

00-194-CD
JEAN SELVAGE legal guardian of -vs- LARRY L. DONALDSON, JR.

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

(51) JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE,
Plaintiff *

-vs-

(63) LARRY L. DONALDSON, JR.,
Defendant *

No. 00-194-CO

Type of Action:

Minor's Personal Injury

Type of Pleading:

Petition for Leave to
Compromise Minor's Action

Filed on Behalf of:

Plaintiff

FILED

FEB 15 2000

William A. Shaw
Prothonotary

Counsel of Record for this
Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

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

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff *
*
-vs- * No.
*
LARRY L. DONALDSON, JR., *
Defendant *

PETITION FOR LEAVE TO COMPROMISE MINOR'S ACTION

AND NOW, comes Jean Selvage, legal guardian of Vivian Selvage, by and through her attorney, Richard H. Milgrub, Esquire, who files the following Petition:

1. That she is the legal guardian of Vivian Selvage, a minor, who was injured on May 12, 1998, while crossing SR 255, DuBois, Clearfield County, Pennsylvania.

2. That on said date, Defendant, Larry L. Donaldson, Jr., was operating his vehicle in the middle turning lane northbound on SR 255 and did not notice Vivian Selvage as she was crossing said roadway.

3. That the injuries suffered by said minor consisted of avulsion of two front maxillary teeth, non-displaced fracture of the sacrum, contusion of the nose, abrasion of the right knee, cervical ligamentous strain, and multiple facial abrasions.

Attached hereto and marked Exhibit "A" is a copy of the DuBois Regional Medical Center Emergency Room records.

4. That all medical bills incurred by Your Petitioner have been paid by the applicable insurance.

5. That counsel is retained on a one-third (1/3)

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contingency-fee basis by Your Petitioner and has incurred the following expenses:

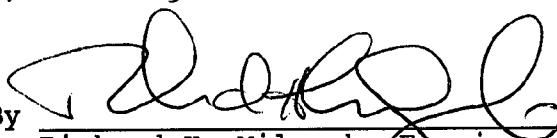
a. DuBois City Police (accident report)	\$ 8.00
b. DuBois Regional Medical Center (medical records)	31.01
c. Dr. Alexander Krot (medical report)	50.00
d. Miscellaneous copies, postage, long distance telephone calls, fax transmissions	50.00
e. Karen L. Starck, Register (filing fee for Guardianship Petition)	28.00
f. William A. Shaw, Prothonotary (filing fee for Petition to Compromise Minor's Action)	<u>80.00</u>
	\$ 247.01

6. That counsel and Your Petitioner recommends the approval of a settlement in the gross amount of Seventeen thousand five hundred dollars (\$17,500.00) negotiated with the Defendant.

7. That Your Petitioner approves the proposed settlement because she considers it fair and reasonable and that it adequately compensates the injuries sustained and the expenses incurred and she does further and forever approve the proposed distribution contained in the form of an Order, a copy of which is attached hereto as Exhibit "B".

WHEREFORE, Petitioner prays that an Order be entered approving the compromise, allowing counsel fees and order distribution.

By


Richard H. Milgrub, Esquire
Attorney for Jean Selvage, guardian
of Vivian Selvage

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

DUBOIS REGIONAL MEDICAL CENTER
DUBOIS, PENNSYLVANIA

EMERGENCY ROOM

Date: 05-12-98

Patient Name: SELVAGE, VIVIAN C 9813200071 - 000343344

CHIEF COMPLAINT: This 14-year-old female was hit by a truck while going to school.

HISTORY OF PRESENT ILLNESS: Patient was brought to the Emergency Room by ambulance. Her two front teeth and the upper maxillary area were also displaced and avulsed. They were brought in later on. A, B, C, D, were all normal during initial examination. The airway is patent, the breathing is spontaneous. Circulation is good, while the patient is boarded. Cross table C-spine is normal.

PHYSICAL EXAMINATION

HEENT: There are some abrasions on her right side of her face and dried blood at the nares bilaterally. There is no submucosal hemorrhage in the nasal passageway. Oral pharynx is clear. There is no tracheal tug. The neck was cleared by the Radiologist and the collar removed and the patient further examined. There were no neurological deficits at this time. BACK: The patient then said that her low back hurts. She does have some low back problems. The LS spine was done and it was determined to be a fracture of the body of the sacrum, it was non-displaced. There is an abrasion on the anterior right knee area. CHEST: Examination of the chest reveals absolutely no complaints. The heart is regular rate and rhythm with no adventitious sounds. The patient can take a deep breath and cough without any discomfort. ABDOMEN: Soft Repeat examinations of the abdomen by 3, revealed no evidence of any discomfort or pain at this time.

LABORATORY DATA: Laboratory studies returned and WBC was 20,000 with 18.17 true neutrophil count with 78% segs, 13% bands. The patient would get up but it is quite painful, this is related to the fracture of the sacrum that she has.

ER COURSE: Doctor Jeff Rice was contacted and saw the patient and will follow-up in the office for tooth prosthesis. Doctor Fugate was contacted and will follow-up with the patient in the office. Patient was given a slip for a CBC to be repeated tomorrow.

ASSESSMENT:

1. Avulsion of two front maxillary teeth.
2. Non-displaced fracture of the sacrum.
3. Contusion of the nose with resolved epistaxis.
4. Abrasion to the right knee.
5. Cervical ligamentous strain.
6. Multiple facial abrasions.

The patient was questionable on the LS spine due to the amount of pain, so a CT was done and this was where the fracture of the sacrum was picked up.

DISCHARGE INSTRUCTIONS: Patient was discharged with the instructions to get a CBC in the morning before going to Doctor Fatula and she is to follow-up with Doctor Rice tomorrow in the office for further evaluation of her teeth avulsion.

D: 05/13/98 10:12 A
T: 05/13/98 10:26 A JFK/bam
DOCUMENT NO: 33777
Job/Tape ID: 2370



J. F. Kightlinger, D.O.

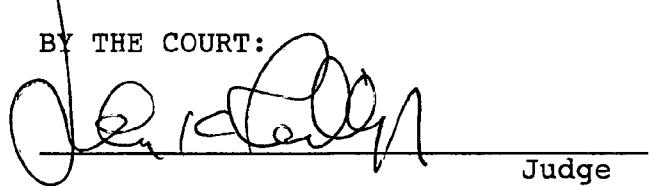
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff *
*
-vs- * No.
*
LARRY L. DONALDSON, JR., *
Defendant *

ORDER

AND NOW, this 8 day of March, 2000, upon
consideration of the Petition of Jean Selvage, legal guardian of
Vivian Selvage, it is agreed that the settlement of this action
for the sum of Seventeen thousand five hundred dollars
(\$17,500.00) be and is hereby approved, counsel fees and expenses
are allowed, and distribution is directed as follows: To be paid
to Jean Selvage, guardian of Vivian Selvage, a minor, to be
placed in an insured savings account, to be marked "Not to be
Withdrawn Until Said Minor Reaches Her Majority or Without the
Order of a Court of Competent Jurisdiction" - \$11,419.66; to
Richard H. Milgrub, Esquire - \$6,080.34 for fees and expenses.

BY THE COURT:



Judge

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
311 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

EXHIBIT "B"

I, Jean Selvage, legal guardian of Vivian Selvage, verify that the statements made in the Petition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.

Date: 2/14/00

Jean Selvage

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

FER 15 2000
Q3:5/1/CC City Milgrub
V. am A. Shaw
Prothonotary
City, Milgrub
Pd \$80.00

RICHARD H. MILGRUB
Attorney & Counselor at Law

211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830

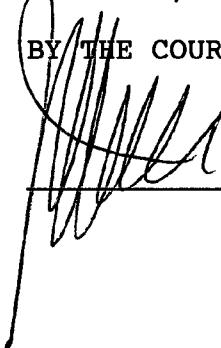
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff *
*
-vs- * No. 00-194-CO
LARRY L. DONALDSON, JR., *
Defendant *

ORDER

AND NOW, this 15th day of February, 2000, upon
consideration of the Petition of Jean Selvage, legal guardian of
Vivian Selvage, it is hereby ORDERED and DECREED that a hearing
be set for the 8th day of March, 2000 in Courtroom
1 of the Clearfield County Courthouse, Clearfield, Pennsylvania.
at 2:30 pm

BY THE COURT:



Judge

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

FEB 15 2000

William A. Shaw
Prothonotary

FILED

10355/CC Atty
FEB 15 2000
William A. Shaw
Prothonotary
MILGRUB

RICHARD H. MILGRUB
Attorney & Counselor at Law

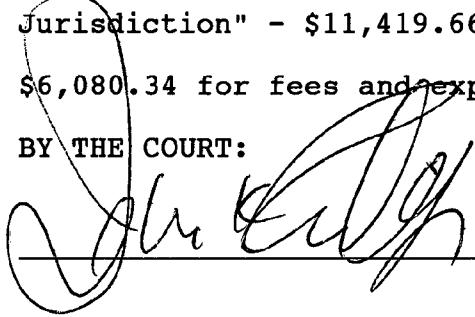
211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830

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

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff *
*
-vs- * No. 00-194-C0
*
LARRY L. DONALDSON, JR., *
Defendant *

AND NOW, this 8 day of March, 2000, upon
consideration of the Petition of Jean Selvage, legal guardian of
Vivian Selvage, it is agreed that the settlement of this action
for the sum of Seventeen thousand five hundred dollars
(\$17,500.00) be and is hereby approved, counsel fees and expenses
are allowed, and distribution is directed as follows: To be paid
to Jean Selvage, guardian of Vivian Selvage, a minor, to be
placed in an insured savings account, to be marked "Not to be
Withdrawn Until Said Minor Reaches Her Majority or Without the
Order of a Court of Competent Jurisdiction" - \$11,419.66; to
Richard H. Milgrub, Esquire - \$6,080.34 for fees and expenses.

BY THE COURT:



Judge

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

MAR 08 2000

William A. Shaw
Prothonotary

184

1 cent to Bill
Prothonotary
William A. Shar
0/2:45/00
MAR 08 2000

7274

RICHARD H. MILGRUB
Attorney & Counselor at Law

211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830

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

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff*
*
-vs- * No. 00-194-CD
*
LARRY L. DONALDSON, JR., *
Defendant*

Type of Action:
Personal Injury

Type of Pleading:
Petition to Release Funds

Filed on Behalf of:
Vivian Selvage

Counsel of Record for this
Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

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Clearfield, PA 16830
(814) 765-1717

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

111 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

JAN 02 2001
01/30/01
William A. Shaw
Prothonotary

I CERT TO ATT

KEB

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

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff*
*
-vs- * No. 00-194-CD
*
LARRY L. DONALDSON, JR., *
Defendant*

PETITION TO RELEASE FUNDS

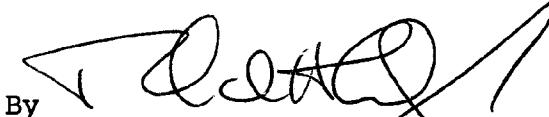
AND NOW, comes Your Petitioner, Vivian Selvage, by and through her attorney, Richard H. Milgrub, Esquire, who files the following Petition:

1. Your Petitioner, a minor, was the Plaintiff involved in an auto accident.
2. As a result of said auto accident, a settlement was made.
3. By Order entered March 8, 2000, the Court approved said settlement and Eleven thousand four hundred nineteen dollars and sixty-six cents (\$11,419.66) was placed into an insured savings account for Your Petitioner's benefit.
4. Your Petitioner, now seventeen (17) years of age, is no longer in school, is working, and is attempting to get an apartment of her own.
5. Your Petitioner will turn eighteen (18) years of age on June 5, 2001.
6. Your Petitioner requests that Two thousand dollars

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ATTORNEY & COUNSELOR
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CLEARFIELD, PA 16830
—
111 NORTH BRADY STREET
DUBOIS, PA 15801

(\$2,000.00) be released now so that she could use it to secure an apartment and furnish it.

WHEREFORE, Your Petitioner respectfully requests that an Order be entered directing that Two thousand dollars (\$2,000.0) be release from her insured savings account.

By 
Richard H. Milgrub, Esquire
Attorney for Vivian Selvage

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

111 NORTH BRADY STREET
DUBOIS, PA 15801

VERIFICATION

I, Richard H. Milgrub, have read the foregoing
Petition to Release Funds

The statements therein are correct to the best of my personal knowledge
or information and belief.

This statement and verification is made subject to penalties of 18
Pa. C.S. §4904 relating to unsworn falsification to authorities, which provides
that if I make knowingly false averments, I may be subject to criminal
penalties.

I am authorized to make this verification on behalf of
Vivian Selvage

because of my position as counsel of record.



Richard H. Milgrub

Dated: 12/28/00

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

111 NORTH BRADY STREET
DUBOIS, PA 15801

William A. Shaw
Prothonotary

JAN 02 2001

FILED

RICHARD H. MILGRUB
Attorney & Counselor at Law

211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830

RICHARD H. MILGRUB
Attorney & Counselor at Law

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TELEPHONE (814) 765-1717

FAX (814) 765-4410

109 NORTH BRADY STREET
DUBOIS, PENNSYLVANIA 15801
TELEPHONE (814) 371-7080

December 29, 2000

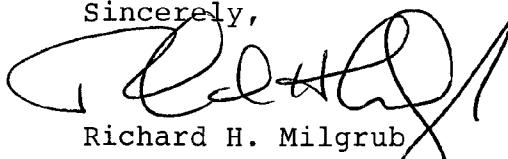
Honorable John K. Reilly, Jr.
President Judge
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

IN RE: Jean Selvage, legal guardian
of Vivian Selvage v.
Larry L. Donaldson, Jr.
No. 00-194-CD

Dear Judge Reilly:

Enclosed please find the Petition and Order with
regard to the matter that we discussed the other
day.

Sincerely,


Richard H. Milgrub

RHM/kr
Enclosure

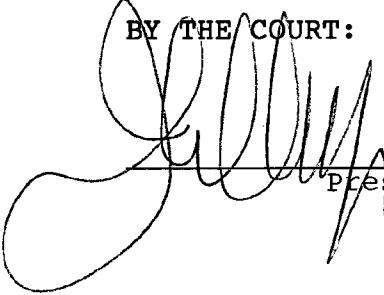
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

JEAN SELVAGE, legal guardian *
of VIVIAN SELVAGE, *
Plaintiff*
*
-vs- * No. 00-194-CD
*
LARRY L. DONALDSON, JR., *
Defendant*

ORDER

AND NOW, this 3rd day of January, 2001, upon
consideration of Vivian Selvage's Petition to Release Funds, it
is hereby ORDERED and DECREED that Two thousand dollars
(\$2,000.00) presently held in an insured savings account for the
benefit of Vivian Selvage, be released to Vivian Selvage.

BY THE COURT:


President Judge

FILED

JAN 03 2001

William A. Shaw
Prothonotary

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

111 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

JAN 03 2001
O'BRIEN & MILGRUB
William A. Shaw
Proprietary
914A

RICHARD H. MILGRUB
Attorney & Counselor at Law

211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830