

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 (163) VIVIAN SELVAGE, \*  
Plaintiff \*

-vs- \*

(163) LARRY L. DONALDSON, JR., \*  
Defendant \*

No. 00. 194. 60

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)

RICHARD H. MILGRUB  
ATTORNEY & COUNSELOR  
AT LAW  
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contingency-fee basis by Your Petitioner and has incurred the following expenses:

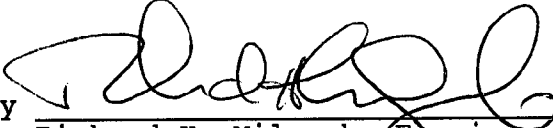
a. DuBois City Police (accident report)	\$ 8.00
b. DuBois Regional Medical Center (medical records)	31.01
c. Dr. Alexander Krot (medical report)	50.00
d. Miscellaneous copies, postage, long distance telephone calls, fax transmissions	50.00
e. Karen L. Starck, Register (filing fee for Guardianship Petition)	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 tugging. 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.

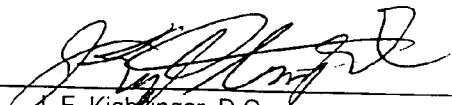
DISCHARGE INSTRUCTIONS: Patient was discharged with the instructions to get a CBC in the morning before going to Doctor Fatula and she is to follow-up with Doctor Rice tomorrow in the office for further evaluation of her teeth avulsion.

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. Kighlinger, D.O.

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

JEAN SELVAGE, legal guardian \*  
of VIVIAN SELVAGE, \*  
Plaintiff \*

-vs-

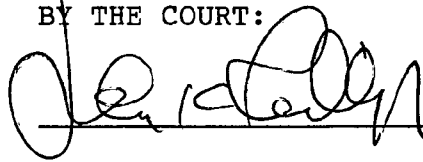
\* No.

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:



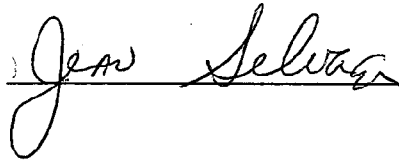
Judge

RICHARD H. MILGRUB  
ATTORNEY & COUNSELOR  
AT LAW  
211 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

A handwritten signature in cursive script, appearing to read "Jean Selvage", is written over a horizontal line.

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

Q3:51/1cc atty Milgrub

William A. Shaw

Notary

atty 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-

LARRY L. DONALDSON, JR., \*  
Defendant \*

No. 00-194-00

ORDER

AND NOW, this 15<sup>th</sup> 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 8<sup>th</sup> 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

			<div data-bbox="925 924 991 1134"><p>FILED</p></div> <div data-bbox="1015 924 1065 1123"><p>FEB 15 2000</p></div> <div data-bbox="1049 808 1115 1123"><p>03:55 /cc atty</p></div> <div data-bbox="1082 934 1115 1123"><p>William A. Shaw</p></div> <div data-bbox="1115 945 1148 1102"><p>Prothonotary</p></div> <div data-bbox="1106 682 1156 871"><p>Milgrub</p></div> <div data-bbox="1230 787 1346 1270"><p>RICHARD H. MILGRUB <i>Attorney &amp; Counselor at Law</i></p></div> <div data-bbox="1354 871 1420 1207"><p>211 NORTH SECOND STREET CLEARFIELD, PENNSYLVANIA 16830</p></div>
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

JEAN SELVAGE, legal guardian \*  
of VIVIAN SELVAGE, \*  
Plaintiff \*

-vs-

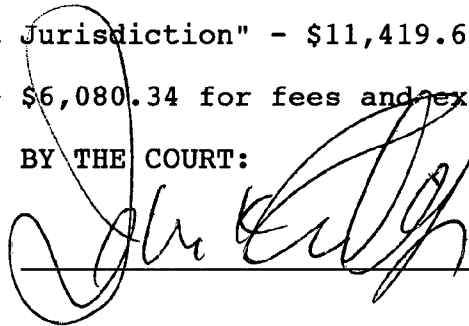
LARRY L. DONALDSON, JR., \*  
Defendant \*

No. 00 - 194 - CD

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  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

FILED

MAR 08 2000

William A. Shaw  
Prothonotary

RICHARD H. MILGRUB  
*Attorney & Counselor at Law*  
211 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830

MAR 08 2000  
0/2:45/uns  
William A. Shaw  
Prothonotary

1 cent to Arty.

6/8/01

FILED

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

JEAN SELVAGE, legal guardian \*  
of VIVIAN SELVAGE, \*  
Plaintiff\*

-vs-

LARRY L. DONALDSON, JR., \*  
Defendant\*

No. 00-194-CD

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

211 North Second Street  
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  
0/3:20/1  
William A. Shaw  
Prothonotary

1 SENT 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

(\$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 Salvage

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

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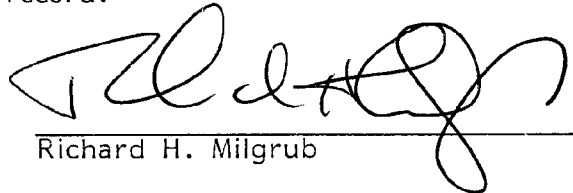
The statements therein are correct to the best of my personal knowledge  
or information and belief.

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

RICHARD H. MILGRUB  
*Attorney & Counselor at Law*  
211 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830

**FILED**  
JAN 02 2001  
William A. Shaw  
Prothonotary

RICHARD H. MILGRUB  
*Attorney & Counselor at Law*

211 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830  
TELEPHONE (814) 765-1717

FAX (814) 765-4410

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

December 29, 2000

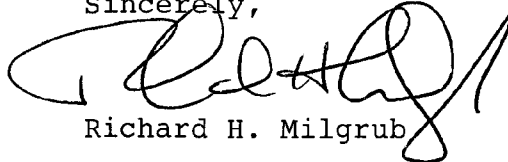
Honorable John K. Reilly, Jr.  
President Judge  
Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

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-

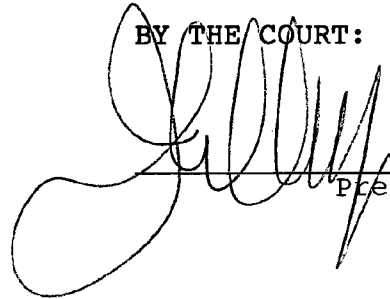
No. 00-194-CD

LARRY L. DONALDSON, JR., \*  
Defendant\*

ORDER

AND NOW, this 3<sup>rd</sup> 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

FILED

JAN 03 2001

Q/3.112cc-ally Milgrub

William A. Shaw

Prothonotary

9/24/01

RICHARD H. MILGRUB

*Attorney & Counselor at Law*

211 NORTH SECOND STREET

CLEARFIELD, PENNSYLVANIA 16830