

00-215-CD
SWINN, HOPKINS, INC. t/a/b/a -vs- MARKETING SPECIALISTS, INC.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
No. 00-
- CD

SWIFT, HOPKINS, INC. t/d/b/a
SWIFT, KENNEDY & CO Plaintiff

vs.

MARKETING SPECIALISTS, INC.,
Defendant

COMPLAINT

FILED

10 MAR 02 2000

William A. Shaw
Prothonotary

Attn: Blakley, Jones & Mohney
Attn: Blakley, Jones & Mohney
\$80.00

LAW OFFICES

BLAKLEY, JONES & MOHNEY
90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

BENJAMIN S. BLAKLEY, III

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
SWIFT, HOPKINS, INC. T/D/B/A
VS
MARKETING SPECIALISTS, INC.

00-275-CD

COMPLAINT

SHERIFF RETURNS

NOW MARCH 6, 2000 AT 11:30 AM EST SERVED THE WITHIN
COMPLAINT ON MARKETING SPECIALISTS, INC., DEFENDANT AT
EMPLOYMENT 101 N. MAIN ST., DUBOIS, CLEARFIELD COUNTY,
PENNSYLVANIA BY HANDING TO JERRY PANETTE, PERSON IN CHARGE
A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE
KNOWN TO HIM THE CONTENTS THEREOF.
SERVED BY: MCINTOSH/COUDRIET

28.21 SHFF. HAWKINS PAID BY: ATTY
10.00 SURCHARGE PAID BY: ATTY

SWORN TO BEFORE ME THIS

14th DAY OF March 2000

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

SO ANSWERS,

Chester A. Hawkins
by Marilyn Harr
CHESTER A. HAWKINS
SHERIFF

FILED

(MAR 14 2000)
01295pm
William A. Shaw
Prothonotary *GB*

COPY

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

SWIFT, HOPKINS, INC. t/d/b/a, : NO. 00-275 -CD
SWIFT, KENNEDY & CO., :
PLAINTIFF : TYPE OF CASE: CIVIL
VS :
: TYPE OF PLEADING:
MARKETING SPECIALISTS, INC., : COMPLAINT
DEFENDANT :
: FILED ON BEHALF OF:
: PLAINTIFF
: COUNSEL OF RECORD FOR
: THIS PARTY:
: BENJAMIN S. BLAKLEY, III
: SUPREME COURT NO.: 26331
: BLAKLEY, JONES & MOHNEY
: 90 BEAVER DRIVE, BOX 6
: DU BOIS, PA 15801
: (814) 371-2730

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

MAR 02 2000

Attest:

William L. Hause
Prothonotary

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

SWIFT, HOPKINS, INC. t/d/b/a :
SWIFT, KENNEDY & CO., :
Plaintiff :
: No. 00 - -CD
vs. :
: :
MARKETING SPECIALISTS, INC., :
Defendant :
:

NOTICE

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS AFTER THIS COMPLAINT AND NOTICE ARE SERVED, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE AMENDED COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU. 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.

DAVID MEHOLICK, COURT ADMINISTRATOR
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

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

SWIFT, HOPKINS, INC. t/d/b/a :
SWIFT, KENNEDY & CO., :
Plaintiff :
vs. : No. 00 - -CD
MARKETING SPECIALISTS, INC., :
Defendant :
:

COMPLAINT

AND NOW, comes the Plaintiffs, SWIFT, HOPKINS, INC., t/d/b/a SWIFT, KENNEDY & CO., by and through their attorneys, BLAKLEY, JONES & MOHNEY, and filed this Complaint against MARKETING SPECIALISTS, INC. upon the cause of action of which the following is a statement.

1. Plaintiff is SWIFT, HOPKINS, INC. t/d/b/a SWIFT, KENNEDY & CO., a Pennsylvania corporation with its registered offices located at 994 Beaver Drive, Du Bois, Clearfield County, Pennsylvania 15801.
2. MARKETING SPECIALISTS, INC. is a Pennsylvania corporation with its registered offices located at 101 North Main Street, Du Bois, Clearfield County, Pennsylvania.
3. At all times material hereto, the Plaintiff was in the business of sales and service of various forms of policies of insurance.
4. During various times commencing October 2, 1998, and continuing through April 2, 1994, the Defendant did purchase various policies of insurance from the Plaintiff in order to insure various aspects of the Defendant's business and business premises for which the Plaintiff billed the Defendant for premiums totaling \$26,609.09.

5. Having been billed for the premiums upon said policies of insurance purchased by the Defendant from the Plaintiff, the Defendant has failed to make payments upon premium charges due and owing the Plaintiff by the Defendant despite repeated requests for payment by the Plaintiff.

6. That as a result of Defendant's failure to pay premium payments upon the policies of insurance purchased by the Defendant from the Plaintiff, the Plaintiff has billed to the Defendant, service charges and late fees through September 30, 1999, in the amount of \$12,977.48.

7. That the total amount due and owing the Plaintiff by the Defendant as of September 30, 1999, for unpaid insurance premiums and late fees and service charges is \$39,586.57. A copy of the printout outlining all charges made on Defendant's account is attached hereto and marked Exhibit "A."

8. That the Plaintiff has contacted the agents of the Defendant at various times since the initial purchase of insurance policies by the Defendant from the Plaintiff with the latest contacts taking place at various times during the year 1999 and with the agent of the Defendant, specifically Joseph G. Pannette, at all times ratifying and affirming the debt of the Defendant to the Plaintiff and promising payment of said debt by Defendant to the Plaintiff during such periods of contact.

WHEREFORE, Plaintiff demands judgment in its favor and against Defendant, MARKETING SPECIALISTS, INC. in the amount of \$39,586.57, plus interest and costs of suit.

Respectfully submitted,

BLAKLEY, JONES & MOHNEY

By:

Benjamin S. Blakley, III.,
Attorney for Plaintiff

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. Section 4904, relating to unsworn falsification to authorities.

SWIFT, HOPKINS, INC. t/d/b/a
SWIFT, KENNEDY & CO.

DATE: 3/1/00

By: Francis E. Anderson
FRANCIS A. ANDERSON, President

Swift, Kennedy & Co.

994 Beaver Drive

DuBois PA 15801

Phone : 814-371-5270 Fax : 814-371-2898

STATEMENT

Page 1

ACCOUNT NO.	CSR	STATEMENT AS OF
MARKE-1	AT	02/09/00
PRODUCER		
Francis E Anderson		

AMOUNT DUE	AMOUNT PAID
\$ 39586.57	

Marketing Specialists Inc

M E Jones Hearing Instruments

101 N Main St

DuBois, PA 15801

*** PLEASE RETURN TOP PORTION WITH REMITTANCE ***

Inv #	Pol	Eff	Date	Description	Amount	Pay/Credit	Balance Due
*	262		04/29/98	system openi	126.28	0.00	126.28
*	263		03/29/98	system openi	126.28	0.00	126.28
*	264		02/27/98	system openi	126.28	0.00	126.28
*	265		01/28/98	system openi	36099.77	0.00	36099.77
*	2656		06/02/98	Service Char	182.39	0.00	182.39
*	3982		07/01/98	Service Char	182.39	0.00	182.39
*	4918		08/03/98	Service Char	184.22	0.00	184.22
*	6043		09/01/98	Service Char	184.22	0.00	184.22
*	7107		10/06/98	Service Char	186.06	0.00	186.06
*	7946		10/30/98	Service Char	182.39	0.00	182.39
*	8615		11/30/98	Service Char	182.39	0.00	182.39
*	9541		12/31/98	Service Char	182.39	0.00	182.39
*	10222		01/31/99	Service Char	182.39	0.00	182.39
*	11124		02/26/99	Service Char	182.39	0.00	182.39
*	12019		03/31/99	Service Char	182.39	0.00	182.39
*	12939		04/30/99	Service Char	547.18	364.79	182.39
*	13815		05/31/99	Service Char	182.39	0.00	182.39
*	14850		06/30/99	Service Char	182.39	0.00	182.39
*	15763		07/31/99	Service Char	182.39	0.00	182.39
*	16539		08/31/99	Service Char	182.39	0.00	182.39
*	17647		09/30/99	Service Char	182.39	0.00	182.39
Total Balance Due:						39586.57	

* = Item Number

BRANCH-CODE 00	CUSTOMER	17174 MARKETING, SPEC	500.00 09/30/93
10022 01CC2024931	01/02/88-500	3333.09	3333.09 500.00 09/30/93
10023 01CC2024931	01/02/89-500	4889.75	4889.75
18003 BINDER44	06/21/89-500	1072.00	1072.00
17194 01AM246122-5	10/02/89-500	1959.00	1959.00
17279 01CC202493-2	10/02/89-500	2786.50	2786.50
17195 01AM246122-5	01/02/90-500	1948.25	1948.25
17280 01CC202493-2	01/02/90-500	2786.50	2786.50
28838 LAT	06/30/91-500	149.98	149.98
29404 LAT	07/31/91-500	147.43	147.43
29897 LAT	08/31/91-500	168.81	168.81
30440 LAT	09/30/91-500	164.44	164.44
29096 01AM246211-7	10/02/91-500	994.93	994.93
31079 LAT	10/31/91-500	159.44	159.44
31536 LAT	11/30/91-500	173.29	173.29
31936 LAT	12/31/91-500	163.29	163.29
28965 01-CC-202493-4	01/02/92-500	1699.25	1699.25
28097 01AM246211-7	01/02/92-500	1322.75	1322.75
32397 LAT	01/31/92-500	159.10	159.10
32925 LAT	02/29/92-500	169.21	169.21
33419 LAT	03/31/92-500	161.71	161.71
40849 1WC25700980	04/02/92-500	2880.00	2880.00
33887 LAT	04/30/92-500	166.58	166.58
34346 LAT	05/31/92-500	166.58	166.58

AC PRI 3.3 SWIFT ANITA

SWIFT, KENNEDY & COMPANY
MONTH END AGED ACCOUNTS RECEIVABLE FOR PERIOD CLOSING 04/30/98

PRINTED ON 04/24/98 14:59:15

PAGE 20

1	2	3	4	5	6	7	8	9	10	11	12	13
	CUST	SHORT-NAME	TELEPHONE NO									
	INV NO	POLICY NUMBER	EFF DATE-PRD	TOTAL.	PREBILL	CURRENT	30 - 60	60 - 90	OVER 90	LAST PAY AMOUNT	LAST PA DATE	
5	34829	LAT	06/30/92-500	160.02						160.02		
6	35295	LAT	07/31/92-500	161.41						161.41		
7	35734	LAT	08/31/92-500	161.41						161.41		
8	36259	LAT	09/30/92-500	156.41						156.41		
9	36641	LAT	10/31/92-500	153.91						153.91		
10	37160	LAT	11/30/92-500	151.41						151.41		
11	37576	LAT	12/31/92-500	148.91						148.91		
12	38034	LAT	01/31/93-500	143.91						143.91		
13	38470	LAT	02/28/93-500	138.91						138.91		
14	38993	LAT	03/31/93-500	136.41						136.41		
15	49189	01WC257009-90	04/02/93-500	627.00						627.00		
16	39436	LAT	04/30/93-500	136.41						136.41		
17	39875	LAT	05/31/93-500	133.91						133.91		
18	40669	LAT	06/30/93-500	128.91						128.91		
19	41333	LAT	07/31/93-500	123.91						123.91		
20	41983	LAT	08/31/93-500	133.31						133.31		
21	42745	LAT	09/30/93-500	128.31						128.31		
22	43430	LAT	10/31/93-500	128.31						128.31		
23	44069	LAT	11/30/93-500	128.31						128.31		
24	44680	LAT	12/31/93-500	128.31						128.31		
25	45259	LAT	01/31/94-500	128.31						128.31		
26	45934	LAT	02/28/94-500	128.31						128.31		
27	46670	LAT	03/31/94-500	128.31						128.31		
28	57368	01WC257009-00	04/02/94-500	1942.00						1942.00		
29	58927	01AM246122-00	04/02/94-500	306.00						306.00		
30	47259	LAT	04/30/94-500	128.31						128.31		
31	48034	LAT	05/31/94-500	128.31						128.31		
32	48617	LAT	06/30/94-500	128.31						128.31		
33	49257	LAT	07/31/94-500	128.31						128.31		</td

AC PRI 3 3 SWIFT ANITA

SWIFT, KENNEDY & COMPANY

MONTH END AGED ACCOUNTS RECEIVABLE FOR PERIOD CLOSING 04/30/98

PRINTED ON 04/24/98 14:59:15

PAGE 21

CUST INV NO	SHORT-NAME POLICY NUMBER	TELEPHONE NO EFF DATE-PRD	TOTAL	PREBILL	CURRENT	30 - 60	60 - 90	OVER 90	LAST PAY AMOUNT	LAST PAY DATE
	63596 LAT	05/31/96-500	123.26						123.26	
	64179 LAT	06/30/96-500	123.26						123.26	
	64785 LAT	07/31/96-500	123.26						123.26	
	65445 LAT	08/31/96-500	123.26						123.26	
	66184 LAT	09/30/96-500	123.26						123.26	
	66916 LAT	10/31/96-500	125.67						125.67	
	67585 LAT	11/30/96-500	125.67						125.67	
	68243 LAT	12/31/96-500	125.67						125.67	
	68801 LAT	01/31/97-500	125.67						125.67	
	69525 LAT	02/28/97-500	125.67						125.67	
	70116 LAT	03/31/97-500	125.67						125.67	
	70703 LAT	04/30/97-500	125.67						125.67	
	71357 LAT	05/31/97-500	125.67						125.67	
	71916 LAT	06/30/97-500	125.67						125.67	
	72686 LAT	07/31/97-500	126.28						126.28	
	73398 LAT	08/31/97-100	126.28						126.28	
	74131 LAT	09/30/97-100	126.28						126.28	
	74762 LAT	10/31/97-100	126.28						126.28	
	75671 LAT	11/30/97-100	126.28						126.28	
	76379 LAT	12/31/97-100	126.28						126.28	
	77009 LAT	01/31/98-100	126.28						126.28	
	78280 LAT	02/28/98-100	126.28						126.28	
	78878 LAT	03/31/98-100	126.28						126.28	
	79363 LAT	04/30/98-100	126.28						126.28	
CUSTOMER TOTALS			36478.61	0.00	126.28	126.28	126.28	126.28	36099.77	

TF to New Computer

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

15 SWIFT, HOPKINS, INC. t/d/b/a,
SWIFT, KENNEDY & CO., : NO. 00-275 -CD
PLAINTIFF : TYPE OF CASE: CIVIL
VS : TYPE OF PLEADING:
114 MARKETING SPECIALISTS, INC., : COMPLAINT
DEFENDANT : FILED ON BEHALF OF:
: PLAINTIFF
: COUNSEL OF RECORD FOR
: THIS PARTY:
: BENJAMIN S. BLAKLEY, III
: SUPREME COURT NO.: 26331
: BLAKLEY, JONES & MOHNEY
: 90 BEAVER DRIVE, BOX 6
: DU BOIS, PA 15801
: (814) 371-2730

FILED

MAR 02 2000

William A. Shaw
Prothonotary

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CIVIL DIVISION

SWIFT, HOPKINS, INC. t/d/b/a :
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Plaintiff :
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vs. :
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MARKETING SPECIALISTS, INC., :
Defendant :
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Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

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CIVIL DIVISION

SWIFT, HOPKINS, INC. t/d/b/a :
SWIFT, KENNEDY & CO., :
Plaintiff : No. 00 - -CD
vs. :
MARKETING SPECIALISTS, INC., :
Defendant :

COMPLAINT

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Respectfully submitted,

BLAKLEY, JONES & MOHNEY

By:

Benjamin S. Blakley, III.,
Attorney for Plaintiff

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SWIFT, HOPKINS, INC. t/d/b/a
SWIFT, KENNEDY & CO.

DATE: 3/1/00

By: Francis E. Anderson
FRANCIS A. ANDERSON, President

Swift, Kennedy & Co.
 994 Beaver Drive
 DuBois PA 15801
 Phone : 814-371-5270 Fax : 814-371-2898

STATEMENT

Page 1

ACCOUNT NO.	CSR	STATEMENT AS OF
MARKE-1	AT	02/09/00
PRODUCER		
Francis E Anderson		

AMOUNT DUE
\$ 39586.57

AMOUNT PAID

Marketing Specialists Inc
M E Jones Hearing Instruments
101 N Main St
DuBois, PA 15801

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*	17647	09/30/99	Service Char	182.39	0.00	182.39

Total Balance Due: 39586.57

* = Item Number

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10022 01CC2024931	10/02/89-500	3333.09	3333.09	500.00 09/30/93
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17279 01CC202493-2	10/02/89-500	2786.50	2786.50	
17195 01AM246122-5	01/02/90-500	1948.25	1948.25	
17280 01CC202493-2	01/02/90-500	2786.50	2786.50	
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29404 LAT	07/31/91-500	147.43	147.43	
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30440 LAT	09/30/91-500	164.44	164.44	
29096 01AM246211-7	10/02/91-500	994.93	994.93	
31079 LAT	10/31/91-500	159.44	159.44	
31536 LAT	11/30/91-500	173.29	173.29	
31936 LAT	12/31/91-500	163.29	163.29	
28965 01-CC-202493-4	01/02/92-500	1699.25	1699.25	
29097 01AM246211-7	01/02/92-500	1322.75	1322.75	
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33419 LAT	03/31/92-500	161.71	161.71	
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33887 LAT	04/30/92-500	166.58	166.58	
34346 LAT	05/31/92-500	166.58	166.58	

AC PRI 3 3 SWIFT ANITA

SWIFT, KENNEDY & COMPANY
MONTH END AGED ACCOUNTS RECEIVABLE FOR PERIOD CLOSING 04/30/98

PRINTED ON 04/24/98 14:59:15

PAGE 20

1	2	3	4	5	6	7	8	9	10	11	12	13	14
CUST	SHORT-NAME	TELEPHONE NO	INV NO	POLICY NUMBER	EFF DATE-PRD	TOTAL	PREBILL	CURRENT	30 - 60	60 - 90	OVER 90	LAST PAY AMOUNT	LAST PA DATE
34829	LAT	06/30/92-500				160.02						160.02	
35295	LAT	07/31/92-500				161.41						161.41	
35734	LAT	08/31/92-500				161.41						161.41	
36259	LAT	09/30/92-500				156.41						156.41	
36641	LAT	10/31/92-500				153.91						153.91	
37160	LAT	11/30/92-500				151.41						151.41	
37576	LAT	12/31/92-500				148.91						148.91	
38034	LAT	01/31/93-500				143.91						143.91	
38470	LAT	02/28/93-500				138.91						138.91	
38993	LAT	03/31/93-500				136.41						136.41	
49189	01WC257009-90	04/02/93-500				627.00						627.00	
39436	LAT	04/30/93-500				136.41						136.41	
39875	LAT	05/31/93-500				133.91						133.91	
40669	LAT	06/30/93-500				128.91						128.91	
41333	LAT	07/31/93-500				123.91						123.91	
41983	LAT	08/31/93-500				133.31						133.31	
42745	LAT	09/30/93-500				128.31						128.31	
43330	LAT	10/31/93-500				128.31						128.31	
44069	LAT	11/30/93-500				128.31						128.31	
44680	LAT	12/31/93-500				128.31						128.31	
45259	LAT	01/31/94-500				128.31						128.31	
45934	LAT	02/28/94-500				128.31						128.31	
46617	LAT	03/31/94-500				128.31						128.31	
49257	LAT	07/31/94-500				128.31						128.31	
49931	LAT	08/31/94-500				131.44						131.44	
50637	LAT	09/30/94-500				131.44						131.44	
51336	LAT	10/31/94-500				131.44						131.44	
51909	LAT	11/30/94-500				131.44						131.44	
52527	LAT	12/31/94-500				131.44						131.44	
53086	LAT	01/31/95-500				131.44						131.44	
53726	LAT	02/28/95-500				131.44						131.44	
54352	LAT	03/31/95-500				131.44						131.44	
65471	01-WC-257009-10	04/02/95-500				481.00						481.00	
54945	LAT	04/30/95-500				131.44						131.44	
55673	LAT	05/31/95-500				131.44						131.44	
56340	LAT	06/30/95-500				131.44						131.44	
56924	LAT	07/31/95-500				131.44						131.44	
57542	LAT	08/31/95-500				121.73						121.73	
58325	LAT	09/30/95-500				121.73						121.73	
59015	LAT	10/31/95-500				121.73						121.73	
59682	LAT	11/30/95-500				123.26						123.26	
60310	LAT	12/31/95-500				123.26						123.26	
60999	LAT	01/31/96-5											

AC PRI 3 3 SWIFT ANITA

SWIFT, KENNEDY & COMPANY

MONTH END AGED ACCOUNTS RECEIVABLE FOR PERIOD CLOSING 04/30/98

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CUST INV NO	SHORT-NAME POLICY NUMBER	TELEPHONE NO EFF DATE-PRD	TOTAL	PREBILL	CURRENT	30 - 60	60 - 90	OVER 90	LAST PAY AMOUNT	LAST PAY DATE
63956 LAT		05/31/96-500	123.26						123.26	
64179 LAT		06/30/96-500	123.26						123.26	
64785 LAT		07/31/96-500	123.26						123.26	
65445 LAT		08/31/96-500	123.26						123.26	
66184 LAT		09/30/96-500	123.26						123.26	
66916 LAT		10/31/96-500	125.67						125.67	
67585 LAT		11/30/96-500	125.67						125.67	
68243 LAT		12/31/96-500	125.67						125.67	
68801 LAT		01/31/97-500	125.67						125.67	
69525 LAT		02/28/97-500	125.67						125.67	
70116 LAT		03/31/97-500	125.67						125.67	
70703 LAT		04/30/97-500	125.67						125.67	
71357 LAT		05/31/97-500	125.67						125.67	
71916 LAT		06/30/97-500	125.67						125.67	
72686 LAT		07/31/97-500	126.28						126.28	
73398 LAT		08/31/97-100	126.28						126.28	
74131 LAT		09/30/97-100	126.28						126.28	
74762 LAT		10/31/97-100	126.28						126.28	
75671 LAT		11/30/97-100	126.28						126.28	
76379 LAT		12/31/97-100	126.28						126.28	
77009 LAT		01/31/98-100	126.28						126.28	
78280 LAT		02/28/98-100	126.28					126.28		
78878 LAT		03/31/98-100	126.28					126.28		
79363 CPT		04/30/98-100	126.28					126.28		
CUSTOMER TOTALS			36478.61	0.00	126.28	126.28	126.28	126.28	36099.77	

*TF to New
Computer*

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
No. 00-275-CD

SWIFT, HOPKINS, INC., t/d/b/a
SWIFT, KENNEDY & CO., Plaintiff

vs.

MARKETING SPECIALISTS, INC.,
Defendant

PRAECIPE TO ENTER JUDGMENT BY
DEFAULT

FILED

APR 10 2000
Olga S. C. Blakley
William A. Shaw
Prothonotary
Pa. \$200.00

Not. to Dey
Stat. to C. A. Blakley

LAW OFFICES

BLAKLEY, JONES & MOHNEY

90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
STATEMENT OF JUDGMENT

SWIFT, HOPKINS, INC. t/d/b/a SWIFT,

KENNEDY & CO.,

Plaintiff

No. 00-275-CD

vs.

MARKETING SPECIALISTS, INC.,

Defendant(s)

Costs

Int. From

Entry \$ 20.00

Instrument DEFAULT JUDGMENT

Date of Entry April 10, 2000

Expires April 10, 2005

Certified from the record this 10th day of April, 2000

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, 20 ___, of defendant full
satisfaction of this Judgment, Debt, Interest and Costs and Prothonotary
is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

COPY

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

SWIFT, HOPKINS, INC. t/d/b/a :
SWIFT, KENNEDY & CO., :
Plaintiff :
vs. : No. 00 - 275 -CD
MARKETING SPECIALISTS, INC., :
Defendant :
:

NOTICE OF JUDGMENT

TO: MARKETING SPECIALISTS, INC., Defendant

Notice is given that judgment in the above-captioned matter has been entered against you in the amount of \$39,586.57, together with interest and costs of suit on the 10th day of April, 2000.

William A. Shaw, Prothonotary

By: 
Deputy

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

114
SWIFT, HOPKINS, INC. t/d/b/a, : NO. 00-275 -CD
SWIFT, KENNEDY & CO., :
PLAINTIFF : TYPE OF CASE: CIVIL
VS :
MARKETING SPECIALISTS, INC., : TYPE OF PLEADING:
DEFENDANT : PRAECIPE TO ENTER
: JUDGMENT BY DEFAULT
: FILED ON BEHALF OF:
: PLAINTIFF
: COUNSEL OF RECORD FOR
: THIS PARTY:
: BENJAMIN S. BLAKLEY, III
: SUPREME COURT NO.: 26331
: BLAKLEY, JONES & MOHNEY
: 90 BEAVER DRIVE, BOX 6
: DU BOIS, PA 15801
: (814) 371-2730

FILED

APR 10 2000

William A. Shaw
Prothonotary

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

SWIFT, HOPKINS, INC. t/d/b/a	:	
SWIFT, KENNEDY & CO.,	:	
Plaintiff	:	
	:	No. 00 - 275 -CD
vs.	:	
	:	
MARKETING SPECIALISTS, INC.,	:	
Defendant	:	

PRAECIPE TO ENTER JUDGMENT BY DEFAULT

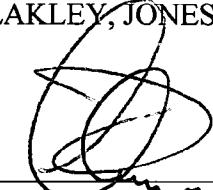
TO: WILLIAM A. SHAW, PROTHONOTARY

Please enter judgment of default in favor of Plaintiff, SWIFT, HOPKINS, INC., t/d/b/a SWIFT, KENNEDY & CO. and against Defendant, MARKETING SPECIALISTS, INC. for Defendant's failure to plead to the Complaint in this action within the required time. The Complaint contains a Notice to Defend within twenty (20) days from the date of service thereof. Defendant was served with the Complaint on March 6, 2000, and Defendant's Answer was due to be filed on March 26, 2000. Attached as Exhibit "A" is a copy of Plaintiff's written notice of intention to file a Praecipe for Entry of Default Judgment, which I certify was mailed by regular mail to the Defendant at its last known address on March 29, 2000, which is at least ten (10) days prior to the filing of this Praecipe. There is no attorney of record for the Defendant in this matter.

Please assess damages in the amount of \$39,586.57, plus interest and costs of suit, being the amount demanded in the Complaint.

Respectfully submitted,

BLAKLEY, JONES & MOHNEY



Benjamin S. Blakley, III, Esquire
Attorney for Plaintiff

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

SWIFT, HOPKINS, INC. t/d/b/a
SWIFT, KENNEDY & CO.,
Plaintiff
vs.
MARKETING SPECIALISTS, INC.,
Defendant

No. 00 - 275 -CD

TO: Marketing Specialists, Inc.
M. E. Jones Hearing Instruments
101 North Main Street
Du Bois, PA 15801

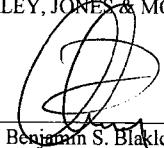
DATE OF NOTICE: March 29, 2000

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR WRITTEN DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Office of the Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830
(814) 765-2641

BLAKLEY, JONES & MOHNEY

BY: 

Benjamin S. Blakley, III,
Attorney for Plaintiff

EXHIBIT "A"