.1 Box 626  
Coalport, Pa. 16627

Plaintiff's telephone number: (814) 378-5293

Defendant's current address:

Houtzdale Appts.  
One Brisbin St.  
Houtzdale, Pa. 16627

Defendant's telephone number: ( ) disconnected

Barbara Kitts

Plaintiff's signature

4-10-2000

Date

**FILED**

AFN 0 2000

OP:1311cc + fax PGP

William A. Shaw

Photomary

1cc Shrt

1cc hng gr

1cc ph

1cc digi

**Key**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

BARBARA J. KITKO

Plaintiff

vs.

NO. 2000-64-

C.D.

FREDERICK J. KITKO

Defendant

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

APR 10 2000

O R D E R

Attest:

*William A. Shaw*  
Prothonotary

NOW, this 10th day of April, 2000,  
upon consideration of Plaintiff's Petition to withdraw her/his  
Protection From Abuse Petition and Order entered by this Court  
on the 24th day of January, 2000 and the Court  
having been advised that all filing fees and service costs have  
been paid in full, it is the ORDER of this Court that said  
Petition and Order be and are hereby WITHDRAWN. If applicable  
the Sheriff of Clearfield County is directed to return any  
weapon(s) to the Defendant which was/were taken as a result of  
these proceedings.

By the Court:

**FILED**

APR 18 2000

*Judie J. Ammerman*  
William A. Shaw  
Prothonotary

JUDGE FREDRIC J. AMMERMAN

Plaintiff's current address:

R.D.1 Box 626  
Coalport, Pa. 16627

Plaintiff's telephone number: (814) 378-5293

Defendant's current address:

Houtzdale Appts  
One Brishin St.  
Houtzdale, Pa. 16627

Defendant's telephone number: ( ) disconnected

Barbara Kitts

Plaintiff's signature

4-10-2000

Date

FILED

APR 18 2009

OLY. SO. J. HAW

PROBATE COURT  
WILLIAMSBURG, VA

Ex-1

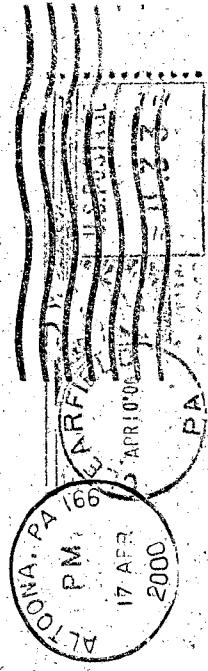
JUDGE FREDRIC J. AMMERMAN  
FORTY-SIXTH JUDICIAL DISTRICT  
230 EAST MARKET STREET  
CLEARFIELD, PENNSYLVANIA 16830

Mr. Frederick Kitko  
Houtzdale Apartments  
One Brisbin Street  
Houtzdale, Pennsylvania 16627

Unclaimed  No Address  
 Attempted  Refused  
 Unable To Forward As Addressed  
 Unknown Addressee  
 Moved, Lost No Address  
 Vacant  Street Number  
 No Mail Eligible  
 Out Of Country  
 Returned No Order  
 Postage Due  
 Return Address



JUDGE FREDRIC J. AMMERMAN  
FORTY-SIXTH JUDICIAL DISTRICT  
230 EAST MARKET STREET  
CLEARFIELD, PENNSYLVANIA 16830



Barbara J. Kitko  
R.D. #1, Box 626  
Coalport, Pennsylvania 16627

0044